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The Honorable Chris Wright
Secretary of Energy
United States Department of Energy
1000 Independence Avenue, SW
Washington, DC 20585-1000

Re: Request for Emergency Order Under Federal Power Act, Section 202(c)

Dear Secretary Wright:

Pursuant to Federal Power Act (“FPA”), Section 202(c)¹, part 205, subpart W, of the regulations of the Department of Energy (“DOE” or “Department”)² PJM Interconnection, L.L.C. (“PJM”) respectfully requests that the Secretary of Energy (“Secretary”) find that an imminent electric reliability emergency exists that threatens transmission reliability and the ability to serve load in the Baltimore Gas and Electric Company (“BG&E”) Zone³ in the PJM Region due to a shortage of electric energy, a shortage of facilities for the generation of electric energy, and other causes as set forth herein. In accordance with 10 C.F.R. § 205.391(a), PJM requests that the Secretary issue an order as soon as reasonably practicable since unit availability becomes very limited beginning May 21, 2026. Because the order impacts current environmental-related Operating Limits⁴ on the units, it can remain effective for 90 days in accordance with FPA Section

¹ 16 U.S.C. § 824a(c).

² 42 U.S.C. §§ 7101 and 7151(b).

³ PJM, Transmission Zones Served (July 18, 2025), <https://www.pjm.com/-/media/DotCom/about-pjm/pjm-zones.pdf>.

⁴ The Wagner Unit 3 and Unit 4 Operating Limits are contained in a Consent Order, available here: https://mde.maryland.gov/programs/Air/AirQualityPlanning/Documents/Current%20SIP/Sulfur%20Dioxide/Appendices%20B1%20to%20B2%20ConsentOrders_wTOC.pdf.

202(c)(4)(A), subject to the Department's continued re-evaluation for potential extension consistent with applicable law.

As discussed in greater detail below, PJM estimates that H.A. Wagner L.L.C. ("Wagner") Unit 4 has fewer than 60 hours of run time remaining (which is only 2 starts in 2026) before Wagner Unit 4 would operate beyond its Operating Limit for the rest of the year. If PJM needs to call on Wagner Unit 4 (and Wagner Unit 3) the next few days and through the upcoming holiday weekend to support load and transmission outages in the BG&E (and PEPCO) Zones, granting the relief requested herein will allow continued unit operation.

PJM requested emergency action resulting in Order No. 202-25-6 and 202-25-6A issued by the Secretary of Energy ("Secretary") on July 28, 2025 ("July 28 Order") and October 24, 2025 ("October 24 Order") respectively. PJM incorporates by reference PJM's prior applications submitted on July 21, 2025, and October 10, 2025, and all attachments and appendices thereto (the "July 21 Application" and the "October 10 Application").

I. BACKGROUND

Wagner Units 3 and 4 are owned and operated by H.A. Wagner L.L.C. ("Wagner"), a wholly owned subsidiary of Talen Energy Corporation ("Talen"). Talen is an independent power producer. Wagner is an exempt wholesale generator ("EWG") that owns and operates an approximately 841 MW (summer rating) generation facility in Anne Arundel County, Maryland, within PJM. Relevant to this request, Wagner Unit 3 is an approximately 305 MW (summer rating)

oil-fired generation unit commissioned in 1966 and Wagner Unit 4 is an approximately 397 MW (summer rating) oil-fired generation unit commissioned in 1972.⁵

On October 16, 2023, Wagner notified PJM that it intended to retire Wagner Units 1, 3, 4, and CT 1, effective June 1, 2025.⁶ On January 4, 2024, PJM responded to Wagner's notice of proposed deactivation and stated that "the deactivation of the Wagner generating units 3 [oil-fired 305 MW capacity summer rating] and 4 [oil-fired 397 MW capacity summer rating] will adversely affect the reliability of the PJM Transmission System absent upgrades to the Transmission system."⁷

II. REQUESTED RELIEF

PJM seeks authorization to direct Wagner Units 3 and 4 to operate consistent with PJM's Governing Agreements, Good Utility Practice, the Settlement Agreement accepted by FERC in Docket No. ER24-1787, and beyond their Operating Limit in compliance with the dispatch methodology set forth herein and only in those instances where PJM has:

- Declared or anticipates declaring based on system conditions a Maximum Generation Emergency Alert⁸;
- Declared or anticipates declaring based on system conditions a Transmission Security Emergency⁹ impacting the reliability of transmission facilities required to serve the load in the BG&E Zone, or to prevent potential load shed due to transmission limitations; or

⁵ Only Wagner Units 3 and 4 are relevant to this emergency authorization request because of the operating limits ("Operating Limits") applied to Wagner Units 3 and 4 under the terms of the Maryland State Implementation Plan ("MD SIP").

