



**MC Legal Report
Summary of Significant Filings, Legal Activity
and
Federal Energy Regulatory Commission (Commission) and Court Orders
(July 10 – September 13, 2021)**

ORDERS

On September 13, 2021, the Commission accepted PJM's compliance filing to the Commission's June 22, 2021 order, to establish an effective date of September 1, 2021, for the implementation of the fast-start pricing revisions to the PJM Tariff and OA. (ER19-2722-005 and ER19-2722-006)

On September 2, 2021, the Commission issued an order establishing a replacement Market Seller Offer Cap set at Net ACR. In setting this replacement rate the Commission exercised its discretion not to order refunds; granted PJM's waiver request filed on July 16, 2021 to establish new relevant pre-auction deadlines for the Dec. auction within 5 business days. PJM filed on September 10, 2021. The commission also directed PJM to submit a compliance filing within 30 calendar days of the date of this order (October 3, 2021) revising its Tariff, as specified in Attachment A of the order. (EL19-47-000, EL19-63-000 & ER21-2444-000)

On August 27, 2021, the Commission issued an order denying a complaint filed against PJM by Jackson Generation alleging that PJM failed to file mitigation determinations with the Commission. In the order denying the complaint, the Commission agreed with PJM that the Tariff does not require PJM to file mitigation determinations with the Commission. (EL21-82)

On August 26, 2021, the Commission accepted PJM's revisions to the PJM OA, Schedule 12 to reflect the permanent termination of JPTC, LLC (JPTC) as a PJM Member in accordance with PJM OA, sections 15.1.6 (c) and 4.1 (c) as a result of being declared in credit default 3 times within a 12 month period. The effective date of JPTC's termination is August 30, 2021. (ER21-2239-000)

On August 24, 2021, the Commission issued an order approving proposed North American Electric Reliability Corporation (NERC) Reliability Standards EOP-011-2 (Emergency Preparedness and Operations), IRO-010-4 (Reliability Coordinator Data Specification and Collection), and TOP-003-5 (Operational Reliability Data) (collectively, the Cold Weather Reliability Standards). The Commission also approved: (i) the associated violation risk factors (VRFs) and violation severity levels (VSLs), (ii) NERC's proposed implementation plan, and (iii) the retirement of the currently-effective Reliability Standards immediately prior to the effective date. (RD21-5)



ORDERS (cont'd)

On August 23, 2021, the Commission accepted PJM's revisions to the PJM Tariff interconnection deficiency review deadline requirements to allow PJM additional time to meet these deadlines, and to make other related Tariff changes. The additional time is needed in light of the extremely large number of New Service Requests PJM has received in recent queue windows and expects to continue to receive. The proposed Tariff changes were subject to, and endorsed during, the PJM stakeholder process, and requested to be effective August 23, 2021. (ER21-2203)

On August 23, 2021, the Court (D.C. Circuit) issued an Order granting FERC's motion for voluntary remand. The Court suspended the briefing schedule and ordered that the consolidated cases be held in abeyance pending further order by the Court. Also, FERC was directed to file status reports at 90-day intervals beginning on Nov. 22, 2021. (20-1372, *et al.*)

On August 18, 2021, the Commission accepted for filing PJM's proposed revisions to effectuate the "long-term" pricing/dispatch reforms, effective November 1, 2021. (ER21-1919)

On August 10, 2021, the Commission issued an order Accepting Tariff Revisions Subject to Conditions and Establishing a Show Cause Proceeding (Order). In the order, the Commission accepted the proposed Tariff revisions to become effective June 6, 2021, as requested, subject to minor conditions to be addressed in a compliance filing due within 30 days. PJM filed on September 9, 2021. On the contested issue concerning whether the Capital Recover Factor (CFR) rates for existing Black Start Units remain just and reasonable, the Commission set that issue for separate Federal Power Act section 206 proceedings and directed PJM to either (1) propose revisions to its Black Start Service rates to reflect changes in the federal corporate income tax rate and describe the methodology used for making those revisions; or (2) show cause why it should not be required to do so by October 12, 2021 (60 days). (ER21-1635-001 and EL21-91)

