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May 6, 2026

Hon. Debbie-Anne A. Reese  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC, 20426

**Re: Grid Growth Ohio EHV, LLC and Grid Growth Ohio, LLC  
Docket No. ER26-1655-00\_  
Response to Deficiency Letter**

Dear Secretary Reese:

On March 6, 2026, Grid Growth Ohio EHV, LLC (“Grid Growth Ohio EHV”) and Grid Growth Ohio, LLC (“Grid Growth Ohio”) (collectively, with Grid Growth Ohio EHV, “Grid Growth”) submitted a request in the above-captioned proceeding for authorization to: (1) implement formula rates for Grid Growth Ohio EHV and Grid Growth Ohio, consisting of a formula rate template (“Formula Rate Template”) and formula rate implementation protocols (“Protocols”) (collectively, “Formula Rate”); and (2) establish certain incentive rate treatments associated with Grid Growth’s investment in transmission facilities in the PJM Interconnection, L.L.C. (“PJM”) region (“Grid Growth Project”).<sup>1</sup>

On April 23, 2026, the Federal Energy Regulatory Commission (“Commission” or “FERC”) informed Grid Growth that its March 6 Filing is deficient and additional information would be required to process the filing (“Deficiency Letter”).<sup>2</sup>

Grid Growth respectfully submits this response to the Deficiency Letter, which supplements the information provided in the March 6 Filing and provides the Commission with a sufficient factual record upon which to grant the requests made in the March 6 Filing.<sup>3</sup>

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<sup>1</sup> Formula Rate Filing and Request for Authorization of Transmission Rate Incentives, Docket No. ER26-1655-000 (filed Mar. 6, 2026).

<sup>2</sup> *Grid Growth Ohio EHV, LLC*, Deficiency Letter, Docket No. ER26-1655-000 (Apr. 23, 2026) (“Deficiency Letter”).

<sup>3</sup> Pursuant to Order No. 714, this filing is submitted by PJM Interconnection, L.L.C. (“PJM”) on behalf of Grid Growth Ohio EHV, LLC and Grid Growth Ohio, LLC as part of an XML filing package that conforms with the Commission’s regulations. PJM has agreed to make all filings on behalf of the PJM Transmission Owners in order to retain administrative control over the PJM Tariff. Thus, Grid Growth Ohio EHV, LLC and Grid Growth Ohio, LLC have requested PJM submit this Attachment H-40B and Attachment H-41B in the eTariff system as part of PJM’s electronic Intra PJM Tariff.

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Accordingly, Grid Growth requests that the Commission accept the proposed Formula Rate for filing and grant the requests for incentive rate treatments, effective May 6, 2026.<sup>4</sup>

## I. RESPONSE TO DEFICIENCY LETTER

### Formula Rate Protocols

#### FERC Question:

1. Please explain how your proposed Protocols conform to the Commission’s guidance on protocols for forward-looking formula rates.<sup>5</sup>

- a. Section III of the Protocols states:

“Interested parties shall have until January 15 to serve follow-up information and document requests pertaining to the Annual Update (together with the August 31 deadline, the “ATRR Information Exchange Period”), but *such requests must be specifically limited to clarification or additional information* regarding Grid Growth Ohio’s responses provided to any sets of information and document requests issued to Grid Growth Ohio on or before August 31 (emphasis added).<sup>6</sup>

Please explain how these proposed limitations comply with MISO Compliance Order’s requirement that “the protocols should not overly restrict the types of information requested.”<sup>7</sup>

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<sup>4</sup> Grid Growth is not proposing any changes to the Attachment H-40B and Attachment H-41B tariff records that were included in the March 6 Filing. An eTariff record for Grid Growth Ohio EHV, LLC and Grid Growth Ohio, LLC is being submitted to restart the statutory timeframe for Commission action, as directed in the Deficiency Letter. *See* Deficiency Letter at 3-4 & n.13.

<sup>5</sup> *See Midwest. Indep. Transmission Sys. Operator, Inc.*, 139 FERC ¶ 61,127 (2012), *order on investigation*, 143 FERC ¶ 61,149 (2013) (MISO Investigation Order), *order on reh’g* 146 FERC ¶ 61,209, *order on compliance*, 146 FERC ¶ 61,212 (2014) (MISO Compliance Order), *order on reh’g & clarification*, 150 FERC ¶ 61,024, *order on compliance*, 150 FERC ¶ 61,025 (2015) (collectively, MISO Protocol Orders).

