

MC Legal Report
Summary of Significant Filings, Legal Activity
and
Federal Energy Regulatory Commission (Commission) and Court Orders
(Oct. 11, 2025 – Nov. 10, 2025)

ORDERS

On November 10, 2025, in Docket No. ER25-3541-000, the Commission issued a delegated letter order accepting PJM's compliance filing to modify Operating Agreement, Schedule 2, section 5 to comply with the directives of the Commission's August 14, 2025 order in Docket No. EL24-91-000. The Commission accepted the revisions, effective December 5, 2025.

On November 7, 2025, in Docket No. ER25-2941-001, the Commission issued an Order accepting NextEra Energy Transmission MidAtlantic, Inc.'s (NextEra) revisions to Attachments H-33 and H-33A of the PJM Open Access Transmission Tariff (Tariff) to permit NextEra's Annual Transmission Revenue Requirement to be allocated pursuant to the PJM Tariff effective September 21, 2025.

On October 31, 2025, in Docket No. ER25-3413-000, the Commission issued a delegated letter order accepting PJM's limited revisions to its Reliability Assurance Agreement Among Load Serving Entities to update the Gas Combined Cycle Dual Fuel Class and the Gas Combustion Turbine Dual Fuel Class to include certain dual fuel capable gas-fired resources that are similarly situated and comparable to the existing classes of dual fuel gas-fired resources. The Commission accepted the revisions, effective November 11, 2025.

On October 30, 2025, in Docket No. ER26-34-000, the Commission issued an Order denying Hexagon Energy, LLC's (Hexagon) request for waiver of the financial security posting requirement in PJM Tariff, Part VII, Subpart D, section 313(A)(1)(a) to allow its Steward Creek generation project to postpone payment of its Decision Point III Security and continue participating in PJM's generator interconnection queue.

On October 30, 2025, in Docket No. ER25-3428-000, the Commission issued an Order accepting PJM's submission on behalf of Commonwealth Edison Company modifications to Tariff, Attachment H-13A to change the true-up mechanism in the formula rate from utilizing projected revenues based on prior year costs, to actual revenues based on billed revenue for the calendar year. The filing also includes FERC Form 1 pagination updates following implementation of XBRL data format changes, along with ministerial corrections. The changes are effective as of January 1, 2026.

On October 30, 2025, in Docket Nos. ER25-2897-000, -001, the Commission issued a letter order accepting a ministerial clean up filing to correct errors regarding the allocation of costs associated with certain Regional Transmission Expansion Plan (RTEP) baseline facilities, and to ensure the PJM Tariff correctly reflects the language in Tariff, Schedule 12-Appendix A and Schedule 12-Appendix C that was previously accepted by FERC as of various effective dates.

On October 30, 2025, in Docket No. ER25-3469-000, the Commission issued a letter order accepting PJM's clerical and ministerial markets-related revisions originating from the Governing Document Enhancement & Clarification Subcommittee to correct, clarify, and/or make consistent certain markets-

related provisions of the PJM Tariff and Operating Agreement. PJM's revisions become effective as of November 18, 2025.

On October 24, 2025, in Order No. 202-25-6A, the Secretary of Energy issued an Order pursuant to Federal Power Act, Section 202(c) to authorize the continued operation of H.A. Wagner Generating Station's Unit 4 ("Wagner Unit 4"), located in Anne Arundel County, Maryland (Zip Code 21226), beyond an existing Operating Limit in certain limited circumstances. Such circumstances include when PJM declares or anticipates declaring based on system conditions, a Maximum Generation Alert and/or Transmission Security Emergency (to include conditions impacting the reliability of transmission facilities that are required to serve the load in the BG&E Zone, or to prevent potential load shed due to transmission limitations), or when PJM schedules and dispatches Wagner Unit 4 in a manner consistent with the Settlement Agreement accepted by the Commission in Docket No. ER24-1787. The order is effective as of 12:45 PM EDT on October 26, 2025 and will expire at 00:00 AM EST on January 1, 2026.

On October 23, 2025, in Docket No. ER21-1635-009 and EL21-91-003, the Commission issued an Order approving a Settlement Agreement that establishes Capital Recovery Factor (CRF) values for black start units procured prior to June 6, 2021. The settlement rates are effective as of January 1, 2024.

On October 22, 2025, in Docket No. ER25-3352-002, the Commission issued an Order accepting PJM's submission on behalf of PPL Electric Utilities Corporation (PPL Electric) for filing proposed revisions to its formula transmission rate at Attachment H-8G of the PJM Tariff (OATT or Formula Rate) to conform references in PPL Electric's Formula Rate to changes in the FERC Form No. 1 made by the Commission in Order No. 898. The filing is effective as of October 31, 2025.

On October 16, 2025, in Docket No. EL23-29-000, the Commission issued an Order denying Invenergy Energy Management LLC's February 1, 2023 Complaint against PJM requesting that PJM establish procedures to timely study and process long-term firm transmission service requests and provide an interim pathway for accommodating such requests.

On October 16, 2025, in Docket No. ER25-3214-000, the Commission accepted PJM's proposed revisions to the PJM Operating Agreement, Schedule 12, and the RAA, Schedule 17, to (i) add new members, (ii) remove withdrawn members, (iii) reflect members' whose corporate names changed, and (iv) add new signatories to the RAA during the second quarter of 2025. The revisions will be effective June 30, 2025, as requested.