On August 9, 2021, the Commission issued an order approving PJM's June 22, 2021 request for a prospective one-time waiver of the PJM OA to allow PJM to postpone, by up to one month, the Members Committee's consideration of a nomination for a vacancy on the PJM Board of Managers. In the request, PJM stated that the waiver was necessary to ensure sufficient time for the completion of due diligence, including a background check, prior to announcing the proposed nominee to be considered and voted on by the Members Committee. (ER21-2184)

On August 3, 2021, the Commission issued an order resolving Panda Stonewall's reactive rate proceeding. The Commission directed PJM to refund to Dominion Zone customers the entire amount withheld to date as security for Panda Stonewall's refund obligation within 7 days of the date of the order. To the extent that such amount held by PJM is less than the full amount due, the remaining balance must be paid, pro rata, over nine months beginning August 2021, with interest. The order further directs PJM to



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withhold from Panda Stonewall's market revenue the amount necessary to pay the required monthly refunds and to remit those funds directly to Dominion Zone customers. (ER17-1821-004)

On July 30, 2021, the Commission accepted PJM's revised FPA section 205 filing to establish an Effective Load Carrying Capability (ELCC) construct for determining the relative amount of capacity that variable, limited duration, and combination resources may offer in PJM's capacity market or provide in a Fixed Resource Requirement (FRR) capacity plan. The Commission granted PJM's requested effective date of August 1, 2021, and directed PJM to file an informational filing summarizing its posted ELCC methodology documentation, model, and input data, within 30 days of such posting. PJM filed on September 13, 2021. (ER21-2043)

On July 29, 2021, the Commission issued an order dismissing a complaint filed by Duquesne Light Company (Duquesne Complaint). Duquesne's complaint requested an order directing PJM to refrain from submitting proposed amendments to the PJM OA that PJM determines violate the Consolidated Transmission Owners Agreement. Specifically, the Commission dismissed the complaint finding that there is no longer a case and controversy, that the issue raised by the complaint could be litigated in particular cases if it arose again, and that the complaint was essentially a request for a declaratory order. PJM filed a request for clarification on August 30, 2021. (EL20-59)

On July 29, 2021, the Commission issued an order addressing arguments raised on rehearing relating to its December 17, 2020 order rejecting a proposal supported by a vote of stakeholders to revise OA, Schedule 6 (Joint Stakeholder Proposal). The Joint Stakeholder Proposal provided a structure for end-of-life-driven transmission projects (EOL Projects) to be reviewed and developed under PJM's Regional Transmission Expansion Plan. The July 29 order continues to reject the Joint Stakeholder Proposal with modified discussion. Specifically, although the Consolidated TOA does not clearly indicate whether the TOs "specifically transferred" responsibility for EOL Projects to PJM, looking beyond the four corners of the CTOA, the Commission found there was no intent for the PJM TOs to delegate consideration of EOL Projects to PJM. (ER20-2308-001)

On July 22, 2021, the Commission issued a procedural (non-substantive) order denying Long Island Power Authority and Neptune Regional Transmission System, LLC's request for rehearing of the Commission's May 21, 2021 order accepting PJM's proposed revisions to the PJM Tariff, Schedule 12 – Appendix and Schedule 12 – Appendix A to update annual cost responsibility assignments for Regional Facilities, Necessary Lower Voltage Facilities and Lower Voltage Facilities consistent with PJM Tariff, Schedule 12. (ER21-726-002)

On July 16, 2021, the Commission denied a complaint filed by LS Power Development, LLC and Doswell Limited Partnership against PJM. In the order, the Commission agreed with PJM that there was no violation of the RAA by approving and accepting Fixed Resource Requirement Alternative elections based on a one-year FRR Capacity Plans. (EL21-72)