<sup>6</sup> *See, e.g.*, PJM Interconnection, L.L.C., Intra-PJM Tariffs, OATT ATT H-41B, OATT ATT H-41B – Grid Growth Ohio, LLC (0.0.0), § III (Information Exchange Procedures) (Grid Growth Ohio, LLC Protocols). *See also* PJM Interconnection, L.L.C., Intra-PJM Tariffs, OATT ATT H-40B, OATT ATT H-40B – Grid Growth Ohio EHV, LLC (0.0.0), § III (Information Exchange Procedures) (Grid Growth Ohio EHV, LLC Protocols), Grid Growth Ohio EHV, LLC’s corresponding Protocols filing, identical save for the name of the party.

<sup>7</sup> MISO Compliance Order, 146 FERC ¶ 61,212 at P 67.

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### **Grid Growth's Response:**

Grid Growth's proposed Protocols conform to the Commission's guidance and are identical or substantially similar to the implementation protocols accepted by the Commission for other transmission owners in PJM.<sup>8</sup> Accordingly, Section III.A of the proposed Protocols do not overly restrict the types of information that can be requested.

Grid Growth's proposed Protocols conform to the Commission's guidance on protocols for forward-looking formula rates and are consistent with other formula rates on file with the Commission. Grid Growth's proposed Protocols do not impose substantive limitations on the types of information that Interested Parties may request and therefore are not overly restrictive. As proposed, Interested Parties have 2.5 months (from June 15 through August 31) to serve Grid Growth discovery without limitation or restriction on the number of requests or topics that are within the scope of the discovery process. Interested Parties have an additional 4.5 months (from August 31 through January 15) to submit follow-up requests within the scope of topics included in their initial data requests. As such, the proposed Protocols promote administrative efficiency by ensuring that Interested Parties and Grid Growth utilize the full information exchange timeframe to resolve concerns and minimize preliminary challenges and formal challenges to the extent possible.

An orderly and timely information exchange process maximizes the ability of Interested Parties and Grid Growth to work proactively and collaboratively to address concerns earlier in the process. Otherwise, Grid Growth could receive initial data requests at the very end of the seven-month information exchange process, in which case there would not be enough time to resolve the issues raised in the initial data requests without extensions thereby delaying the information exchange process and preventing Interested Parties and Grid Growth from timely resolving and closing out issues on an annual basis. Importantly, Section III.A does not limit the scope of issues that can be raised in a preliminary or formal challenge but is merely a procedural safeguard intended to encourage Interested Parties to actively engage throughout the entire information exchange process.

### **FERC Question:**

b. Grid Growth Ohio's Protocols contain the following defined term:

“Protective Agreement and Non-Disclosure Certificate” means the agreement and certificate executed by interested Parties and their representatives for a Rate Year in order to obtain access to material that Grid Growth Ohio EHV deems confidential or that contains

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<sup>8</sup> See, e.g., *Valley Link Transmission Md., LLC*, 191 FERC ¶ 61,113 (2025); *Monongahela Power Co.*, 173 FERC ¶ 61,290 (2020).

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Critical Energy Infrastructure Information as that term is defined in 18 C.F.R. § 388.113(c)(1) (2024).

What criteria does Grid Growth propose to use to deem certain material confidential?

Similarly, section IV, B.6 of the Protocols states that Grid Growth Ohio “will serve all Preliminary Challenges and its response(s) to such Preliminary Challenges upon any Interested Party that requests such service, subject to the protection of any confidential information contained in such Preliminary Challenges or responses, as needed, under the Protective Agreement and Non-Disclosure Certificate.”<sup>9</sup> Explain how the Protocols’ challenge procedures will ensure that customers have access to information that will allow them to effectively challenge the implementation of the formula rate.<sup>10</sup>

### **Grid Growth’s Response:**

Section IV.B.6 of Grid Growth’s proposed Protocols are consistent with Commission precedent, including the MISO Protocols.

Regarding the criteria Grid Growth proposes to deem certain material confidential, Grid Growth provides the following illustrative examples of information that it would consider confidential: 1) commercially sensitive information, 2) vendor/supplier information including terms and pricing, 3) labor/employee related information, 4) strategic information, 5) security, and 6) certain project specific information. This is not an exhaustive list.

The Grid Growth Protocol’s challenge procedures will ensure that customers have access to information that will allow them to effectively challenge the implementation of the formula rate by making access to confidential information subject to a Protective Agreement and Non-Disclosure Certificate. The Grid Growth Protocols appropriately protect confidential information and permit customers access to that confidential information consistent with Commission precedent.

