

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

Meadow Lake Wind Farm IV LLC)	
)	Docket No. ER25-2493-000
)	

**MOTION TO INTERVENE AND
COMMENTS OF PJM INTERCONNECTION, L.L.C.**

PJM Interconnection, L.L.C. (“PJM”), pursuant to Federal Energy Regulatory Commission (“Commission” or “FERC”) Rule 213 of Practice and Procedure,¹ submits these Comments to the Petition of Meadow Lake Wind Farm IV LLC (“Meadow Lake”) for Limited Waiver and Expedited Action.² Specifically, while PJM takes no position on Meadow Lake’s waiver request given the specific facts and circumstances that are represented in the waiver request, PJM notes that the must-offer obligation is specified in both Open Access Transmission Tariff (“Tariff”), Attachment DD, sections 6.6(a) and 6.6A(a).

I. MOTION TO INTERVENE

On June 10, 2025, Meadow Lake filed a request for limited waiver of either PJM’s Tariff, Attachment DD, section 6.6(a), “to waive the must-offer requirement as applied to Meadow Lake or, in the alternative, of [Tariff, Attachment DD, s]ection 6.6(g) to waive the March 11, 2025 deadline and allow Meadow Lake to obtain an exception from PJM.”³ Specifically, Meadow Lake explains that it is repowering and upgrading the facility, which

¹ 18 C.F.R. § 385.213.

² *Meadow Lake Wind Farm IV LLC*, Petition of Meadow Lake Wind Farm IV LLC for Limited Waiver and Expedited Action, Docket No. ER25-2493-000 (Jun. 10, 2025) (“Meadow Lake Waiver”).

³ Meadow Lake Waiver at 2.

was originally scheduled to commence in April 2025, but due to supply chain issues, the anticipated commercial operation date for the repowered facility has been moved to October 2026.⁴ As a result, Meadow Lake is currently expected to be “physically unavailable between April [2026] and tentatively October 2026.”⁵ Absent a Commission order that grants Meadow Lake’s request for waiver, the Meadow Lake facility would be required to be offered into the upcoming Base Residual Auction for the 2026/2027 Delivery Year despite it not being available for at least five months of the relevant Delivery Year.

PJM is the Transmission Provider under, and the administrator of, the Tariff, administers the Reliability Pricing Model. As the administrator of the Tariff, PJM has an independent interest in this proceeding that no other party can represent adequately. Accordingly, PJM respectfully requests that the Commission grant this Motion to Intervene and that PJM be afforded all the rights of a party to this proceeding.

II. COMMENTS

A. The Tariff Requires Capacity Market Sellers to Submit Must-Offer Exceptions By Specified Deadlines to Allow for an Orderly Administration of the RPM Auctions.

Tariff, Attachment DD, section 6.6(a) provides that “all of the installed capacity of all Existing Generation Capacity Resources located in the PJM Region shall be offered by the Capacity Market Seller that owns or controls all or part of such resource . . . in all RPM Auctions for each Delivery Year, less any amount determined by the Office of the Interconnection to be eligible for an exception to this RPM must-offer requirement.” Likewise, Tariff Attachment DD, section 6.6A(a) also states that “[t]he installed capacity of every Existing Generation Capacity Resource located in the PJM Region that is capable

⁴ Meadow Lake Waiver at 3.

⁵ *Id.*

(or that reasonably can become capable) of qualifying as a Capacity Performance Resource shall be offered as a Capacity Performance Resource by the Capacity Market Seller that owns or controls all or part of such resource . . . in all RPM Auctions for each such Delivery Year, less any amount determined by the Office of the Interconnection to be eligible for an exception to the Capacity Performance Resource must-offer requirement.” To qualify for an exception to the capacity market must-offer requirement, a generation resource must be “reasonably expected to be physically unable to participate in the relevant Delivery Year.”⁶ The Tariff further provides that a resource is reasonably expected to be physically unable to participate in the relevant auction if “the resource is under major repair that will extend into the applicable Delivery Year.”⁷ The primary goal of these rules is to prevent the improper withholding of Existing Generation Capacity Resources and curb potential exercises of market power in PJM’s capacity market.

In this case, had Meadow Lake timely submitted a request for an exception to the must-offer requirement, PJM would likely have granted a must-offer exception to the Meadow Lake facility for the 2026/2027 Base Residual Auction given that the resource would be undergoing major repair and would not be available for at least five out of the twelve months in the Delivery Year.⁸ As a result, given the specific facts and circumstances presented here, it is reasonable to exclude Meadow Lake as capacity for the 2026/2027 Delivery Year since it would not be available to provide capacity for nearly half of the commitment period. PJM therefore does not oppose Meadow Lake’s request for an

⁶ Tariff, Attachment DD, section 6.6(g).

⁷ Tariff, Attachment DD, section 6.6(g)(B).

⁸ PJM would likely not have approved a maintenance outage for the duration of the repowering project given that the outage extends through the entire summer season.

exception to the must-offer requirement for the Base Residual Auction associated with the 2026/2027 Delivery Year.

While the Commission has previously found that Tariff, Attachment DD, section 6.6(g) of “provides sufficient notice to market participants that an exception to the must-offer requirement may be approved by order of the Commission after the deadline set forth in the PJM Tariff,”⁹ the language in that subsection allows a Capacity Resource to “be approved for an exception to the RPM must-offer requirement, upon the Capacity Market Seller requesting and receiving an order from FERC.” It is not clear that this language provides sufficient notice to retroactively grant a waiver of the deadline to submit the must-offer exception. Rather, this provision provides notice that the Commission itself could grant a must-offer exception request. Consequently, should the Commission be inclined to grant Meadow Lake’s requested waiver, it should grant an exception to the must-offer requirement rather than the deadline for Meadow Lake to seek an exception to the must-offer requirement from PJM.

Finally, given that the capacity market must-offer obligation is specified in both Tariff, Attachment DD, section 6.6(a) and Tariff, Attachment DD, section 6.6A(a), should the Commission decide to grant the instant waiver request, the Commission should make clear that it is granting a waiver of the must-offer requirement specified in both sections of the Tariff, rather than just Tariff, Attachment DD, section 6.6(a) as requested in the Meadow Lake Waiver filing.

⁹ *Parkway Generation Essex, LLC and Parkway Generation Operating LLC*, 179 FERC ¶ 61,132, at P 13 (2022).

III. CONCLUSION

Based on the foregoing, PJM requests that the Commission take into consideration the foregoing comments related to Meadow Lake's waiver request. Given that the Base Residual Auction for the 2026/2027 Delivery Year is scheduled to commence on July 9, 2025 and close on July 15, 2025, the Commission should issue an order on Meadow Lake's waiver request no later than July 11, 2025.

Respectfully submitted

/s/ Chenchao Lu

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June 20, 2025

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document on each person designated on the service lists compiled by the Secretary in these proceedings.

Dated at Audubon, PA on this 20th day of June 2025.

/s/ Jesse Jacobs

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