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On July 16, 2021, the Commission granted in part PJM's June 21, 2021 request for clarification or, in the alternative, rehearing of the Commission's May 20, 2021 order regarding the FTR forfeiture rule. In the order, the Commission clarified that PJM will not suffer adverse consequences for failing to apply the pre-2017 FTR forfeiture rule between May 20, 2021 and the Commission's acceptance of a replacement rate in the proceeding. The Commission also explained that while its clarification meant that there will be no FTR forfeiture rule in effect between May 20, 2021 and the date the Commission imposes a replacement rate, the Commission's Anti-Manipulation Rule remains in effect during this period. The Commission dismissed as moot PJM's request for rehearing, and also dismissed a request for clarification or, in the alternative, rehearing submitted by VECO Power Trading, LLC. (ER17-1433-002)

On July 15, 2021, the Commission issued a letter order accepting PJM's revisions to the PJM Tariff and PJM OA to remove provisions that allow an entity to buy-through congestion for certain interchange transactions that PJM would have otherwise curtailed by implementing the NERC transmission loading relief procedures. The revisions are effective August 5, 2021, as requested. (ER21-2079)

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On September 13, 2021, PJM submitted an informational filing summarizing its posted Effective Load Carrying Capability (ELCC) methodology documentation, model, and input data. The informational filing was made in compliance with the Commission's July 30, 2021 order accepting PJM's proposed revised ELCC methodology. (ER21-2043)

On September 10, 2021, PJM submitted a compliance filing pursuant to the September 2, 2021 order proposing revised pre-auction deadlines impacted by the new Market Seller Offer Cap rules. As part of this filing, PJM also included a request for waiver of certain RPM auction schedules and a motion for a shortened comment period of 7 days. (ER21-2877-000, EL19-47-000, EL19-64-000 and ER21-2444-000)

On September 9, 2021, PJM filed modifications to the PJM Tariff, Schedule 6A, concerning Black Start Service in compliance with the order issued by the Commission on August 10, 2021, in Docket No. ER21-1635-000 (August 10 order). In the August 10 order, the Commission accepted the PJM's Black Start Filing submitted on April 7, 2021. Specifically, the Commission accepted the April 7 Filing's proposed revisions to certain non-rate terms and conditions for Black Start Service, accepted the change to the Minimum Tank Suction Level (MTSL) calculation subject to PJM correcting typographical errors in that calculation, and accepted the proposed Tariff revisions for the Capital Recovery Factor (CRF) for new Black Start Units (units committed after June 6, 2021) subject to this compliance filing. (ER21-1635-002)



FILINGS (cont'd)

On September 7, 2021, PJM filed an Answer to comments and protests filed in response to PJM's July 30, 2021 proposal to reform the application of the Minimum Offer Price Rule (MOPR) in PJM's capacity market, known as the Reliability Pricing Model and adopt a focused MOPR under section 205 of the Federal Power Act. In this Answer, PJM maintains that replacing the existing MOPR with the proposed focused MOPR will appropriately mitigate Buyer-Side Market Power while ensuring just and reasonable rates. (ER21-2582-000)

On September 3, 2021, PJM submitted an informational filing requesting that the Commission lift the abeyance in this proceeding and grant the effective dates that remain consistent with the effective dates previously requested in PJM's August 1, 2019 filing in this docket and accepted by the Commission in the respective dockets filed subsequent to PJM's March 17, 2017 filing in Docket No. ER17-1236-000. (ER19-2517-000 and -001)

On September 2, 2021, PJM filed an answer to protests regarding PJM's July 19, 2021 compliance filing proposing revisions to the Tariff and OA related to the Financial Transmission Rights (FTR) forfeiture rule. In its July 19, 2021 compliance filing, PJM proposed a revised approach to triggering forfeiture of applicable FTR-related revenues when appropriate, and provided additional related information requested by the Commission. (ER17-1433-003)

