September 25, 2019

Honorable Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street, N.E., Room 1A
Washington, D.C. 20426

Re: PJM Interconnection, L.L.C., Docket No. ER19-2517-000
Request to Hold Proceeding in Abeyance

Dear Secretary Bose:

On August 1, 2019, PJM Interconnection, L.L.C. (“PJM”) submitted a ministerial clean-up filing to correct the PJM Open Access Transmission Tariff (“Tariff”), Schedule 12-Appendix A to incorporate revisions previously accepted by the Federal Energy Regulatory Commission (“Commission”) in Docket No. ER17-1236-000 that were inadvertently omitted from Schedule 12-Appendix A.¹ Specifically, PJM proposes to include baseline upgrades b2809 in Schedule 12-Appendix A (JCPL) and b2814 in Schedule 12-Appendix A (MetEd) to ensure that as of January 18, 2018 forward Tariff, Schedule 12-Appendix A is historically correct and reflects these two baseline upgrades accepted by the Commission in its January 18, 2018 Order on Cost Allocation Report and Tariff Revisions and Denying Request for Rehearing.²

Both baseline upgrades b2809 and b2814 were included in the PJM regional transmission expansion plan (“RTEP”) and approved by the PJM Board of Managers solely to address local transmission owner planning criteria filed by the transmission owner in its FERC Form No. 715.

² PJM Interconnection, L.L.C., 16 FERC ¶61,046 (Jan. 18, 2018).
Consistent with the Tariff, Schedule 12, section (b)(xv), which details the cost allocation methodology for projects selected solely to address FERC Form No. 715 criteria, both upgrades were allocated 100 percent to the zone of the transmission owner who filed the FERC Form No. 715 local planning criteria.\(^3\)

By way of background, on February 12, 2016, the Commission accepted by order on rehearing, the PJM transmission owners cost allocation methodology to allocate 100 percent of costs for projects included in the RTEP solely to address individual transmission owner FERC Form No. 715 local planning criteria to the zone of the transmission owner whose Form No. 715 local planning criteria underlie each project (“2015 PJM Transmission Owner Tariff Revisions”).\(^4\)

The February 12 Order on Rehearing was appealed to the D.C. Circuit Court. The D.C. Circuit Court found that the Commission acted arbitrarily and capriciously in approving the 2015 PJM Transmission Owner Tariff Revisions, granted the petition for review, set aside the Commission orders and remanded the matter to the Commission for further proceedings consistent with the Court’s opinion.\(^5\)

On August 30, 2019, the Commission issued an Order on Remand rejecting the 2015 PJM Transmission Owners Tariff Revisions.\(^6\) In the August 30 Order on Remand, the Commission directed PJM to file in eTariff all tariff corrections necessary to reflect the rejection of the 2015 PJM Transmission Owner Tariff Revisions and to refile the assignment of cost responsibility in

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\(^3\) PJM Interconnection, L.L.C., Revisions to Schedule 12-Appendix A, Docket No. ER17-1236-000 (Mar. 17, 2017).

\(^4\) PJM Interconnection, L.L.C., 154 FERC ¶61,096 (Feb. 12, 2016) (“February 12 Order on Rehearing”).

\(^5\) On August 3, 2018, the United States Court of Appeals for the District of Columbia found that the Commission acted arbitrarily and capriciously by accepting the cost allocation methodology for Regional Facilities addressing FERC Form No. 715 criteria and remanded the open orders back to the Commission for review. See Old Dominion Electric Cooperative v. FERC, No. 17-1040 (D.C. Cir. 2018).

PJM’s Tariff, Schedule 12 Appendix A for those projects included in the RTEP between May 25, 2015 through August 30, 2019.\(^7\)

Given the August 30 Order and compliance directives, PJM requests that the Commission hold this proceeding in abeyance pending acceptance of the compliance filing to be submitted no later than September 30, 2019 in eTariff reflecting the rejection of the 2015 PJM Transmission Owner Tariff Revisions and not act on this clean up filing pending resolution in Docket Nos. ER15-1387-004 and ER15-1344-005.

Please feel free to contact the undersigned if you require any additional information or have any questions. Thank you for your attention to this matter.

Respectfully submitted,

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\(^7\) August 30 Order on Remand at P 31.
CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document on those parties on the official Service List compiled by the Secretary in these proceedings.

Dated at Audubon, Pennsylvania this 25th day of September, 2019.

[Signature]

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