

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

Building for the Future Through Electric)
Regional Transmission Planning and)
Cost Allocation) Docket No. RM21-17-000

**MOTION FOR ACCEPTANCE OF LATE-FILED ANSWER AND
ANSWER IN SUPPORT OF PJM’S MOTION FOR EXTENSION OF TIME OF
THE ORGANIZATION OF PJM STATES, INC.**

On December 20, 2024, PJM filed a Motion for Extension of Time to Submit its Order No. 1920 compliance filing.¹ Pursuant to Rules 212 and 213 of the Commission’s Rules of Practice and Procedure,² The Organization of PJM States, Inc. (“OPSI”) submits this Answer in Support of PJM’s Motion for Extension.³

I. MOTION FOR ACCEPTANCE OF LATE-FILED ANSWER

Pursuant to Rule 212 of the Commission’s Rules of Practice and Procedure, OPSI moves the Commission to accept this late filed answer. Answers are due 5 days after a Motion for Extension is filed.⁴ However, because the last day of this 5-day period fell on Christmas Day, the answer period did not conclude until the close of the next business day - December 26, 2024.⁵

Because this Motion was filed after the close of business on December 20th and Answers

¹ PJM Interconnection, L.L.C., Motion for Extension of Time to Submit Compliance Filing of PJM Interconnection L.L.C., And Request for Order by February 6, 2025, Docket No. RM21-17-000 (Dec. 20, 2024) (“Motion”).

² 18 C.F.R. 385.212 and 213.

³ OPSI’s following members support these comments: the Delaware Public Service Commission, Public Service Commission of the District of Columbia, Illinois Commerce Commission, Indiana Utility Regulatory Commission, Kentucky Public Service Commission, Maryland Public Service Commission, Michigan Public Service Commission, North Carolina Utilities Commission, Public Utilities Commission of Ohio, Pennsylvania Public Utility Commission, Tennessee Public Utility Commission, Virginia State Corporation Commission, and Public Service Commission of West Virginia.

⁴ 18 C.F.R. 385.213 (d)(1)(i).

⁵ 18 C.F.R. 385.2007(a)(2).

were due the day after Christmas, it was difficult for OPSI to coordinate the necessary staff discussion and coordinate a vote of the OPSI Board of Directors on this Answer in the allotted 5 days. OPSI does not seek to disrupt or delay this proceeding. To the contrary, OPSI has worked expeditiously to coordinate a response to PJM’s Motion and believes this Answer will aid the Commission in its decision making. For these reasons, OPSI moves the Commission to accept this late-filed answer.

II. ANSWER IN SUPPORT OF PJM’S MOTION FOR EXTENSION

PJM states the modest six-month extension of time it is requesting will provide more time for PJM to meaningfully engage with the Relevant State Entities.⁶ PJM states it would be beneficial to have more time to work with the States as it develops its Order No. 1920 compliance framework.⁷ OPSI appreciates PJM’s engagement up to this point and agrees that, on balance, additional time will be beneficial. PJM intends to use this additional time to seek the input of the states in the development of its Order No. 1920 compliance proposal, rather than simply providing time for the states to react to a compliance proposal PJM developed on its own.⁸

OPSI hopes this additional time will truly allow PJM to develop its Order No. 1920 compliance proposal collaboratively with the states. Up to this point, PJM has provided education on Order Nos. 1920 and 1920-A, solicited feedback from states and stakeholders, and presented results of a policy study intended to inform Order No. 1920 conversations. OPSI appreciates PJM’s

⁶ Motion at 1, 4.

⁷ *Id.* at 5.

⁸ *Id.* at 7 (“The additional six-month period would allow for PJM to have the benefit of the States’ input at the embryonic stages of PJM’s proposal development—i.e., when the States’ input can have the most meaningful impact.”).

work to this point and appreciates the proposal in this Motion to engage the states *now* so that PJM can incorporate state input while its Order No. 1920 process is still under development.⁹

However, just as importantly, Relevant State Entities must have time to consider draft governing document language early in this process so that they can provide PJM feedback to inform PJM’s compliance filing. In its extension request, PJM proposes to draft governing document changes in Q4 2025:¹⁰

PJM Compliance Activities	With 6-month Extension (Compliance Filing due 12/12/25)	Without 6-month Extension (Compliance Filing due 6/12/25)
PJM to provide its high-level views regarding Order No. 1920 compliance	Q1	Q1
Work with States and stakeholder to develop compliance proposal	Q2	Q1
Finalize compliance proposal	Q3	Q1
Draft governing document changes to implement proposal and compliance filing	Q4	Q2

Table showing how PJM will modify its compliance activities should FERC grant the instant Motion for Extension.

OPSI is concerned that PJM does not intend to develop its governing document language until Q4 of 2025 because this may not allow enough time for the States to fully consider and provide feedback on PJM’s proposed governing document language. It is crucial that PJM’s governing document language implementing Order No. 1920 be clear and unambiguous, and it may take time for States to fully consider the revisions to PJM’s governing documents and provide

⁹ *Id.* at 6.
¹⁰ *Id.* at 7.

meaningful feedback. Therefore, OPSI believes it is critical that PJM develop a complete compliance proposal, including proposed governing document revisions, by the end of Q2 2025 so that PJM can truly “finalize” its proposal in Q3 2025.

III. CONCLUSION

For the reasons stated above, OPSI moves the Commission to accept its late-filed Answer in response to PJM’s Motion for Extension of Time to submit its Order No. 1920 compliance filing and for the Commission to grant PJM’s extension request.

Respectfully Submitted,

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Dated: January 3, 2025

CERTIFICATE OF SERVICE

I hereby certify that the foregoing has been served in accordance with 18 C.F.R. Section 385.2010 upon each person designated on the official service list compiled by the Secretary in this proceeding.

/s/ Gregory V. Carmean
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Dated at Newark, Delaware this January 3, 2025.