

**MC Legal Report
Summary of Significant Filings, Legal Activity
and
Federal Energy Regulatory Commission (Commission) and Court Orders
(Mar. 13, 2026 – Apr. 9, 2026)**

ORDERS

On April 6, 2026, in Docket No. EL25-72-001, the Commission issued a notice of denial of rehearing by operation of law and providing for further consideration to address in a future order the Ghiorzis' March 3, 2026 request for rehearing of the Commission's February 2, 2026 denying the complaint that claimed PJM violated its Tariff, manuals specific to the Regional Transmission Expansion Project (RTEP) process, and FERC Order No. 1000 regarding cost allocation principles when it approved a scope change of an RTEP project that was initially awarded to NextEra Energy Transmission MidAtlantic, Inc. and reassigned to three incumbent Transmission Owners.

On April 6, 2026, in Docket No. ER26-1426-000, the Commission issued an order accepting PJM's submission on behalf of Duquesne Light Company revisions/modifications to the PJM Tariff, section Attachment H-17A to conform references in the DLC Formula Rate to changes in FERC Form No. 1 made by the Commission in Order No. 898. The Agreement is effective as of January 1, 2025.

On March 25, 2026, in Docket No. ER26-1432-000, the Commission issued an order granting PJM's Request for Prospective Waiver to extend the deadline to post the relevant Variable Resource Requirement Curves by 35 days.

On March 24, 2026, in Docket No. RM23-9-000, the Commission issued its final rule on the filing process and data collection for the Electric Quarterly Report ("EQR"). In this final rule, the Commission: (1) adopted extensible Business Reporting Language-Comma-Separated Values as the standard for filing the EQR; (2) amended its regulations to require Regional Transmission Organizations and Independent System Operators to produce reports containing market participant transaction data; and (3) modified and clarified EQR reporting requirements. These changes were designed to update data collection, improve data quality, increase market transparency, decrease costs (over time), and streamline compliance with any future changes to the filing requirements. The final rule is effective May 26, 2026.

On March 24, 2026, in Docket No ER22-2359-005, et al., the Commission issued an Order accepting PJM's submission of a ministerial clean-up filing for the previously-accepted amendments to the Tariff, including the new Attachment W, and Operating Agreement. The revisions are effective as of March 4, 2026.

On March 23, 2026, in Docket No. EL26-30-000, the Commission issued an order denying the Independent Market Monitor for PJM's ("IMM") complaint against PJM, requesting that the Commission rule that PJM has the authority to add large new data center loads only when they can be served reliably as defined both by transmission and capacity adequacy. The Commission found that the IMM failed to meet its burden under Federal Power Act section 206.

On March 23, 2026, in Docket No. ER26-1151-000, the Commission issued an Order accepting PJM submission on behalf of Duke Energy Ohio, Inc. and Duke Energy Kentucky, Inc. (together, DEOK)

submitted modifications to PJM Tariff, Attachment H-22A to certain components of DEOK's filed transmission formula rate to: (1) revise the depreciation rates that are used in DEOK's Formula Rate and included in Appendix D of the Formula Rate; (2) make changes due to adoption of FERC Order 898, Accounting and Reporting of Certain Renewable Energy Assets; and (3) make other changes needed for correct operation of the Formula Rate, including an adjustment to the common depreciation expense allocator and ministerial changes. The attachments are effective as of March 30, 2026.

On March 23, 2026, in Docket No. ER26-1118-000, the Commission accepted PJM's proposed revisions to the PJM Operating Agreement, Schedule 12, and the RAA, Schedule 17, to reflect new members, removals or withdrawals, current signatories to the RAA, and corporate name changes through December 31, 2025. The revisions will be effective December 31, 2025, as requested.

FILINGS

On April 8, 2026, in Docket Nos. ER26-1400-000, ER26-1400-001 & ER26-1400-002, PJM filed a Motion for Leave to Answer, Answer and Request for Expedited Action (Answer) to Leeward Renewable Energy Development, LLC's Protest (Leeward Protest) to PJM's February 13, 2026 filing of the unexecuted Leeward Generation Interconnection Agreement (Leeward GIA). For the reasons set forth in PJM's Answer, PJM respectfully requests that the Commission reject the Leeward Protest and accept and establish an April 15, 2026, effective date for the Leeward GIA.

On April 8, 2026, in Docket No. ER26-980-001, PJM submitted a response to the Commission's March 9 deficiency notice requesting more information regarding Governing Document Enhancements and Clarifications (GDECS) Revisions to the Tariff, Operating Agreement and Reliability Assurance Agreement involving markets rule.

On April 7, 2026, in Docket No. EL26-60-000, LS Power Development, LLC (LS Power) filed a complaint against PJM Interconnection, L.L.C. regarding the out of period test remedy to cure capacity shortfalls.

