

186 FERC ¶ 63,007

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

PJM Interconnection, L.L.C.

Docket No. ER21-1635-006

ORDER OF CHIEF JUDGE GRANTING MOTION TO IMPLEMENT SETTLEMENT
RATE ON AN INTERIM BASIS

(Issued February 1, 2024)

1. On January 31, 2024, PJM Interconnection, L.L.C. (PJM) filed an *Unopposed Motion to Place Settlement Rates into Effect on an Interim Basis, Waiver of Answer Period, and Expedited Treatment* (Motion). The Motion relates to a concurrently filed offer of settlement (Settlement), which if approved by the Commission, would resolve all issues set for hearing in Docket No. EL21-91, according to PJM.¹ Because the Motion is unopposed,² the Motion's answer period is hereby waived, as requested,³ pursuant to Rule 213(d).⁴

2. This Order now addresses the Motion's request to implement, on an interim basis, the rate stated in the Settlement (Settlement Rate), effective as of January 1, 2024.⁵ Before granting this request, section 307(a)(1)(iv) of the Commission's regulations

¹ Motion at 1.

² *Id.* at 6 ("PJM has circulated a draft of this motion to all participants. No participant has expressed that they oppose or do not support the request to place the Interim Settlement Rates into effect as of January 1, 2024.").

³ *Id.*

⁴ 18 C.F.R. § 385.213(d)(1) (2023). The Motion's request to waive the answer period is also subject to a 5-day answer period "unless otherwise ordered." 18 C.F.R. § 385.213(d)(1)(i).

⁵ Motion at 4-5.

requires determining that implementation of the interim rate will result in lower rates during the pendency of action on the Settlement.⁶

3. The Settlement Rate set forth in this uncontested Motion constitutes a reduction. PJM's proposed interim Settlement Rate reduces the Levelized Capital Recovery Factors listed in Schedule 6A of the PJM Open Access Transmission Tariff that correspond to the respective Black Start Unit age brackets.⁷ Additionally, implementing the Settlement Rate on an interim basis is in the public interest. Doing so will permit the reduced rate to be placed into effect while the Settlement is pending.

4. Accordingly, the Motion is GRANTED. The requested interim Settlement Rate is hereby accepted.⁸ PJM is authorized to implement the Settlement Rate effective as of January 1, 2024. The interim Settlement Rate shall remain in effect pending consideration of the Settlement and will be subject to refund or surcharge pending the outcome of the proceeding.

5. The 60-day prior notice and filing requirement of Federal Power Act section 205(d) is hereby waived so that the interim Settlement Rate can be implemented effective as of January 1, 2024.⁹

6. This Order terminates Docket No. ER21-1635-006.

SO ORDERED.

 Digitally signed by
ANDREW SATTEN
Andrew Satten
Chief Administrative Law Judge

⁶ 18 C.F.R. § 375.307(a)(1)(iv) (requiring also that motions requesting interim rates be “uncontested”); *see also Chief Administrative Law Judge’s Notices to the Public, Motions to Place Interim Settlement Rates into Effect*, Docket No. AD20-12-000 (June 15, 2022) (providing guidance for motions to place interim settlement rates into effect).

⁷ Motion at Attach. A.

⁸ PJM Interconnection, L.L.C., Intra-PJM Tariffs, [OATT SCHEDULE 6A, OATT SCHEDULE 6A \(14.4.0\)](#).

⁹ 16 U.S.C. § 824d(d); 18 C.F.R. § 35.3.

Document Content(s)

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