On September 1, 2021, PJM submitted updates to its compliance filings to satisfy the requirements of Order No. 1000 to correct language surrounding PJM's use of Designated Entity Agreements (DEAs). The limited revisions are to clarify the meaning of ambiguous provisions and ensure consistency throughout Schedule 6, section 1.5.8. Commission acceptance of this filing will help to eliminate any potential ambiguities related to the OA language and address compliance concerns. PJM requested an effective date of November 1, 2021 for the tariff revisions filed in this docket. (ER13-198)

On August 30, 2021, PJM submitted a Request for Clarification relating to certain statements in the Commission's July 29 order dismissing the Complaint of the Duquesne Light Company (Duquesne Complaint). These statements were made in response to a hypothetical posed by Duquesne's Complaint. In the event of any future disputes, PJM seeks clarification that these statements in the July 29 order were not needed to dismiss the Complaint. (EL20-59-001)

On August 30, 2021, PJM filed an update to the July 16, 2021 compliance filing to comply with the Commission's June 22, 2021 order to establish an effective date of September 1, 2021, for the implementation of the fast-start pricing revisions to the PJM Tariff and OA. The purpose of this update was to correct a clerical error relating to a single tariff record. (ER19-2722-006)



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On August 30, 2021, PJM filed a limited answer and reservation of rights regarding Carolinas Clean Energy Business Association's (CCEBA) July 30, 2021 complaint to fix the Affected System Coordination Process (CCEBA Complaint) and subsequent August 25, 2021 Motion to Withdraw of the complaint, to preserve PJM's rights in the event the Commission denies the Motion to Withdraw. The withdrawal was based upon commitments by Duke and PJM to work towards an improved JOA. (EL21-92)

On August 30, 2021, PJM filed an answer to the Complaint and Request for Fast Track Processing (Complaint) of Kendall County Solar Project, LLC (Kendall Complainant). The Complaint alleges that PJM has failed to comply with its open access transmission tariff (Tariff), by not completing the System Impact Study for Complainant's project within 120 days. The Answer demonstrates that the Complaint should be denied as Complainant has not shown that PJM is not complying with its Tariff or that PJM's interconnection procedures are unjust and unreasonable. (EL21-95)

On August 30, 2021, PJM submitted a Motion for Leave to Answer and Limited Answer in which it responded to limited points made in the complaint and filings submitted by SOO Green HVDC Link Project Co, LLC and the Union of Concerned Scientists. (EL21-85)

On August 26, 2021, PJM submitted proposed revisions to PJM Tariff, Schedule 12-Appendix A to incorporate cost responsibility assignments for 2 baseline upgrades included in the recent update to the Regional Transmission Expansion Plan approved by the PJM Board of Managers on July 29, 2021. PJM requested an effective date of November 24, 2021, and the comment period deadline is September 16, 2021. (ER21-2774)

On August 26, 2021, PJM submitted for filing revisions to Tariff, Attachment P (Form of Interconnection Construction Service Agreement (ICSA)) to (1) add language to Tariff, Attachment P, section 1 to account for circumstances when an ICSA supersedes an already-effective ICSA, and (2) restructure Tariff, Attachment P, Appendix 2, section 14.1.1 to clarify when ICSAs terminate upon completion of construction in a manner that provides PJM and the affected Construction Entities with the requisite level of awareness to effectively manage such terminations. PJM requested the revisions be effective as of October 26, 2021. (ER21-2771)

On August 25, 2021, PJM submitted for filing revisions to the Tariff to provide that requests for longer duration Non-Firm Point-to-Point (PTP) Transmission Service will not preempt previously granted shorter duration Non-Firm PTP requests. PJM requested an effective date of October 25, 2021 for the revisions. (ER21-2770)



