

**MC Legal Report
Summary of Significant Filings, Legal Activity
and
Federal Energy Regulatory Commission (Commission) and Court Orders
(July 16, 2026 – August 6, 2026)**

ORDERS

On August 6, 2026, in Docket No. ER24-2564-002, the Commission accepted PJM's submission on behalf of Mid-Atlantic Offshore Development, LLC ("MAOD") its compliance filing containing live e-Tariff Records incorporating revisions to MAOD's formula rate template and implementation protocols, as parts of Attachment H35 of the PJM Tariff, that were revised per the Settlement Agreement in those dockets. As accepted by the Commission in the order on the Settlement Agreement, the e-Tariff Records have an effective date of October 1, 2024.

On August 3, 2026, in Docket No. ER26-2738-000, the Commission accepted PJM's Tariff Revisions to continue inclusion of Brandon Shores and Wagner in the capacity market supply stack through the 2030/2031 Delivery Year, consistent with the extension of the related RMR agreements. PJM's Tariff revisions become effective as of August 4, 2026.

On July 29, 2026, in Docket No. EL26-4-000, the Commission granted Voltus and Mission:data's Complaint in part against PJM over Emergency Load Response and Pre-Emergency Load Response Program metering rules for residential demand response. The Commission found that PJM's Tariff is unjust and unreasonable, because it requires interval meter data without allowing an alternative when that data is not reasonably accessible. The order established paper hearing procedures to determine the proper replacement rate and limitations. PJM's initial brief is due by September 14, 2026.

On July 28, 2026, in Docket No. ER26-1800-001, the Commission issued a letter order accepting revisions to Schedule 12-Appendix A to the PJM Tariff in compliance with the Commission's March 15, 2026 Order on Tariff Revisions. The Order on Tariff Revisions directed PJM to revise Tariff, Schedule 12-Appendix A to update the cost responsibility of assignments for the additions to the RTEP approved by the PJM Board on February 12, 2026, to reflect the Commission's directive in its March 6, 2026, Order on Remand to eliminate the de minimis threshold exemption in the calculation of cost responsibility assignments. The revisions to Schedule 12-Appendix A will be effective June 14, 2026.

On July 24, 2026, in Docket No. ER26-2736-000, the Commission issued an Order accepting PJM's submission on behalf of the PJM Transmission Owners (PJM TOs) revisions to Schedule 12, Section (b)(iii)(A)(6) of the Tariff in compliance with the Commission's March 6, 2026 Order on Remand (Order on Remand). The Order directed the PJM TOs to remove the 1% de minimis rule from the solution-based DFAX method. The revisions to Schedule 12, Section (b)(iii)(A)(6) are effective June 1, 2026.

On July 24, 2026, in Docket No. ER26-2651-000, the Commission issued an order accepting PJM's Tariff revisions to the minimum capitalization requirements for participation in PJM Markets. The proposed revisions increase the Tangible Net Worth threshold required to be eligible to participate in PJM Markets. PJM's Tariff revisions become effective as of July 27, 2026.

FILINGS

On August 4, 2026, PJM submitted a request to the Department of Energy for an order pursuant to Federal Power Act, Section 202(c) to authorize the continued operation of Wagner Unit 4 beyond its existing Operating Limit in certain limited circumstances described in the request. PJM requested that the Department of Energy issue an order as soon as possible. In Docket No. ER24-1787, the Federal Energy Regulatory Commission has already accepted a Settlement Agreement detailing the rate and cost allocation methodology to be used for the operation of Wagner Unit 4 pursuant to a Section 202(c) Order.

On August 4, 2026, in Docket No. RM21-17-000, PJM, along with the PJM Area Relevant State Entities Committee and the PJM Transmission Owners, submitted their unopposed joint motion for extension of time, request for expedited consideration, and waiver of comment period. The motion requests to extend by 30 days from August 11, 2026 to September 10, 2026 the deadline to submit Order No. 1920 compliance filings involving their proposed Long-Term Regional Transmission Planning Proposals.

On August 3, 2026, in Docket Nos. EL15-18-005, et al., PJM submitted to the Commission reply comments addressing comments filed by Public Service Electric & Gas Company regarding the methodology for allocating the costs of transmission facilities that address short-circuit reliability violations.

