

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

Brandon Shores LLC

)

Docket No. ER24-1790-000

**MOTION TO INTERVENE AND COMMENTS OF
PJM INTERCONNECTION, L.L.C.**

Pursuant to Rules 212¹ and 214² of the Federal Energy Regulatory Commission’s (“FERC” or the “Commission”) Rules of Practice and Procedure, PJM Interconnection, L.L.C. (“PJM”) respectfully moves to intervene in the above-captioned proceeding, and provides the following comments.

I. MOTION TO INTERVENE

PJM respectfully moves to intervene in the above-captioned proceeding pursuant to Rules 212 and 214. PJM is a Commission-certified Regional Transmission Organization. PJM is a transmission provider under, and the administrator of, the PJM Open Access Transmission Tariff (“PJM Tariff”), operates the PJM Interchange Energy Market, the PJM Reliability Pricing Model (i.e., PJM’s forward capacity market), and coordinates the movement of wholesale electricity in the PJM region, which covers all or parts of thirteen states and the District of Columbia.

On April 18, 2024, Brandon Shores LLC (“Brandon Shores”) submitted a Continuing Operations Rate Schedule (“CORS”) for the continued Reliability Must Run (“RMR”) operation and provision of service from Brandon Shores Generating Station Units 1 and 2.³ The CORS

¹ 18 C.F.R. § 385.212.

² 18 C.F.R. § 385.214 (“Any person seeking to intervene to become a party, other than the entities specified in paragraphs (a)(1) and (a)(2) of this section, must file a motion to intervene.”). *See also Brandon Shores LLC*, Notice Extending Comment Period, Docket No. ER24-1790-000, at 2 (May 2, 2024) (“Upon consideration, notice is hereby given that the date for filing interventions, comments, and protests in the above-referenced proceedings is extended to and including May 16, 2024.”).

³ *Brandon Shores LLC*, RMR Arrangement - Continuing Operations Rate Schedule, Docket No. ER24-1790-000 (Apr. 18, 2024) (the “April 18 Filing”).

sets forth the terms, conditions, and cost-based rates under which Brandon Shores will agree to continue to operate Units 1 and 2 for reliability purposes from June 1, 2025 through December 31, 2028.

PJM has a direct, substantial, and independent interest in this proceeding, which no other party can adequately represent. Accordingly, PJM respectfully requests that the Commission grant this motion to intervene and that PJM be afforded all the rights of a party to this proceeding.

II. COMMENTS

On April 6, 2023, Brandon Shores notified PJM, pursuant to Section 113.1 of the PJM Tariff, that it intended to retire Units 1 and 2, effective June 1, 2025. As indicated in the April 18 Filing, PJM's analysis indicated that the deactivation of the Brandon Shores units will result in nearly 600 reliability violations, including severe voltage drop and thermal violations across seven distinct PJM zones (particularly under N-1-1 contingency conditions), which could lead to a widespread voltage collapse in Baltimore, Maryland and the immediately surrounding areas (e.g., the BGE, APS, ME, PPL, PECO, PEPCO and DOM Zones). Until needed transmission upgrades are in place by December 31, 2028 (at the earliest), the reliability need for the Brandon Shores units will remain critical, and accordingly PJM respectfully requests that the Commission consider this reliability need in assessing the justness and reasonableness of the April 18 Filing and any final rates that emerge from this proceeding.

The PJM Tariff provides that a Generation Owner, who continues to operate a generating unit beyond its proposed deactivation date, is entitled to file a cost-of-service rate to recover the entire cost of operating the generation unit until the unit is deactivated. As such, PJM believes that the CORS contained in the April 18 Filing is consistent with the PJM Tariff.

While PJM takes no position regarding the specific cost-of-service or monetary elements proposed in the April 18 Filing, to the extent that the Commission sets all or part of the CORS for hearing and settlement judge procedures, PJM stands ready to assist the parties in reaching an expeditious resolution on these issues, and provide assistance in any other way to ensure that this facility is retained for reliability in the Baltimore area.

III. CONCLUSION

In accordance with the foregoing, PJM respectfully requests that the Commission grant this motion to intervene and accept these comments into the record in this proceeding.

Respectfully submitted,

/s/ Thomas DeVita

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*On behalf of
PJM Interconnection, L.L.C.*

May 14, 2024

CERTIFICATE OF SERVICE

I hereby certify that I have this 14th day of May, 2024 caused a copy of the foregoing document to be served upon each person designated on the official service list compiled by the Secretary in this proceeding.

/s/ Thomas DeVita
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