



PJM Interconnection, L.L.C.  
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May 10, 2019

The Honorable Kimberly D. Bose, Secretary  
Federal Energy Regulatory Commission  
888 First Street, N.E., Room 1A  
Washington, DC 20426-0001

Re: *PJM Interconnection, L.L.C., Docket No. ER19-1151- 000 (Tariff)*  
*PJM Interconnection, L.L.C., Docket No. ER19-1152--000 (CTOA)*

Dear Secretary Bose:

Pursuant to Section 205 of the Federal Power Act (“FPA”)<sup>1</sup> and Part 35 of the Federal Energy Regulatory Commission (“FERC” or “Commission”) regulations,<sup>2</sup> PJM Interconnection, L.L.C. (“PJM”) submits a request to change the effective date from April 30, 2019, to May 10, 2019, for revisions to the PJM Open Access Transmission Tariff (“Tariff”) and the PJM Consolidated Transmission Owners Agreement (“CTOA”) submitted on February 28, 2019<sup>3</sup> in the above-captioned proceedings (collectively, the “Revised Tariff Sections”), which the Commission accepted on April 9, 2019.<sup>4</sup> Specifically, the Revised Tariff Sections are as follows:

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<sup>1</sup> 16 U.S.C. § 824d.

<sup>2</sup> 18 C.F.R. Part 35.

<sup>3</sup> *PJM Interconnection, L.L.C.*, Docket No. ER19-1151-000 (Feb. 28, 2019) and *PJM Interconnection, L.L.C.*, Docket No. ER19-1152-000 (Feb. 28, 2019) (collectively the “February 28 Filings”).

<sup>4</sup> *PJM Interconnection, L.L.C.*, Letter Order, Docket No. ER19-1151-000 (Apr. 9, 2019) and *PJM Interconnection, L.L.C.*, Letter Order, Docket No. ER19-1152-000 (Apr. 9, 2019) (collectively, the “April 9 Letter Orders”).

- i. Tariff, Attachment L revised to include Transource West Virginia, LLC (“Transource WV”) as a PJM Transmission Owner; and
- ii. CTOA, Attachment A to include (i) Transource WV to the list of PJM Transmission Owners and (ii) a signature page to reflect the signature page executed by Transource WV.<sup>5</sup>

## **I. BACKGROUND**

Transource WV is responsible for constructing a \$59.5 million project awarded to Transource WV on the basis of a competitive proposal through PJM’s PJM Regional Transmission Expansion Plan (“RTEP”) Process (“the Thorofare Project”). The February 28 Filings sets forth the details of the Thorofare Project and the process under which it was proposed and selected during a competitive window initiated by PJM under the RTEP.

When PJM submitted the February 28 Filings, PJM was informed that the Thorofare Project would be completed and energized by April 30, 2019. Therefore, PJM requested an April 30, 2019 effective date because (i) that was the date PJM expected Transource WV would satisfy the eligibility criteria set forth in CTOA, section 3.1 for becoming a PJM Transmission Owner under the CTOA and Tariff, and (ii) once energized, Transource WV’s Thorofare Project will meet the definition of “Transmission Facilities” set forth in the CTOA, section 1.27.

However, delays occurred in the Thorofare Project construction schedule attributed to extensions in the cut-in and commissioning caused by dynamic field conditions, weather, system reliability and other drivers are possible. Because of the revised construction schedule, the exact date when all the Thorofare Project will meet the definition of “Transmission Facilities” set forth

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<sup>5</sup> Due to eTariff restrictions, the proposed revisions to the Tariff and the CTOA will be filed under separate cover using the same transmittal letter.

in the CTOA, section 1.27 was uncertain as of April 29, 2019. Thus, on April 29, 2019, PJM filed a Motion for Deferral of Effective Date (the “Motion for Deferral”).<sup>6</sup> In the Motion for Deferral, PJM requested that the Commission defer the effective date of the Revised Tariff Sheets filed in the above-captioned proceedings until “12/31/9998” because of the uncertain effective date. PJM also committed to make any necessary changes on compliance to the eTariff records for the Revised Tariff Sections to reflect the actual effective date following PJM’s notification to the Commission when that date becomes certain. With this filing, PJM now notifies the Commission that the construction and cut-in has been completed as of May 10, 2019, and hereby submits the updated versions of the Revised Tariff Sections for acceptance by the Commission to reflect an effective date of May 10, 2019.

## **II. EFFECTIVE DATE AND WAIVER**

PJM requests a waiver of the Commission’s notice requirements to permit a change in the effective date for the revised Tariff Sections accepted by the Commission in the Letter Orders. Waiver is appropriate in this circumstance to align the effective dates of the Tariff and CTOA sections accepted by the Commission in the April 9 Letter Orders to correspond with the revised date Transource WV will satisfies the PJM Transmission Owner eligibility criteria set forth the CTOA and Tariff. PJM now knows May 10, 2019, is the date when the Thorofare Project will meet the definition of “Transmission Facilities” under the CTOA, section 1.27, and hereby requests the Commission issue an order accepting that effective date for the Revised Tariff Sections.

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<sup>6</sup> Commission action on the Motion for Deferral is pending.

### III. CORRESPONDENCE AND COMMUNICATIONS

The parties request that communications concerning the instant filing be directed to the persons listed below (with electronic service as noted) and that the listed persons be included on the Commission's service list for this proceeding:

Craig Glazer  
Vice President – Federal Government Policy  
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1200 G Street, N.W., Suite 600  
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\*Electronic service requested.

### IV. SERVICE

PJM 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 compliance with the Commission's regulations,<sup>7</sup> PJM will (i) post a copy of this filing to the Commission filings section of PJM's website, located at the following link: <http://www.pjm.com/documents/ferc-manuals/ferc-filings.aspx> (with a specific link to the newly-filed document); and (ii) send an email on the same date as this filing to all PJM Members and all state utility regulatory commissions in the PJM Region<sup>8</sup> alerting them that this filing has been made by PJM and is available by following the above-referenced link. If the document is not immediately accessible by using the link set forth above, the document will be available through the referenced link within twenty-four hours of the filing. Furthermore, a copy of this filing will be available on

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<sup>7</sup> See 18 C.F.R. §§ 35.2(e) and 385.2010(f)(3).

<sup>8</sup> PJM already maintains, updates, and regularly uses email lists for all PJM Members and affected state commissions.

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FERC's eLibrary website at <https://www.ferc.gov/docs-filing/elibrary.asp> in accordance with the Commission's regulations and Order No. 714.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated at Audubon, this 10<sup>th</sup> day of May, 2019.

/s/ Steven Pincus

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