On August 3, 2026, in Maryland PSC Case No. 9748, PJM submitted a letter requesting the Commission action by August 20, 2026 on Baltimore Gas and Electric Company's Application for a Certificate of Public Convenience and Necessity for the Brandon Shores Retirement Mitigation Project to assist PJM in maintaining the reliability of the bulk electric system, mitigate an increase in project costs and facilitate the projected December 31, 2028 in-service date.

On July 31, 2026, in Docket No. ER26-3380-000, PJM submitted revisions to the PJM Tariff and the RAA to establish the Reliability Backstop Procurement, a one-time procurement of new capacity to address resource adequacy challenges in the PJM Region arising from insufficient commitments of capacity in the recent Reliability Pricing Model Auctions. PJM requested an effective date of September 29, 2026 for this filing.

On July 31, 2026, in Docket No. ER26-3344-000, PJM submitted on behalf of UGIU, proposals to update and align the depreciation rates in its transmission formula rate with those most recently submitted by UGIU to the PA PUC based on the most recent depreciation study performed by an independent third-party expert. UGIU proposes to make the updated depreciation rates effective October 1, 2026.

On July 28, 2026, in Docket Nos. EL25-49-000, et al., PJM submitted its motion for extension of time for specified compliance requirements and request for expedited treatment in the Co-Located Load Proceedings. PJM's motion requested to extend the deadline to comply with certain requirements from the June 18, 2026 Compliance Order for ninety days and requested the Commission to rule on the motion by August 6, 2026. PJM's motion also clarified its intent to file a partial compliance filing on August 17, 2026.

On July 28, 2026, in Docket No. EL26-67-000, PJM submitted its motion to hold the Large Load Show Cause Proceeding in abeyance and request for shortened answer period and expedited Treatment. PJM's motion requested the Commission hold the proceeding in abeyance for a period of ninety days to allow time to develop a Federal Power Act Section 205 filing to respond to the Commission's Show Cause Order

issued on June 18, 2026. PJM also requested that the Commission shorten the period to answer the motion to five days and act on the motion by August 6, 2026.

On July 27, 2026, in Docket No. EL26-63-000, PJM filed a Motion to Dismiss, Conditional Motion to Intervene, and Answer in response to Maryland Office of People's Counsel May 7, 2026 the Complaint, as amended on May 21, 2026, challenging the cost allocation methodology applicable to regional transmission facilities, and requesting that the Commission direct PJM to implement several planning, interconnection, and cost allocation forms related to large load growth.

On July 27, 2026, in Docket No. ER26-3287-000, PJM submitted on behalf of American Transmission Systems, Inc. (ATSI), revisions to ATSI's transmission formula rate set forth in Attachment H-21A to the PJM Tariff to comply with the Order on Remand issued in that docket on June 25, 2026. Consistent with the Order on Remand, ATSI requests an effective date for the PJM Tariff revisions specified in the Order on Remand—December 15, 2022.

On July 27, 2026, in Docket No. ER26-3284-000, Duke Energy Ohio, Inc. (DEO) submitted a compliance filing revising PJM Tariff, Attachment H-22A to remove the 50 basis point adder for DEO's participation in PJM from the ROE in its formula rate as directed in the Commission's Order on Remand in Docket No. EL22-34-002. DEO is requesting various effective dates for the Tariff revisions pursuant to the Order on Remand.

On July 24, 2026, in Docket No. ER26-1563-002, PJM filed a motion for leave to answer and answer to Public Interest Organizations' request for rehearing of the Commission's July 9, 2026 order approving PJM's proposal to implement an Expedited Interconnection Track (EIT). PJM argued that the Commission correctly concluded, based on record evidence, that the EIT process will not negatively impact the Cycle study process.

On July 22, 2026, PJM submitted a compliance report in accordance with Ordering Paragraph C of the Secretary of Energy of the Department of Energy's Order No. 202-26-25, issued May 21, 2026. The compliance report relates to the operations of Wagner Unit 4 on July 21, 2026.