⁶ Talen Energy Corporation, *Notice of Intent to Deactivate Wagner Units* (Oct. 16, 2023).

⁷ PJM, *Response to Talen's Oct. 16, 2023 Letter* (Jan. 4, 2024).

⁸ PJM, *Manual 13: Emergency Operations*, § 2 (rev. 92, Dec. 20, 2023), <https://www.pjm.com/-/media/documents/manuals/m13.ashx>.

⁹ *Id.* at § 5.

- To the extent not otherwise covered by the above, scheduled and dispatched Wagner Units 3 and 4 in a manner consistent with the Settlement Agreement accepted by FERC in Docket No. ER24-1787. Specifically, Section 3.3(a) of the Settlement Agreement provides that “PJM may schedule and dispatch [Wagner Units 3 and 4] solely to address (i) an identified transmission reliability need in support of the requirement to operate such transmission facilities within established thermal, voltage and stability limits under Sections 2 and 3 of PJM Manual 3 and when such transmission reliability needs cannot otherwise be met with available economically dispatched generating resources; (ii) a PJM transmission reliability need caused by a system restoration need as described in PJM Manual 36; (iii) a capacity emergency (as described in PJM Manual 13) during which PJM determines that the resources scheduled for an operating day are not sufficient to maintain the appropriate reserve levels for PJM and (iv) any required testing[.]”

PJM remains committed to taking actions to minimize the need to call upon Wagner Units 3 and 4 to operate beyond their Operating Limits. However, this request is necessary given the continued nature of the emergency, particularly as PJM prepares for the 2026 summer peak season. As of the date of this filing, PJM estimates that there are only 199 hours of run time remaining at full load (which is only 8 starts remaining for Wagner Unit 3 in 2026, if it is dispatched for its minimum run time each time)¹⁰ before Wagner Unit 3 would operate beyond its Operating Limit for the rest of the year. Similarly, PJM estimates that there are fewer than 60 hours of run time remaining (which is only 2 starts remaining for Wagner Unit 4 in 2026, if it is dispatched for its minimum run time each time)¹¹ before Wagner Unit 4 would operate beyond its Operating Limit for the rest of the year. It is reasonable to expect that Wagner Units 3 and 4 could exceed their Operating Limit during periods when PJM would need to dispatch the units. Going into the warmer summer months, it is anticipated that PJM will need to dispatch Wagner Units 3 and 4

¹⁰ PJM estimates that there are fewer starts remaining for Wagner Unit 3, given the unit’s emissions during the start-up and shutdown processes, which are not fully accounted for in the minimum run time. Additionally, these figures do not account for Unit 3 temporarily being derated to 260MW.

¹¹ PJM estimates that there are fewer starts remaining for Wagner Unit 4, given the unit’s emissions during the start-up and shutdown processes, which are not fully accounted for in the minimum run time.

when forecast temperatures are high, by way of example, around 92 degrees in the Mid-Atlantic region and forecast loads in PJM are around 151,000 MW. Indeed, PJM has had to rely on Wagner Units 3 and 4 during the atypically high temperatures in mid-May when peak loads were approximately 134,000 MW – 136,000 MW and generator outages exceeded 40,000 MW. Moreover, during peak load conditions with no transmission outage, limited emergency authorization is needed to operate Wagner Units 3 and 4 at load levels above approximately 6,200 MW in the BG&E Zone to avoid impacting electric reliability and loss of electric service in the PJM Region or the BG&E Zone, depending upon the circumstances. Absent such an order, in the limited circumstances when PJM is in emergency procedures as described herein, residences, hospitals, military facilities, water treatment plants, and other critical facilities may lose electric service to all or parts of their facilities due to the lack of adequate generation or transmission emergencies.

This request is narrowly tailored to allow only the dispatch of Wagner Units 3 and 4 as necessary to ensure reliability during the limited timeframe and subject to the limited triggering conditions described in this application. Limiting the requested order for Wagner Units 3 and 4 to situations involving a Maximum Generation Emergency Alert or Transmission Security Emergency that are required to serve the load in the BG&E Zone (or as otherwise permitted by the Settlement Agreement) will ensure that Wagner Units 3 and 4 will be dispatched under select circumstances.

