

## FERC Order 1000 Compliance – LS Power Recommendations and Positions

### Minimizing Disputes

- a. Minimizing Disputes:
  - i. FERC “encourages public utility transmission providers to consider ways to minimize disputes, such as through additional transparency mechanisms, as they identify enhancements to regional transmission planning processes necessary to comply with the Final Rule”. (Paragraph 330, FERC Order 1000).
  - ii. LS Power Proposal
    1. The PJM shall post all proposals immediately after the window for submittals is closed. If there is no window for submittals, the proposals should be posted immediately on website.
    2. The PJM shall post all study results for all projects submitted.
    3. If identical projects are submitted during a proposal window by qualified developers and the project is selected by PJM, then the PJM should allow the qualified proposers of the identical projects ten business (10) days to meet to discuss ownership options.
    4. The utility transmission provider shall establish arbitration procedures to address any dispute regarding application of the qualification criteria or the evaluation process. Any proposed project sponsor who was denied qualified sponsor status or whose project was not selected because another project was determined to be the most cost efficient or effective may initiate arbitration within 30 days of the decision before [**PJM stakeholder to identify arbitration forum**]. The matter will be decided by a single arbitrator whose sole review will be to determine whether the qualification criteria or evaluation criteria were applied in an appropriate and non-discriminatory manner. The arbitrator shall render its opinion with 30 days of submission and not more than 120 days from initiation of the arbitration.