

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

PJM INTERCONNECTION, L.L.C) **Docket No. ER21-460-000**

**COMMENTS
OF THE PJM POWER PROVIDERS GROUP**

On November 23, 2020, PJM Interconnection, L.L.C. (“PJM”), PJM Interconnection, L.L.C. (“PJM”), submitted proposed revisions to the Amended and Restated Operating Agreement of PJM Interconnection, L.L.C. (“Operating Agreement”) and the PJM Open Access Transmission Tariff (“Tariff”) to comply with the directives in the Federal Energy Regulatory Commission (the “Commission” or “FERC”) September 17 Order (“PJM Filing”).¹ The Commission’s September 17, 2020 Order granted in part, and denied in part, Petition for Declaratory Order and Complaint, and instituted a proceeding under Section 206 of the Federal Power Act, issued in Docket Nos. EL20-30-000 and EL20-56-000.²

On October 19, 2020, Lawrenceburg Power, LLC, requested rehearing of the September 17 Commission Order,³ and thus currently awaits further Commission consideration pursuant to the November 19, 2020, Commission’s denial of rehearing and notice of further consideration.

¹ *PJM Interconnection, L.L.C.*, Docket No. ER21-460-000, November 23, 2020 (“PJM Filing”).

² *Ind. Mun. Power Agency v. PJM Interconnection, L.L.C.*, 172 FERC ¶ 61,243 (2020) (“September 17 Order”).

³ Request for Rehearing of Lawrenceburg Power, L.L.C., Docket Nos. EL20-30-001 and EL20-56-001, October 19, 2020.

On November 24, 2020, the Commission issued a Combined Notice of Filings #1 setting December 14, 2020, as the deadline to intervene or protest the filing. On December 4, 2020, pursuant to Rule 214 of the Rules of Practice and Procedure of the Commission, 18 C.F.R. § 385.214 (2018), the PJM Power Providers Group (“P3”)⁴ submitted a doc-less motion to intervene. P3 respectfully submits these comments⁵ in support of the PJM Filing.

I. COMMENTS

Although P3 disagrees with the directives set forth by the Commission in the September 17 Order, and P3 filed a protest explaining its position against such revisions,⁶ P3 is supportive of PJM’s Filing as it appears consistent with the directives ordered by the Commission. P3 in its protest asserted that the Commission should deny the Complaint and assert exclusive jurisdiction over station power netting pursuant to the PJM Tariff.⁷

In order to comply with the September 17 Order, PJM is adding a new subsection (iv) to the station power provisions in Operating Agreement, Schedule 1, section 1.7.10(d). Included in the new subsection (iv) is a clarification that PJM “is not responsible for determining Relevant Electric Retail Regulatory Authority-jurisdictional retail rates.”⁸ Also, in compliance with the

⁴ P3 is a non-profit organization dedicated to advancing federal, state and regional policies that promote properly designed and well-functioning electricity markets in the PJM Interconnection, L.L.C. (“PJM”) region. Combined, P3 members own over 67,000 MWs of generation assets and produce enough power to supply over 50 million homes in the PJM region covering 13 states and the District of Columbia. For more information on P3, visit www.p3powergroup.com.

⁵ The comments contained in this filing represent the position of P3 as an organization, but not necessarily the views of any particular member with respect to any issue.

⁶ See Joint Protest of the PJM Power Providers Group and the Electric Power Supply Association to March 6, 2020 Complaint and Petition by the Indiana Municipal Power Agency, et al., Docket No. EL20-30-000, May 1, 2020.

⁷ See *id* at p. 2. P3 was joined in the Protest by the Electric Power Supply Association.

⁸ PJM Filing at p. 4.

September 17 Order, PJM is expressly clarifying in new subsection (iv) that “the monthly netting provision in section 1.7.10(d)(i) above does not determine whether a retail sale of station power has occurred in a month.”⁹ P3 supports the PJM revisions as being consistent with the Commission directives set forth in the September 17 Order and urges the Commission to accept PJM’s filing as submitted.

II. CONCLUSION

For the foregoing reasons, P3 agrees with the proposed revisions set forth by PJM in its November 23, 2020 compliance filing, as they are consistent and in compliance with the Commission’s September 17 Order. P3 urges the Commission to accept the filing as submitted with an effective date of September 23, 2020.

Respectfully submitted,

On behalf of the PJM Power Providers Group

By: Glen Thomas

Glen Thomas

Diane Slifer

GT Power Group

101 Lindenwood Drive, Suite 225

Malvern, PA 19355

gthomas@gtpowergroup.com

610-768-8080

Dated: December 14, 2020

⁹ *Id.*

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the Official Service List compiled by the Secretary in this proceeding.

Dated at Washington, D.C., this 16th day of December, 2020.

On behalf of the PJM Power Providers Group

By: By: Glen Thomas

Glen Thomas

GT Power Group

101 Lindenwood Drive, Suite 225

Malvern, PA 19355

gthomas@gtpowergroup.com

610-768-8080