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On August 23, 2021, PJM submitted a response to the joint motion of the two petitioners and respondent to extend certain deadlines. The FERC Orders under review in Case No. 20-1449 clarified and confirmed the respective roles of PJM and the Transmission Owners in planning certain transmission facility replacements. PJM opposed the extension of deadlines in Case No. 20-1449 in the interest of achieving finality sooner, and asked the Court to allow the case to proceed. (No. 20-1449, *et al.*)

On August 23, 2021, PJM submitted a Petition to terminate a specific aspect of the previously granted waiver related to pre-Base Residual Auction (BRA) deadlines. Specifically, PJM seeks to reinstate the Tariff imposed deadline for the submission of Peak Shaving Adjustment plans for the BRA associated with the 2024/2025 Delivery Year and subsequent Delivery Years to ensure such plans are timely incorporated into the annual load forecasts. PJM also moved to shorten the comment period for this Petition to September 3, 2021. (ER21-2750)

On August 23, 2021, PJM submitted a motion for leave to answer and limited answer in the fast-start pricing compliance proceeding, in response to an August 9, 2021 comment from the IMM. In its answer, PJM explained why the issues raised in the IMM's comments were far outside the scope of the final compliance directive, which was to change the effective date of PJM's fast-start eTariff records to 9/1/21, and also addressed the substantive claims made by the IMM. (ER19-2722-005)

On August 16, 2021, PJM filed an informational report to inform the Commission of PJM's interconnection study performance pursuant to the Commission's Order No. 845, Order No. 845-A, and Order No. 845-B and PJM Tariff, Part IV, section 41.6. PJM is submitting this informational report to inform the Commission of PJM's interconnection study performance, and to describe the reasons for exceeding the Facilities Studies deadlines and steps PJM is taking to prevent such delays in the future. (ER19-1958-003)

On August 16, 2021, PJM submitted a Request for Clarification of the July 15, 2021 Order on Paper Hearing in the Dayton Power and Light rate case (one the Return on Equity Issue). The requested clarification would establish that the July 15 order does not pre-judge the generic rulemaking in Docket No. RM20-10-000. Also, the requested clarification would provide an opportunity for the Commission to acknowledge that certain of its statements are not generally-applicable legal rules because they are not necessary to the case-specific disposition in this docket, further recognize another EAct 2005 requirement mandating Transmission Organizations with organized electricity markets to also plan and expand transmission facilities, and minimize due process concerns. (ER20-1068-003)

On August 11, 2021, PJM submitted an answer in support of Duke Energy Progress, LLC's (DEP) Motion for extension of time to respond to the complaint concerning Affected Systems coordination (CCEBA Complaint) filed by Carolinas Clean Energy Business Association (CCEBA) against PJM and DEP. PJM



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supports DEP's request for an 11-day extension of time to provide PJM and DEP with sufficient time to review, analyze, and prepare their responses to the Complaint. (EL21-92)

On August 10, 2021, PJM filed revisions to PJM OA, Schedule 12 to reflect the termination of: (i) Ozark International, Inc.; and (ii) Krayn Wind, LLC (together referred to as the "Entities in Default"), as PJM Members in accordance with PJM OA, section 4.1 (c). PJM's determination to seek termination of the Entities in Default as PJM Members is the result of their PJM OA, section 11.3.1 (a) defaults following the Entities in Default's breach of their obligations to complete the 2020 Member recertification requirements listed in Manual 33, section 3.1.11. PJM requested an effective date of October 11, 2021 for the revisions. (ER21-2640-000)

On August 9, 2021, PJM submitted an informational filing describing the status and target schedule of its Order No. 2222 stakeholder process, as required by the Commission's April 9, 2021 order extending the due date of PJM's Order No. 2222 compliance filing from July 19, 2021 to February 1, 2022. (RM18-9)

On August 6, 2021, the ISO/RTO Council filed a motion for extension of time to submit comments on the Commission's Advance Notice of Proposed Rulemaking (ANOPR), which presented potential reforms to improve electric regional transmission planning and cost allocation and generator interconnection processes. The ISO/RTO Council requested that the Commission extend the deadlines to submit initial comments in the proceeding from October 12, 2021 to December 1, 2021 (50 days), and reply comments from November 9, 2021 to January 31, 2022 (an additional 30 days to the original 30-day reply comment period). (RM21-17)