In response to the Commission’s directive in the MISO Compliance Order to “ensure that customers have access to information that will allow them to effectively challenge the implementation of the formula rate,”<sup>11</sup> MISO amended its protocols to read, in pertinent part, that “if Informal Challenges or responses to Informal Challenges include material deemed by the

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<sup>9</sup> Grid Growth Ohio, LLC Protocols, § IV (Challenge Procedures) (0.0.0), at § B.6. *See also* Grid Growth Ohio EHV, LLC Protocols, § IV (Challenge Procedures) (0.0.0), at § B.6.

<sup>10</sup> MISO Compliance Order, 146 FERC ¶ 61,212 at P 114.

<sup>11</sup> *Id.*

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Transmission Owner to be confidential, such information will not publicly be posted but will be made available to requesting parties pursuant to a confidentiality agreement to be executed by the Transmission Owner and the requesting party.”<sup>12</sup> In rejecting a protest that claimed the referenced confidentiality agreement be modeled on the Model Protective Order, the Commission “accepted the MISO Transmission Owners’ proposed revisions relating to confidential information.”<sup>13</sup>

Grid Growth’s proposed Protocols adopt substantively identical language: “Grid Growth Ohio EHV will serve all Preliminary Challenges and its response(s) to such Preliminary Challenges upon any Interested Party that requests such service, subject to the protection of any confidential information contained in such Preliminary Challenges or responses, as needed, under the Protective Agreement and Non-Disclosure Certificate.”<sup>14</sup> Further, while Grid Growth may designate certain information or responses as confidential, once a party executes the Non-Disclosure Certificate, Grid Growth will provide the relevant confidential information. The Protective Agreement allows Interested Parties to receive confidential information while ensuring that the Interested Parties treat the confidential information as such.

**FERC Question:**

- c. Section II of the Protocols states that the ATRR shall “[i]dentify and, to the extent not explained in a worksheet included in the ATRR, explain, all material adjustments made to the FERC Form No. 1 data.”<sup>15</sup> Please explain how this is consistent with Commission precedent.<sup>16</sup>

**Grid Growth’s Response:**

Grid Growth’s proposed Protocols conform to the Commission’s guidance on protocols for forward-looking formula rates and are consistent with other implementation protocols on file with the Commission.

Section II.E.6 of Grid Growth’s proposed Protocols is substantively identical to the language in the *pro forma* MISO Protocols on file with the Commission. Section II.D.6 of the MISO Protocols states “[i]dentify all *material* adjustments made to the Applicable Form data in

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<sup>12</sup> MISO Protocols, § IV.E.

<sup>13</sup> *Midcontinent Indep. Sys. Operator*, 150 FERC ¶ 61,025 at P 56.

<sup>14</sup> Grid Growth Ohio, LLC Protocols, § IV.B.6 (0.0.0); Grid Growth Ohio EHV, LLC Protocols, § IV.B.6 (0.0.0).

<sup>15</sup> Grid Growth Ohio, LLC Protocols at § II (Annual Update and Projected Transmission Revenue Requirement) (0.0.0), at § E.6. *See also* Grid Growth Ohio EHV, LLC Protocols at § II (Annual Update and Projected Transmission Revenue Requirement) (0.0.0), at § E.6.

<sup>16</sup> *See* MISO Compliance Order, 146 FERC ¶ 61,212 at P 65.

determining formula inputs, including relevant footnotes to the Applicable Form and any adjustments not shown in an Applicable Form.”<sup>17</sup> Similarly, Section II.E.6 of the Grid Growth Protocols states “[i]dentify and, to the extent not explained in a worksheet included in the ATRR, explain, all *material* adjustments made to the FERC Form No. 1 data in determining formula inputs, including relevant footnotes to the FERC Form No. 1s and any adjustments not shown in the FERC Form No. 1s.”<sup>18</sup>

The Deficiency Letter cites to the Commission’s directive in the MISO Protocols Compliance Order to remove the word “material” from all instances of the phrase “material accounting changes.”<sup>19</sup> However, Section II.E.9 of Grid Growth’s proposed Protocols, and not Section II.E.6, addresses accounting changes. Just like the MISO Protocols, the phrase “material accounting changes” does not appear in Grid Growth’s proposed Protocols. Grid Growth’s materiality requirement in Section II.E.6 applies only to adjustments made to the FERC Form No. 1 data; it does not impose a materiality requirement with regard to accounting changes.<sup>20</sup>

Removing the word “material” from Section II.E.6, Grid Growth would be inconsistent with the language of the *pro forma* MISO Protocols and other implementation protocols on file with the Commission. In a recent proceeding, Commission staff required that the word “material” be *added* to same sub-section of the proposed protocols in an amendment filing prior to Commission acceptance.<sup>21</sup>

Accordingly, Grid Growth’s proposed Protocols conform to the Commission’s guidance on protocols for forward-looking formula rates and are consistent with other formula rates on file with the Commission.