Mitigation Measures

While PJM endeavors to modify the Operating Limits for Wagner Units 3 and 4, the

Maryland Department of the Environment (“MDE”) and the Environmental Protection Agency (“EPA”) Regional office informed PJM that this process to modify a condition of the MD SIP is a lengthy process that will not result in immediate relief. Thus, concurrently, PJM will continue to employ efforts to mitigate the need to dispatch Wagner Units 3 and 4 to avoid reaching their 2026 Operating Limits, unless needed to protect system reliability. In the interim before any SIP modifications can be completed, PJM is taking the following steps to limit use of Wagner Units 3 and 4:

- PJM has updated operating procedures¹² for committing generation in the BG&E Zone to take into account unit limitations and environmental permit limits. Under these procedures, generation resources, including Wagner Units 3 and 4, that are limited by environmental restrictions shall be utilized to maintain single contingency (N-1) reliability. This procedure excludes environmentally limited generation facilities in the BG&E Zone from being dispatched for Double Contingency (N-2), i.e. lower probability outage of 2 separate single contingencies.
- PJM will continue to closely coordinate necessary generator and transmission outages at appropriate forecasted load levels to minimize the need to run Wagner Units 3 and 4 to mitigate transmission limitations impacting the BG&E Zone that could result in firm load shed.

¹² See PJM, Emergency Procedures, <https://www.pjm.com/markets-and-operations/etools/emerg-procedure>; see also PJM’s Emergency Procedures Tool, <https://emergencyprocedures.pjm.com/ep/pages/messagedefinitions.jsf>.

- PJM notification and dispatch procedures for Wagner Units 3 and 4 operations under a DOE emergency order will serve to minimize use of Wagner Units 3 and 4, and are as follows:
 - PJM will issue a Maximum Generation Emergency (Energy Emergency Alert (“EEA”) Level 1) Alert the day before the unit is scheduled for capacity emergencies, and/or a localized Maximum Generation Emergency Alert for Transmission Security the day before the unit is scheduled for transmission reliability;
 - PJM will notify Wagner Units 3 and 4 that it is scheduled for or anticipating a Maximum Generation Emergency Alert and/or Transmission Security Emergency, while honoring the unit’s operating parameters (including, but not limited to, notification time, start-up time, minimum run time, ramp capability, minimum down time) and ensuring that Wagner Units 3 and 4 are online and stable at minimum possible output but ready to be dispatched at higher levels to mitigate emergency conditions;
 - In the operating day, PJM will call effective Maximum Generation Emergency units and may call Load Management (Demand Response);
 - PJM will release Wagner Units 3 and 4 once the emergency condition ceases to exist, or the unit can safely shut down based upon operating parameters (including, but not limited to, notification time, start-up time, minimum run time, ramp capability, minimum down time) and system conditions; and
 - PJM will cancel any Load Management and release effective Maximum Generation Emergency units once the emergency condition ceases to exist.

PJM makes the following commitments:

- Once PJM declares that the event has ended and the Maximum Generation Emergency Alert is discontinued, Wagner Units 3 and 4 would be required to cease operations in a manner consistent with its operating parameters above its Operating Limit because emergency conditions cease to exist.
- Once PJM declares that the Transmission Security Emergency impacting the BG&E Zone has ended, Wagner Units 3 and 4 would be required to cease operations above their Operating Limit in a manner consistent with their operating parameters.

PJM understands the importance of the Operating Limits at issue and does not lightly request this authorization. However, authorizing Wagner Units 3 and 4 to operate, notwithstanding their Operating Limits, under these limited, reliability-based conditions after exhausting reasonably and practically available resources will address what otherwise would be emergency conditions that threaten the provision of reliable electric service for the remainder of 2026 to the residents and business in the BG&E Zone and potentially the greater PJM Region.

PJM respectfully submits that the above information satisfies the requirements of FPA Section 202(c)(1), (2), (3) and (4) and the procedures of the DOE's regulations, 16 C.F.R. §205.373 ("Applicable Procedures"). Attached hereto as an Appendix is additional information that may be required by the Application Procedures for this emergency relief application.

III. CONCLUSION

PJM appreciates the Department's expedited consideration of this request.

Respectfully submitted,

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APPENDIX

16 C.F.R. §§ 205.373 Application Procedures

(a) The exact legal name of the applicant and of all other “entities” named in the application.

See application.

(b) *The name, title, post office address, and telephone number of the person to whom correspondence in regard to the application shall be addressed.*

See application.

(c) *The political subdivision in which each “entity” named in the application operates, together with a brief description of the area served and the business conducted in each location.*

See application.

(d) Each application for a section 202(c) order shall include the following baseline data:

(1) Daily BGE Zone peak load and energy requirements for each of the past 30 days and projections for each day of the expected duration of the emergency;

[illegible]

[REDACTED]

(2) All capacity and energy receipts or deliveries to other electric utilities for each of the past 30 days, indicating the classification for each transaction;

Not Applicable because Wagner Units 3 and 4 are network resources deliverable to the entire PJM Region.