FILINGS

On November 7, 2025, in Docket No. ER26-455-000, PJM submitted to FERC revisions to the Tariff to update certain Reliability Pricing Model (RPM) auction parameters resulting from the periodic review required by the Tariff to occur no later than every four years.

On November 6, 2025, in Docket No. RM26-4-000, PJM submitted its answer in support of the motion for extension of time of the Organization of MISO States, Inc. to respond to the advance notice of proposed rulemaking (ANOPR) addressing the interconnection of large loads to the interstate transmission system.

On November 4, 2025, in Docket No. ER26-420-000, PJM submitted for filing proposed revisions to the PJM Operating Agreement, Schedule 12, and the RAA, Schedule 17, to (i) add new members, (ii) remove

withdrawn members, (iii) remove a member whose membership shall be terminated pursuant to the default provisions of the Operating Agreement, (iv) reflect members' whose corporate names changed, and (v) add new signatories to the RAA during the third quarter of 2025. PJM requested the revisions be effective as of September 30, 2025.

On November 3, 2025, in Docket No. ER26-192-000, PJM filed a protest and request for expedited denial of waiver request in response to the request for waiver filed by DW-Lew Jones LLC on October 20, 2025. PJM protested the Lew Jones waiver request because it is not limited in scope, would harm third parties, and would not address a concrete problem.

On October 29, 2025, in Docket No. ER26-313-000, PJM submitted its request for a limited, prospective waiver of Tariff, Part VIII, Subpart A, section 401(C), for Susquehanna Nuclear, LLC's Unit 1 to restore 148 MW of Capacity Interconnection Rights effective June 1, 2026, or in the alternative, relief pursuant to Federal Power Act, section 309, as well as for a shortened comment period and expedited action.

On October 28, 2025, in Docket No. EL26-4-000, PJM submitted its answer to the complaint of Voltus and Mission:data. In its answer, PJM asked the Commission to deny the complaint because PJM's Tariff provisions allowing the limited use of estimates of meter data for purposes of demand response settlements for only non-interval metered residential demand response customers are just and reasonable and not unduly discriminatory.

On October 28, 2025, in Docket Nos. ER22-957-000 and EL22-26-000 (not consolidated), PJM submitted its fifteenth and final informational update to provide the Commission with the most updated congestion pattern information on the Northern Neck Peninsula.

On October 28, 2025, in Docket No. ER26-284-000, PJM submitted a ministerial clean-up filing related to PJM's DER Aggregator Participation Model under Order No. 2222. The filing consolidated and updated various tariff records, including provisions in the RAA. PJM requested for the proposed revisions to be effective as of December 28, 2025 and February 2, 2026.

On October 27, 2025, in Docket No. EL26-7-000, RWE Clean Energy, LLC (RWE) filed a complaint requesting shortened comment period and fast track processing against PJM. RWE alleges PJM misapplied its Generator Deliverability Procedure in Manual 14B resulting in the improper allocation of Network Upgrade costs to the Maryland Blue Crab project in the Transition Cycle 1 Phase III System Impact Study.

On October 24, 2025, in Docket No. ER26-239-000, PJM submitted a section 205 filing, in compliance with the Commission approved settlement agreement in Docket Nos. ER24-1787 and ER24-1790 to extend the current rules in Tariff, Attachment DD, section 5.3(b) that recognize the resource adequacy contributions of certain qualifying reliability must-run resources in the Reliability Pricing Model Auctions through the 2028/2029 Delivery Year.

On October 22, 2025, in Docket No. ER24-2045-004, PJM submitted its second compliance filing proposing revisions to Tariff, Parts VIII and IX, to comply with the requirements of Order Nos. 2023 and 2023-A. The compliance filing also included additional justification for certain requests for independent entity variations as required by the Commission's July 24, 2025 order on PJM's initial compliance filing in this proceeding.

On October 17, 2025, in Docket No. AD25-8-000, PJM submitted pre-technical conference testimony of Jason Connell, PJM Vice President, Planning. Mr. Connell is participating in Panel 2 – Ensuring Reliability with Large Loads – at the October 21, 2025 FERC Reliability Technical Conference. These pre-filed comments relate to PJM's ongoing work relating to load forecasting, and attach PJM President and Chief Executive Officer Manu Asthana's response to Chairman Rosner's September 18, 2025 correspondence regarding load forecasting. The response to Chairman Rosner's load forecasting correspondence is also filed in Docket Nos. EL25-49-000 and EL25-18-000, where Chairman Rosner's correspondence has been docketed.

On October 16, 2025, in Docket No. ER26-34-000, PJM filed a motion for leave to answer and answer to Hexagon Energy, LLC's motion for leave to answer and answer. Hexagon does not satisfy the Commission's criteria for granting the waiver of PJM Tariff, Part VII, Subpart D, section 313(A)(1)(a), which governs the calculation of Security that a Project Developer must post before the close of Decision Point III in order to remain in Transition Cycle No. 1 and proceed through the Final Agreement Negotiation Phase. For the reasons set forth in PJM's Protest and this response, PJM respectfully requests that the Commission deny the waiver request.