MC Legal Report
Summary of Significant Filings, Legal Activity
and
Federal Energy Regulatory Commission (Commission) and Court Orders
(October 17, 2026 – November 6, 2026)

ORDERS

On October 30, 2026, in Docket No. ER26-3661-000, the Commission issued a letter order accepting PJM's proposal to update the timelines for PJM to post final Effective Load Carrying Capability values to four months prior to the relevant Delivery Year, and post the PJM Region Reliability Requirement and the Locational Deliverability Area Reliability Requirement by March 1 prior to each Base Residual Auction. PJM's Tariff revisions become effective as of October 31, 2026.

On October 23, 2026, in Docket Nos. ER26-3380-000 and EL26-108-000, the Commission placed the paper hearing on PJM's initial reliability backstop procurement in abeyance and extended the submission deadlines for initial briefs from November 13, 2026 to January 11, 2027, and for reply briefs from December 3, 2026 to January 26, 2027.

On October 21, 2026, in Docket No. ER26-3638-000, the Commission accepted non-substantive, clerical and ministerial revisions originating from the Governing Document Enhancement & Clarification Subcommittee to correct, clarify, and/or make consistent certain Generation Interconnection Process-related provisions of the PJM Tariff. The revisions will be effective as of October 27, 2026.

FILINGS

On November 4, 2026, in Docket No. EL27-11-000, PJM submitted a preliminary answer opposing fast-track processing and motion for extension of time until December 21, 2026, to answer Exelon Corporation's Complaint against PJM challenging the three year forward nature of PJM's Reliability Pricing Model.

On November 3, 2026, in Docket No. EL27-11-000, Exelon Corporation submitted a Complaint against PJM alleging PJM's three-year forward capacity market is no longer just and reasonable. The Complaint requests that the Commission replace the current three-year forward auction schedule with a prompt capacity auction conducted approximately two months before the applicable Delivery Year effective with the Base Residual Auction associated with the 2030/2031 Delivery Year. The Complaint requests a refund effective date of January 1, 2027.

On November 3, 2026, in Docket No. ER26-3798-001, PJM submitted an amendment to a September 18 Filing in Docket ER26-3798 that omitted proposed revisions to Gas Combined Cycle Dual Fuel Class and Gas Combustion Turbine Dual Fuel Class definitions from Docket No. ER25-3413-000 for version 55.0.1, as cited in the final row of Attachment A (Clean-Up Summary Chart) to the September 18 Filing. To resolve this issue, PJM submits this Amendment to the September 18 Filing, which includes a revised and updated version 55.0.1.

On November 2, 2026, in Docket No. ER27-401-000, PJM submitted revisions to the PJM-MISO Joint Operating Agreement (PJM-MISO JOA) to remove coordinated transaction scheduling. PJM requested for the amendments to the PJM-MISO JOA to be effective as of January 13, 2027.

On October 30, 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. 202-26-40, issued August 21, 2026. The compliance report relates to the operations of Eddystone Unit 3 and Eddystone Unit 4 on October 29, 2026.

On October 30, 2026, in Docket No. ER27-334-000, PJM submitted on behalf of PPL Electric Utilities Corporation (PPL Electric) for filing proposed revisions to its transmission formula rate at Attachment H-8G of the PJM Open Access Transmission Tariff (Formula Rate). PPL Electric seeks to revise its Formula Rate template to address the recovery of certain Materials & Supplies inventory costs. An effective date of January 1, 2027 is being requested.

On October 30, 2026, in Docket No. ER27-349-000, PJM submitted on behalf of Potomac Electric Power Company (Pepco) modifications to Pepco's formula transmission rate, PJM Tariff, Attachment H-9A, to revise the depreciation rates in Attachment 12 of the formula rate. Pepco is requesting that the tariff changes be effective as of January 1, 2027.

On October 29, 2026, in Docket No. ER27-317-000, PJM and Duke Energy Carolinas, LLC (DEC) submitted proposed revisions to the Amended and Restated Joint Operating Agreement (JOA) between PJM and DEC (the DEC-PJM JOA). The proposed revisions to the DEC-PJM JOA reflect the corporate reorganization in which Duke Energy Progress, LLC (DEP) will merge with and into DEC, with DEC being the remaining entity. PJM and DEC requested an effective date of January 1, 2027.

On October 28, 2026, in Docket No. ER06-78-000, PJM submitted an informational filing to provide the 2027 annual budget of the Organization of PJM States, Inc.

On October 28, 2026, in Docket No. ER16-561-002, PJM submitted a request for approval of the 2027 annual budget of the Consumer Advocates of PJM States, Inc.

On October 27, 2026, in Docket No. EL26-98-000, PJM submitted an unopposed motion for extension of time to respond to the late-filed intervention and answer of the New Jersey Division of Rate Counsel regarding the PA Public Utility Commission's Complaint against PJM involving PJM's selection of market efficiency projects.

On October 26, 2026, in Docket No. EL27-3-000, PJM submitted its Motion to Dismiss and Answer to the Complaint of Monongahela Power Company against PJM raising issues related to Winter Storm Fern.

On October 26, 2026, in Docket No. EL26-106-000, PJM filed a motion for leave to answer and answer the October 23, 2026 answer of RWE Americas, LLC (RWE). PJM argued that RWE's answer does not alter the fact that PJM followed its Tariff in determining that certain of RWE's Cycle 01 Applications should be rejected.

On October 23, 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 October 19, 2026, in U.S. Court of Appeals for the Sixth Circuit Case No. 26-3106, et al., PJM and Constellation submitted a joint intervenor brief in support of FERC in East Kentucky Power Cooperative and the Kentucky Attorney General's Appeal of generic Tariff rules for cost allocation related to certain Department of Energy 202(c) Orders.