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<sup>17</sup> See MISO Protocols, § II.D.6 (emphasis added).

<sup>18</sup> Grid Growth Ohio, LLC Protocols, § II.E.6 (0.0.0) (emphasis added); Grid Growth Ohio EHV, LLC Protocols, § II.E.6 (0.0.0).

<sup>19</sup> Deficiency Letter at n.11 (citing *Midcontinent Indep. Sys. Operator, Inc.*, 146 FERC ¶ 61,212 at P 65) (“we will require the protocols to exclude the word ‘material’ from all instances of the phrase ‘material accounting change(s)’”).

<sup>20</sup> Grid Growth Ohio, LLC Protocols, §§ II.E.6, II.E.9 (0.0.0) (“With respect to any change in accounting that affects inputs to the Formula Rate or the resulting charges billed under the Formula Rate (‘Accounting Change’)”); Grid Growth Ohio EHV, LLC, Protocols §§ II.E.6, II.E.9 (0.0.0) (same).

<sup>21</sup> See *Midcontinent Grid Solutions Iowa, LLC, Amendment to Formula Rate Filing, Transmittal at 6*, Docket No. ER25-2312-002 (filed July 25, 2025); *Midcontinent Grid Solutions Iowa, LLC*, 192 FERC ¶ 61,208 at P 18 (“We find that MGS Iowa’s . . . proposed Protocols are consistent with the standards established in the MISO Protocols Orders and subsequent Commission precedent”), *order on clarification & reh’g dismissed*, 193 FERC ¶ 61,188 (2025).

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**FERC Question:**

- d. According to the MISO Protocols Order[s], protocols must require transmission owners to post their revenue requirements and relevant information on both the system operator's (e.g., MISO's) website and OASIS.<sup>22</sup> Please identify the specific provisions in the Protocols that require Grid Growth to post information relevant to its ATRR on both PJM's website and OASIS.

**Grid Growth's Response:**

Posting information to the PJM website also meets the requirement of posting information to the PJM OASIS. PJM does not post formula rates to a separate site on its OASIS. Rather, the PJM OASIS has a link to Transmission Owner rate data which points to the page of the PJM website where Transmission Owner Formula rate data is posted. Specifically, the "Transmission Owner Formula Rates" link on the PJM OASIS<sup>23</sup> takes users to the following page on the PJM website:

<https://www.pjm.com/markets-and-operations/billing-settlements-and-credit/formula-rates>

**II. SERVICE**

PJM has served a copy of this filing on all PJM Members and on all state utility regulatory commissions in the PJM Region by posting this filing electronically. In accordance with the Commission's regulations,<sup>24</sup> PJM will post a copy of this filing to the FERC filings section of its internet site, located at the following link: <https://www.pjm.com/library/filing-order> with a specific link to the newly filed document, and will send an e-mail on the same date as this filing to all PJM Members and all state utility regulatory commissions in the PJM Region<sup>25</sup> alerting them that this filing has been made by PJM and is available by following such link. If the document is not immediately available by using the referenced link, the document will be available through the referenced link within 24 hours of the filing. Also, a copy of this filing will be available on the Commission's eLibrary website located at the following link: <http://www.ferc.gov/docs-filing/elibrary.asp> in accordance with the Commission's regulations and Order No. 714.

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<sup>22</sup> See MISO Investigation Order, 143 FERC ¶ 61,149 at P 86.

<sup>23</sup> [pjm.com/markets-and-operations/etools/oasis.aspx](https://www.pjm.com/markets-and-operations/etools/oasis.aspx).

<sup>24</sup> 18 C.F.R. §§ 35.2(e) and 385.2010(f)(3).

<sup>25</sup> PJM already maintains, updates and regularly uses email distribution lists for all PJM members and affected state commissions.

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### III. CONCLUSION

Grid Growth respectfully submits that the enclosed responses provide the Commission with the additional information requested sufficient to process the March 6 Filing. Accordingly, Grid Growth requests that the Commission accept the proposed Formula Rate for filing and grant the requests for incentive rate treatments, effective May 6, 2026, as requested.

Respectfully submitted,

/s/ Miles H. Kiger

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Dated: May 6, 2026

*Counsel for Grid Growth Ohio EHV, LLC, and  
Grid Growth Ohio, LLC*

## CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of May, 2026, I have served a copy of the foregoing document on the official service list compiled by the Office of the Secretary for the captioned proceeding.

/s/ Benjamin L. Duwve

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