

Proposed New Section in Manual 34

11.18 – Rejected FERC Filings

Following completion of the stakeholder process on a specific issue, proposed revisions to PJM's governing documents may be necessary, and if so, will be filed with the FERC. If stakeholder endorsement or approval had been reached on the proposed revisions they would be filed under section Federal Power Act (FPA) Section 205. In the absence of stakeholder consensus, PJM may still elect to file proposed revisions to governing documents. In such cases, the filing would be made under FPA Section 205 for revisions to the Tariff or Reliability Assurance Agreement, and under FPA Section 206 for any related changes to the Operating Agreement.

Ultimately the FERC will act on such filings in one of the following ways:

- Acceptance of the filing – in this case the updated governing documents will go into effect on the date approved by the FERC.
- Acceptance with a compliance requirement – in this case PJM has an obligation to file additional information with FERC for approval, and upon FERC's ultimate approval the updated governing documents will go into effect on the date approved by the FERC. The process for the compliance filing is included in Manual 34 Appendix I.
- Reject the filing - in this case no proposed governing document revisions will go into effect.

In the event that the FERC rejects a filing, there may be interest among PJM and/or stakeholders to pursue additional consideration of the issue. In such cases, the following guidelines apply:

- No later than 90 days after the notice of FERC's rejection of such a filing, PJM (on its own initiative or at the request of a stakeholder) will present to a Senior Standing Committee the content of the related FERC order and recommend next steps.
- Discussion of future paths will be conducted, including discussion of all potential stakeholder process options (e.g. re-commencement of the stakeholder process, identification of refinements or new options/proposals, or any other determination to which the Senior Standing Committee agrees).

Nothing in this section shall be interpreted as impacting either Manual 34 Appendix 1 or PJM's rights to make filings to governing documents under FPA Sections 205 or 206.