On April 7, 2026, in Docket No. EL26-59-000, Richland-Stryker Generation Holdco LLC (Richland-Stryker) filed a complaint against PJM regarding the out of period test remedy to cure capacity shortfalls.

On April 7, 2026, in Docket No. ER26-2061-000, PJM submitted updates to the reserve market must-offer rules for Market Sellers of self-scheduled resources that procure gas in advance of a Day-ahead Energy Market commitment. PJM requested that the revisions to the Tariff and Operating Agreement become effective as of June 7, 2026.

On April 6, 2026, in Docket Nos. ER26-1300-000 and ER26-1303-000, PJM filed its response (PJM's Second Answer) to Amelia Energy Facility, LLC's March 25, 2025 Motion for Leave to Answer and Answer (Amelia Energy Answer), which responded to PJM's March 18, 2026 Motion for Leave to Answer (PJM's First Answer) to Amelia Energy's March 2, 2026 Protest to PJM's February 9, 2026 filings of the unexecuted Amelia Energy Generation Interconnection Agreement (GIA) and associated Network Upgrade Cost Responsibility Agreements (NUCRAs) (Amelia Energy Protest). For the reasons set forth in PJM's First and Second Answers, PJM respectfully requests that the Commission reject the Amelia Energy Protest and the Amelia Energy Answer and accept and establish an April 11, 2026, effective date for the Amelia Energy GIA and the related NUCRAs.

On April 6, 2026, in Docket No. ER26-1556-000, PJM submitted a motion for leave to answer and answer to comments and protests regarding PJM's Tariff revisions proposal to extend the price collar used in the Reliability Pricing Model Auctions for two additional Delivery Years (i.e., 2028/2029 and 2029/2030 Delivery Years).

On April 3, 2026, PJM submitted a compliance report in accordance with Ordering Paragraph B of the Secretary of Energy of the Department of Energy's Order No. 202-26-17, issued February 23, 2026. The compliance report relates to the operations of Eddystone Unit 3 and Eddystone Unit 4 on April 2, 2026.

On April 3, 2026, in Docket Nos. EL15-18-005, et al., PJM submitted a Motion for Extension of Time and Request for Expedited Action by May 1, 2026, Motion for Clarification, and Limited Request for Rehearing. This filing is limited to seeking relief to address PJM's concerns with the recalculation and resettlement directives ordered by the Commission in Consolidated Edison Co. of New York, Inc. v. PJM Interconnection, L.L.C., 194 FERC ¶ 61,179 (2026) related to the elimination of the de minimis threshold exemption in the solution-based DFAX cost allocation method for Required Transmission Enhancements.

On March 27, 2026, in Docket No. ER26-1686-000, PJM submitted a Motion to Intervene and Answer to the Petition of Kincaid Generation, L.L.C. for a waiver of the deadline to submit a request for an exception to the capacity must offer requirement for the 2028/2029 Base Residual Auction.

On March 27, 2026, in Docket No. ER26-1943-000, PJM submitted on behalf of PECO Energy Company (PECO) the annual filing required by PECO's formula rate implementation protocols revising the depreciation and amortization rates set forth in PECO's transmission formula rate template (PJM Tariff, Attachment H-7A). PECO requested an effective date of May 27, 2026.

On March 24, 2026, in Docket No. ER26-1602-000, PJM submitted a Motion to Intervene and Answer to the Petition of Blossom Solar, LLC for a waiver of the deadline to submit a binding notice of intent for a Planned Generation Capacity Resource to offer into the 2028/2029 Base Residual Auction.

On March 23, 2026, PJM submitted an amended report pursuant to Ordering Paragraph B of Department of Energy, Order No. 202-26-2 (Jan. 25, 2026) and Ordering Paragraph B of Department of Energy, Order 202-26-2A (Jan. 29, 2026), which require PJM to "provide a daily notification to DOE . . . reporting each generating unit that has been designated to use the allowance and operated in reliance on the allowances contained in this Order." This is an amended version 7 of the report which covers the February 1 operating day and was originally posted on February 2, 2026.

On March 23, 2026, PJM submitted an amended report pursuant to Ordering Paragraph B of Department of Energy, Order No. 202-26-2 (Jan. 25, 2026) and Ordering Paragraph B of Department of Energy, Order 202-26-2A (Jan. 29, 2026), which require PJM to "provide a daily notification to DOE . . . reporting each generating unit that has been designated to use the allowance and operated in reliance on the allowances contained in this Order." This is an amended version 6 of the report which covers the January 31 operating day and was originally posted on February 1, 2026.