On August 6, 2021, PJM and the Midcontinent Independent System Operator, Inc. (MISO) filed comments in response to the North American Electric Reliability Corporation's (NERC) petition for approval of proposed Reliability Standards EOP-011-2 (Emergency Preparedness and Operations), IRO-010-4 (Reliability Coordinator Data Specification and Collection), and TOP-003-5 (Operational Reliability Data) (collectively, the Cold Weather Reliability Standards). (RD21-5)

On August 6, 2021, in a federal court action relating to the Transource's Project 9A, PJM submitted a reply in support of its July 19, 2021 Motion for Leave to File Amicus Curiae Brief offering PJM's perspective and experience as the organization responsible for regional transmission planning in the Mid-Atlantic Region. The reply emphasizes PJM's great respect for the authority and decisions of the PAPUC and other state commissions, and recognizes that the PAPUC and other state commissions are not required to approve every PJM-selected transmission project presented to them. The reply further acknowledges that state commissions retain significant authority to grant or deny permission to authorize the construction of a PJM-selected project on grounds including impacts of a project's route on public health and safety, natural



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resources, or the environment. The reply nevertheless asserts that PJM satisfies the criteria for filing an amicus brief, sets forth PJM's independent interest in the case, and explains that the preemption claim before the Court in this case turns on discrete questions of law concerning the effect of PJM's determination, under its Commission-approved tariff, that there is a need to alleviate regional system congestion. (*Transource Pennsylvania, LLC v. Dutrieuille*, Case No. 1:21-cv-01101-JPW (M.D. Pa.))

On August 5, 2021, PJM submitted its sixth informational filing in compliance with the Commission's February 5, 2021 order. The informational filing provides the Commission with additional information regarding Panda Stonewall LLC's satisfaction of PJM's January 21, 2021 Collateral Call, and PJM's determination concerning whether Panda Stonewall presents an unreasonable credit risk to the PJM Markets. This informational filing also includes an explanation of PJM's compliance with the Commission's August 3, 2021 order resolving Panda Stonewall's reactive rate proceeding and a request that the Commission confirm that PJM has no obligation under the February order to provide any further 30-day informational reports. (ER21-972)

On August 2, 2021, PJM filed a Motion for Leave to Answer and Answer to certain pleadings filed on June 28, 2021 and July 13, 2021, in the Illinois Municipal Electric Agency v. PJM Compliant proceeding (IMEA Compliant). The IMEA Complaint alleges that PJM's proration of Incremental Capacity Transfer Rights allocated to IMEA for the 2021/2022 Delivery Year and future Delivery Years violates the PJM Tariff and IMEA's Upgrade Construction Service Agreement IMEA. This answer to answer, among other things, reiterates that IMEA's Tariff interpretation arguments do not support their position that there is a material issue of fact that requires the Commission to set this complaint for hearings. (EL21-79)

On July 28, 2021, PJM filed comments in response to the Commission-issued Deficiency Letter of August 20, 2021. This proceeding was initiated by the PJM TO's filing on June 30, 2021, which proposes revisions to the PJM Tariff to provide the PJM TO's with the option to elect to fund the capital cost re: Network Upgrade Funding Agreement (NUFA), for upgrades necessary to accommodate generator interconnections in order to earn a return of and on such costs. The due date for PJM to respond is September 20, 2021. (ER21-2282)

On July 27, 2021, PJM submitted revisions to PJM Tariff, section 4.2 in compliance with the February 4, 2020 Final Rule issued by the Commission in Docket No. *RM05-5-027*. PJM (i) incorporates by reference the latest version of the Standards for Business Practices and Communication Protocols for Public Utilities (Business Practice Standard") adopted by the Wholesale Electric Quadrant (WEQ) of the North American Energy Standards Board (NAESB); (ii) requests a continued waiver of certain WEQ NAESB Business Practice Standards previously granted by the Commission; and (3) requests new waivers of WEQ NAESB