(3) The status of all interruptible customers for each of the past 30 days and the anticipated status of these customers for each day of the expected duration of the emergency, assuming both the granting and the denial of the relief requested herein;

Currently, approximately 116MW of PJM Demand Response is available in the BG&E Zone.

(4) All scheduled capacity and energy receipts or deliveries to other electric utilities for each day of the expected duration of the emergency.

Not Applicable. PJM is a single Balancing Authority, and as such performs a single Security Constrained Economic Dispatch to economically dispatch generation to service to load in the BG&E Zone.

(e) A description of the situation and a discussion of why this is an emergency, including any necessary background information. This should include any contingency plan of the applicant and the current level of implementation.

See application.

(f) A showing that adequate electric service to firm customers cannot be maintained without additional power transfers.

The table below shows the most common transmission constraints encountered during real-time operations. The positive impact of Wagner Units 3 and 4 on the constraint is indicated as a percentage in the 'Distribution Factor' column. Based on the unit's maximum output of 305 MW and 397 MW respectively for Wagner Units 3 and 4, the 'Impact to load' column indicated the amount of BG&E load that would be at risk if PJM is exceeding limits on the particular constraint and Wagner Units 3 and 4 are offline. Impact to load at full output is determined by multiplying the unit's maximum output by the Distribution Factor for each constraint. The resultant Impact to Load is the amount of load that could be shed if Wagner Unit 3 or 4 is not scheduled.

[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

[REDACTED]

(g) A description of any conservation or load reduction actions that have been implemented. A discussion of the achieved or expected results or these actions should be included.

See response to item d(3) above.

(h) A description of efforts made to obtain additional power through voluntary means and the results of such efforts; and a showing that the potential sources of power and/or transmission services designated pursuant to paragraphs (i) through (k) of this section informed that the applicant believed that an emergency existed within the meaning of § 205.371.

PJM will serve the BG&E zone with resources throughout the regional transmission organization (“RTO”) consistent with PJM’s single dispatch but the Zone will be limited by transmission constraints (see response to (f) above).

(i) A listing of proposed sources and amounts of power necessary from each source to alleviate the emergency and a listing of any other “entities” that may be directly affected by the requested order.

There are no other impacted entities.

(j) Specific proposals to compensate the supplying “entities” for the emergency services requested and to compensate any transmitting “entities” for services necessary to deliver such power.

Wagner Units 3 and 4, as with other generation, Demand Response, and transmission will be compensated when dispatched in accordance with the rates set forth in the Settlement Agreement accepted by the Federal Energy Regulatory Commission in Docket No. ER24-1787.

(k) A showing that, to the best of the applicant's knowledge, the requested relief will not unreasonably impair the reliability of any “entity” directly affected by the requested order to render adequate service to its customers.

No entity will be adversely impacted.

(l) Description of the facilities to be used to transfer the requested emergency service to the applicant's system.

[REDACTED]

(1) If a temporary interconnection under the provisions of section 202(c) is proposed independently, the following additional information shall be supplied for each such interconnection:

Not Applicable

(i) Proposed location;

(ii) Required thermal capacity or power transfer capability of the interconnection;

(iii) Type of emergency services requested, including anticipated duration;

- (iv) An electrical one line diagram;*
 - (v) A description of all necessary materials and equipment; and*
 - (vi) The projected length of time necessary to complete the interconnection.*
- (2) If the requested emergency assistance is to be supplied over existing facilities, the following information shall be supplied for each existing interconnection:*

Interconnection Service Agreement among PJM Interconnection, L.L.C., and H.A. Wagner LLC, and Baltimore Gas and Electric Company (Service Agreement No. 3467), FERC Docket No. ER18-2134-000.

- (i) Location;*
- (ii) Thermal capacity of power transfer capability of interconnection facilities; and*
- (iii) Type and duration of emergency services requested.*

See application.

(m) A general or key map on a scale not greater than 100 kilometers to the centimeter showing, in separate colors, the territory serviced by each “entity” named in the application; the location of the facilities to be used for the generation and transmission of the requested emergency service; and all connection points between systems.

See PJM, Transmission Zones Served (July 18, 2025), <https://www.pjm.com/-/media/DotCom/about-pjm/pjm-zones.pdf>. See also Interconnection Service Agreement among PJM Interconnection, L.L.C., and H.A. Wagner LLC, and Baltimore Gas and Electric Company (Service Agreement No. 3467), FERC Docket No. ER18-2134-000.

(n) An estimate of the construction costs of any proposed temporary facilities and a statement estimating the expected operation and maintenance costs on an annualized basis. (Not required on section 202(d) applications.)

See the above-referenced FERC-accepted Settlement Agreement filed in Docket No. ER24-1787.