On March 23, 2026, in Docket No. EL25-72-001, PJM submitted its Motion for Leave to Answer and Limited Answer to Theresa and Alfred T. Ghiorzi's March 4, 2026 Request for Rehearing.

On March 20, 2026, in Docket No. ES26-32-000, PJM Settlement requested the Commission issue an order under Federal Power Act, section 204, authorizing PJM Settlement to: (1) guarantee obligations of PJM in an amount not exceeding \$250 million (PJM's total current available Commission-authorized borrowing capacity); and (2) provide a line of credit to PJM in an amount not exceeding the cash that PJM Settlement holds due to remittances from Market Participants that PJM Settlement is not yet obligated to disburse, in an amount not to exceed \$250 million. PJM Settlement requested that the Commission issue an order granting the requested authorizations and having an effective date of May 25, 2026.

On March 18, 2026, in Docket Nos. ER26-1300-000 and ER26-1303-000, PJM filed a Motion for Leave to Answer and Answer (Answer) to Amelia Energy Facility, LLC's Protest to PJM's February 9, 2026 filings of the unexecuted Amelia Energy Generation Interconnection Agreement and associated Network Upgrade Cost Responsibility Agreements (Amelia Energy Protest). For the reasons set forth in PJM's Answer, PJM respectfully requests that the Commission reject the Amelia Energy Protest and accept and establish an April 11, 2026 effective date for the Amelia Energy GIA and the related NUCRAs.

On March 18, 2026, in Docket No. ER26-1851-000, PJM submitted for filing a certificate of concurrence for the Cost Recovery and Funding Agreement (Agreement) between Midcontinent Independent System Operator, Inc. (MISO), Duke Energy Ohio, Inc. (Duke Energy Ohio), and PJM, in lieu of submitting the Agreement. MISO filed the Agreement as a Rate Schedule under its tariff in Docket No. ER26-1761-000, and Duke Energy Ohio filed the Agreement as a Rate Schedule under its tariff in Docket No. ER26-1765-000. PJM requested a June 1, 2026 effective date for the certificate of concurrence consistent with the June 1, 2026 effective date requested by MISO and Duke Energy Ohio.

On March 16, 2026, in Docket No. ER26-1800-000, PJM submitted for filing revisions to PJM Tariff, Schedule 12 – Appendix A, to incorporate cost responsibility assignments for baseline upgrades included in the recent update to the Regional Transmission Expansion Plan approved by the PJM Board of Managers on February 12, 2026. PJM requested an effective date of June 14, 2026, which is 90 days after the filing, to allow a 30-day comment period. This filing also included minor ministerial clean-up revisions to Tariff, Schedule 12-Appendix, section 10, and Tariff, Schedule 12-Appendix A, sections 2, 3, 8, 12, 17, 20, and 29. PJM requested that the ministerial clean-up changes be effective as of the dates specified in Attachment F to the filing.

On March 16, 2026, in Docket No. ER26-1780-000, PJM submitted on behalf FirstEnergy Service Company revised Attachments M-1 and M-2 to the PJM Open Access Transmission Tariff. The revisions (1) add language to require Load Service Entities (LSEs) to participate in the resettlement process applicable to any adjustments made after the initial reconciliation; and (2) clarify that FirstEnergy will not determine hourly load obligations for the retail consumers of wholesale LSEs, unless expressly provided for in a separate agreement. FESC is requesting an effective date of May 16, 2026.

On March 16, 2026, in Docket No. ER26-1804-000, PJM submitted for filing a certificate of concurrence for the Cost Recovery and Funding Agreement (Agreement) between Midcontinent Independent System Operator, Inc. (MISO), Commonwealth Edison Company (ComEd), and PJM, in lieu of submitting the Agreement. MISO filed the Agreement as a Rate Schedule under its tariff in Docket No. ER26-1676-000, and ComEd filed the Agreement as a Rate Schedule under its tariff in Docket No. ER26-1683-000. PJM requested a June 1, 2026 effective date for the certificate of concurrence consistent with the June 1, 2026 effective date requested by MISO and ComEd.

On March 12, 2026, in Docket No. ER26-1734-000, Juniata Transmission, LLC submitted a request for: (i) acceptance of a formula rate for Kammer Juniata, consisting of a formula rate template and implementation protocols, to determine and recover the costs of Kammer Juniata's investments in transmission facilities located in the PJM region and awarded through PJM's competitive Regional Transmission Expansion Plan selection process; and (ii) approval of certain transmission incentive rate treatments in connection with Kammer Juniata's investment in the Kammer Juniata Project. Kammer Juniata requested an effective date of May 12, 2026.¹

¹ This posting didn't appear on the PJM website until March 13, 2026, even though the entry itself is dated to March 12, 2026.