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Business Practice Standards that are newly proposed in version 3.2. PJM requested an October 27, 2021 effective date for the revisions. (ER21-2524)

On July 27, 2021, PJM filed an Answer to the Complaint filed by SOO Green HVDC Link ProjectCo, LLC (SOO Green) on June 21, 2021. PJM requested that the Commission deny the Complaint, as SOO Green has not met its burden under Section 206 of the Federal Power Act to demonstrate that PJM's Tariff and OA are unjust or unreasonable, and that its proposed remedies are just and reasonable and not unduly discriminatory or preferential. In addition, PJM observes that a complaint proceeding is not the appropriate vehicle for addressing the issues raised in the Complaint as they are better addressed in a stakeholder process or the Commission's new Advance Notice of Proposed Rulemaking docket (*RM21-17*). (EL21-85)

On July 26, 2021, PJM filed reply comments in response to the Commission's Supplemental Notice of Proposed Rulemaking (Supplemental NOPR) and initial comments filed in the docket regarding proposed revisions to the RTO-Participation Incentive. PJM's comments addressed the challenges of implementing certain alternative incentive proposals, the lack of non-return on equity alternative proposals in the record, and an analysis of authority relied upon by commenters in this docket. PJM's reply comments encourage the Commission to reconsider the Supplemental NOPR and assess its implementation challenges. (*RM20-10*)

On July 23, 2021, PJM submitted comments in the Commission's rulemaking docket regarding Participation of Aggregators of Retail Demand Response Customers in Markets Operated by RTOs/ISOs. (*RM21-14*)

On July 23, 2021, PJM submitted an informational filing on interim steps to comply with the Commission's Orders on Parameter Offer Schedules of May 28 and June 17, 2021 by clarifying PJM's business practices regarding the use of Real Time Values. September 15, 2021 is the due date for PJM to file reply comments. (EL21-78)

On July 19, 2021, PJM submitted a Motion for Leave to File Amicus Curiae Brief to offer PJM's perspective and experience as the organization responsible for regional transmission planning in the Mid-Atlantic Region in the federal preemption complaint matter filed by Transource 9A. The brief sets forth PJM's authority to engage in regional planning pursuant to the Federal Power Act, Commission regulation, and PJM's tariffs. The brief also contends that the Pennsylvania Public Utility Commission's (PAPUC) decision rejecting the "need" for TranSource's IEC Project is contrary to federal law and PJM's Commission-approved "filed rate" for selecting market efficiency projects. The brief explains that state commissions like the PAPUC have a legitimate role in transmission siting, including assessing impacts on public health and safety, natural resources, and environmental impacts, determining routes, and considering alternative routes. (Civil Action No. 1:21-cv-01101-JPW (M.D. Pa.))



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On July 19, 2021, PJM submitted responses to the Commission's January 19, 2021 order Directing Reports, which directed RTOs/ISOs to submit responses to several questions related to the integration of hybrid resources in organized markets. Comments on both the RTO/ISO informational reports, and on a separate Commission staff whitepaper on hybrid resources drawn from the associated technical conference in this docket, were due August 18, 2021. (AD20-9)

On July 16, 2021, PJM filed, in compliance with the Commission's June 22, 2021 order, to establish an effective date of September 1, 2021, for the implementation of the fast-start pricing revisions to the PJM Tariff and OA. (ER19-2722-005)

On July 15, 2021, PJM submitted a notice to inform the Commission in its request for a waiver of OA requirements regarding the timing of an election that on July 14, 2021, at a special session of the PJM Members Committee, David E. Mills was elected to the PJM Board of Managers. The Commission granted this request on August 9, 2021. (ER21-2184)