

131 FERC ¶ 61,137
FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

May 13, 2010

In Reply Refer To:
PJM Interconnection, L.L.C.
Docket No. ER10-893-000

PJM Interconnection, L.L.C.
Valley Forge Corporate Center
955 Jefferson Avenue
Norristown, PA 19403-2497

Attention: Robert V. Eckenrod, Counsel

Reference: Revisions to PJM's Open Access Transmission Tariff and Amended and Restated Operating Agreement

Dear Mr. Eckenrod:

1. On March 16, 2010, PJM Interconnection, L.L.C. (PJM) filed revised tariff sheets of its Open Access Transmission Tariff (PJM Tariff) and Amended and Restated Operating Agreement (Operating Agreement). PJM states that these proposed revisions address certain non-substantive typographical errors, incorrect references to sections or defined terms, and out-of-date provisions and references to obsolete companion PJM agreements. PJM further states that the clean-up filing is being submitted as part of its efforts to prepare for the electronic baseline tariff filing required by the Commission in Order No. 714.¹ The Commission accepts the proposed revisions to the PJM Tariff and Operating Agreement, effective May 15, 2010, as requested, subject to conditions, as detailed below.

2. PJM states that the revisions relate to simple typographical errors, obsolete references, or issues of parallel construction (i.e., the "mirroring") of the Operating Agreement with the PJM Tariff, or vice versa. According to PJM, the proposed revisions have stakeholder support and were approved and endorsed by the PJM Markets and Reliability Committee, PJM Tariff Advisory Committee, and PJM Members Committee.

¹ *Electronic Tariff Filings*, FERC Stats. & Regs. ¶ 31,276 (2008) (Order No. 714).

3. Notice of the filing was published in the *Federal Register*, with interventions and protests due on or before April 6, 2010. Monitoring Analytics, LLC, in its capacity as the Independent Market Monitor for PJM (Market Monitor), filed a timely motion to intervene and comments. Duke Energy Corporation and American Municipal Power, Inc. filed timely motions to intervene. Pursuant to Rule 214 (18 C.F.R. § 385.214 (2009)) of the Commission's Rules of Practice and Procedure, the timely, unopposed motions to intervene serve to make the entities that filed them parties to this proceeding.

4. On April 21, 2010, PJM filed an answer in response to the Market Monitor's comments. Rule 213(a)(2) of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.213(a)(2) (2009), prohibits answers by parties to a protest, comment or answer unless otherwise ordered by the decisional authority. In this case, we accept PJM's answer because it has provided information that assisted us in our decision-making process.

5. The Market Monitor states that it supports PJM's effort to clean up the tariff text and proposes additional revisions to items that it has identified as consistent with one or more of PJM's criteria. The Market Monitor requests that the Commission approve its proposed additional changes, except to the extent that PJM or any other party objects. The Market Monitor further states that, in the event PJM or any other party objects, the Commission should deem the proposed revision withdrawn, without prejudice to the potential inclusion of such proposed changes in a future submittal.

6. In its answer, PJM agrees that the Market Monitor's suggested additional revisions to tariff sheet nos. 453A and 602 are appropriate, and PJM would be willing to include such revisions in any compliance filing ordered by the Commission in this proceeding. PJM states that the Market Monitor's suggested revision to tariff sheet no. 453O was previously made by PJM in a recent compliance filing submitted on March 18, 2010, in Docket No. ER09-1063-000, and does not need to be duplicated in this proceeding. PJM further states that the Market Monitor's remaining suggested items represent non-substantive "formatting" changes (e.g., the addition or deletion of an extra space or underlining certain words) and do not require the filing of new tariff sheets. PJM states that it has already made the formatting changes to the PJM Tariff and Operating Agreement, as suggested by the Market Monitor.

7. The Commission accepts the proposed clean-up revisions to PJM's Tariff and Operating Agreement, effective May 15, 2010, subject to PJM submitting a compliance filing incorporating corrections to tariff sheet nos. 453A and 602 as discussed above, within 20 days of the date of this order. With respect to tariff sheet no. 453O, we agree with PJM that the suggested revision need not be duplicated and should be appropriately addressed in Docket No. ER09-1063-000.

8. PJM is directed to submit a compliance filing with the changes as discussed above within 20 days from the date of this order.

By direction of the Commission.

Kimberly D. Bose,
Secretary.