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FERC

Updates in MOPR Expansion Case (Calpine Corp. v. PJM Interconnection, Docket Nos. EL16-49-000 and EL18-178-000)

Summary: In June 2018, the Federal Energy Regulatory Commission (FERC), issued an Order that PJM's Open Access Transmission Tariff was unjust and unreasonable because the Minimum Offer Price Rule (MOPR) failed to address the price-distorting impact of resources receiving out-of-market support. FERC also found, however, that it could not make a final determination regarding the just and reasonable replacement rate, based on the record presented, and therefore initiated a paper hearing pursuant to section 206 of the Federal Power Act (FPA). In December 2019, FERC issued an Order establishing the replacement rate. On April 16, 2020, FERC denied requests for rehearing and clarification of its Order. Shortly after, Energy Harbor LLC (formerly FirstEnergy Solutions), North Carolina Electric Membership Corporation (NCEMC), New Jersey Division of Rate Counsel, Office of the People's Counsel for the District of Columbia, Maryland Office of the People's Counsel, and Delaware Division of the Public Advocate filed Petitions for Review in the D.C. Circuit Court of Appeals regarding FERC's Orders establishing a replacement rate and denying requests for rehearing and clarification.

Statewide

The PUCO Waives Requirements for Medical Certification of Commercial Drivers (Case No. 20-0591-AU-UNC)

Summary: On April 22, 2020, in response to the state of emergency, the PUCO temporarily waived requirements regarding provisional medical certification of commercial drivers. The waiver expires on June 30, 2020.

**The PUCO Issues Entry Providing Guidance on Grid Modernization
(Case No. 18-1595-EL-GRD)**

Summary: On April 22, 2020, the PUCO issued an Entry providing guidance on grid modernization proceedings. The PUCO found that the work of the Collaborative, the Distribution System Planning Workgroup (PWG), and the Data and Modern Grid Workgroup has been completed and the PUCO closed those cases. The PUCO stated that it will continue to address issues raised in the Power Forward Roadmap in discrete proceedings. In a concurring opinion, Commissioner Trombold stated electric distribution utilities should make interval data from advanced meters available to customers and Competitive Retail Electric Service providers. Similarly, Commissioner Conway issued a concurring opinion, advocating for customer benefits resulting from customer energy usage data access. He also supported the suggestions in EnerNex's Final Report for the PWG regarding standards for interconnection of distributed energy resources.

AEP Ohio

**PUCO Staff Recommends Increase to AEP's PTBAR Rider
(Case No. 20-0530-EL-RDR)**

Summary: On April 22, 2020, the PUCO Staff recommended approval of AEP's proposed rate increase to its Pilot Throughput Balancing Adjustment Rider (Rider PTBAR). If approved, the following adjustments would become effective on July 1, 2020:

- General Service Customers: 0.020720¢ per kWh instead of .01055¢ per kWh (Ohio Power Zone)
- General Service Customers: 0.118970¢ per kWh instead of .06685¢ per kWh (Columbus Southern Power Zone)

DP&L

**PUCO Staff Recommends Approval of DP&L Cost Recovery for Emergency Plan
(Case No. 20-0650-EL-AAM)**

Summary: On April 22, 2020, the PUCO Staff recommended that the PUCO grant The Dayton Power and Light Company's (DP&L) request for a reasonable arrangement and deferral authority for costs associated with its Emergency Plan. If granted deferral

authority, the PUCO would review the prudence of the proposed amounts to be collected and the allocation of those costs in a future proceeding.

The PUCO Approves Increase to DP&L's Rider EDR (Case No. 20-0572-EL-RDR)

Summary: On April 22, 2020, the PUCO approved the following adjustments to DP&L's Economic Development Rider (Rider EDR):

- Secondary customers: \$0.0002022 per kWh instead of \$0.0001512 per kWh
- Primary customers: \$0.0000846 per kWh instead of \$0.0000588 per kWh
- Primary Substation customers: \$0.0000215 per kWh instead of \$0.0000161 per kWh

The new rates become effective on a bills-rendered basis for the Company's first billing unit for the month of May 2020.

Duke Energy Ohio

Duke's Rider DR-ECF Charge to Take Effect on July 1, 2020 (Case No. 17-1263-EL-SSO)

Summary: On April 30, 2020, a decrease for Duke's Economic Competitiveness Fund Rider (Rider DR-ECF) rate will become effective. A charge of 0.66% will be applied to the base distribution charges of all retail customers, effective on a bills-rendered basis beginning on July 1, 2020.

Suvon (FEA)

The PUCO Approves Suvon's CRES Power Broker & Aggregator Application (Case No. 20-0103-EL-AGG)

Summary: On April 22, 2020, over the objections of many stakeholders raising concerns of corporate separation violations among the FirstEnergy companies, including the regulated utilities, the PUCO approved Suvon, LLC's, also known as FirstEnergy Advisors, application for certification as a Competitive Retail Electric Service (CRES) power broker and aggregator.