On July 21, 2026, PJM submitted a compliance report in accordance with Ordering Paragraph C of the Secretary of Energy of the Department of Energy's Order No. 202-26-25, issued May 21, 2026. The compliance report relates to the operations of Wagner Unit 4 on July 20, 2026.

On July 20, 2026, in Docket No. EL26-67-000, PJM submitted an Informational Report to update the Commission on the current status of proposals under consideration in the stakeholder process to address the issue of resource adequacy to serve new large loads and other ongoing stakeholder processes that aim to increase the pace of adding generating capacity in the PJM Region.

On July 20, 2026, in Docket No. ER26-2991-000, PJM filed a Motion to Intervene and Comments in support of the Host Transmission Provider Affected System Study Agreement (AFS Agreement) filed by Louisville Gas and Electric Company and Kentucky Utilities Company. PJM supports the AFS Agreement and requests the Commission accept the agreement as filed, effective June 30, 2026.

On July 20, 2026, PJM submitted a compliance report in accordance with Ordering Paragraph C of the Secretary of Energy of the Department of Energy's Order No. 202-26-25, issued May 21, 2026. The compliance report relates to the operations of Wagner Unit 4 on July 19, 2026.

On July 19, 2026, PJM submitted a revised report pursuant to Ordering Paragraph E of Department of Energy, Order No. 202-26-35 (July 14, 2026), which requires 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 revised version 3 of the report and it covers the July 17 operating day.

On July 19, 2026, PJM submitted a compliance report in accordance with Ordering Paragraph C of the Secretary of Energy of the Department of Energy's Order No. 202-26-25, issued May 21, 2026. The compliance report relates to the operations of Wagner Unit 4 on July 18, 2026.

On July 18, 2026, PJM submitted a report pursuant to Ordering Paragraph B of Department of Energy, Order No. 202-26-35 (July 14, 2026), which requires 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 version 3 of the report and it covers the July 17 operating day.

On July 18, 2026, PJM submitted a compliance report in accordance with Ordering Paragraph C of the Secretary of Energy of the Department of Energy's Order No. 202-26-25, issued May 21, 2026. The compliance report relates to the operations of Wagner Unit 4 on July 17, 2026.

On July 17, 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. 202-26-24, issued May 21, 2026. The compliance report relates to the operations of Eddystone Unit 3 and Eddystone Unit 4 on July 16, 2026.

On July 17, 2026, PJM submitted a revised report pursuant to Ordering Paragraph E of Department of Energy, Order No. 202-26-35 (July 14, 2026), which requires 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 revised version 1 of the report and it covers the July 15 operating day.

On July 17, 2026, PJM submitted a report pursuant to Ordering Paragraph E of Department of Energy, Order No. 202-26-35 (July 14, 2026), which requires 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 version 2 of the report and it covers the July 16 operating day.

On July 17, 2026, PJM submitted a compliance report in accordance with Ordering Paragraph C of the Secretary of Energy of the Department of Energy's Order No. 202-26-25, issued May 21, 2026. The compliance report relates to the operations of Wagner Unit 4 on July 16, 2026.

On July 16, 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. 202-26-24, issued May 21, 2026. The compliance report relates to the operations of Eddystone Unit 3 and Eddystone Unit 4 on July 15, 2026.

On July 16, 2026, PJM submitted a report pursuant to Ordering Paragraph E of Department of Energy, Order No. 202-26-35 (July 14, 2026), which requires 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 version 1 of the report and it covers the July 15 operating day.

On July 16, 2026, pursuant to Ordering Paragraph G in Department of Energy, Order No. 202-26-35 (July 14, 2026), PJM submitted Exhibit A – Specified Resources (July 16, 2026; version 4) relating to PJM’s July 13, 2026 Request for Emergency Order Under Federal Power Act, Section 202(c). Exhibit A reflects generation units PJM deems necessary to maintain the reliability of the power grid. Entries in bold reflect additions new to this version of the Exhibit. Other generation units may be deemed Specified Resources but not yet included in this version of the Exhibit.

On July 16, 2026, PJM submitted a compliance report in accordance with Ordering Paragraph C of the Secretary of Energy of the Department of Energy’s Order No. 202-26-25, issued May 21, 2026. The compliance report relates to the operations of Wagner Unit 4 on July 15, 2026.