

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

TransSource, LLC)	
)	Docket No. EL15-79-000
v.)	
PJM Interconnection, L.L.C.)	
)	
)	

**MOTION FOR INVESTIGATIVE PROCESS
OF THE INDEPENDENT MARKET MONITOR FOR PJM**

Pursuant to Rule 212 of the Commission’s Rules and Regulations,¹ Monitoring Analytics, LLC, acting in its capacity as the Independent Market Monitor for PJM² (“Market Monitor”), moves for the establishment of an investigative process, including any or all of hearing, settlement judge procedures, investigation and/or technical conference, in order to obtain full information about the facts and circumstances related to the complaint filed by TransSource, LLC (“TransSource”) on June 23, 2015 (as supplemented on June 30 and July 7, 2015). The Market Monitor has been in discussions attempting to understand or resolve the dispute over access to data and working papers supporting the cost estimates in system impact studies for queue positions Z2-053, Z2-069 and Z2-072. The positions taken by PJM and TransSource are difficult to reconcile. That PJM Transmission Owners and not PJM have possession of the relevant information is a major obstacle to a resolution. The complaint does not request substantive relief, but only that what appear to be reasonable

¹ 18 CFR § 385.212 (2014).

² Capitalized terms used herein and not otherwise defined have the meaning used in the PJM Open Access Transmission Tariff (“OATT”) or the PJM Operating Agreement (“OA”).

requests for additional information be answered before TransSource is required to make financial commitments that TransSource is not be able to make unless and until those question are answered.

The Market Monitor does not at this time take a position on whether the cost estimates in the system impact studies are justified. The Market Monitor does take the position that independent and transparent administration of queue or interconnection service is an essential feature of the Commission's policies on regulation through competition and the regulation of Regional Transmission Organizations, and that the complaint and the response are sufficient to raise concerns about whether sufficient information about decision making and transparency exist.

The Market Monitor is concerned that the primary defense raised by PJM is that the complainant does not have the facts sufficient to support its case, and that the claims amount to overly broad generalizations, when the complainant's case is primarily based on TransSource's claims that they have not been provided adequate facts to assess the determination to increase assigned costs to TransSource. A second defense is that PJM has provided all relevant documents, but it does not appear that PJM has provided data and work papers, including the disputed PLS.CADD files, which are in the possession of Transmission Owners performing studies at the direction of PJM. Allowing such defenses imposes an unreasonable burden on a complainant whose central allegation is a lack of timely access to information and transparency in the interconnection process. The record is not sufficient to evaluate how decisions were made concerning the TransSource projects, the inputs to those decisions or who made those decisions.

Expected increases in infrastructure investment, policies promoting competitive transmission and generation investment, and increased transmission ownership concentration in the PJM footprint add to the importance of these issues. Without a thorough investigation of the facts, it will be difficult to determine whether process problems exist, the scope of any problems identified and how to develop solutions. Issues

involving queue administration can be subtle and need to be examined based on specific facts and circumstances.

Accordingly, the Market Monitor moves for the establishment of an investigative process in this proceeding, including any or all of dispute resolution procedures, hearing, settlement judge procedures, investigation or technical conference. Any such process should require participation by and full cooperation from the Transmission Owners affected by the queue projects. The Market Monitor would prefer the assignment of an administrative law judge under hearing or settlement procedures because this would provide the best option for an efficient and careful development of the factual record.

While the investigation is pending, the Market Monitor supports Commission action to determine that the disputed system impact studies are incomplete pending the receipt of all information related to their performance, including information in the possession of Transmission Owners. Determining that the system impact study is incomplete would suspend all deadlines applicable to the queue positions at issue. TransSource should not have to surrender its queue priority or tie up significant amounts of its funds while reasonable requests for additional information about the inputs relied upon to develop cost estimates in the System Impact Studies for its projects have not been answered.

TransSource requested in its complaint an additional 180 days after all working papers and data are provided. The Market Monitor considers a shorter period to be sufficient and suggests 60 days.

The Market Monitor respectfully requests that the Commission afford due consideration to this pleading as the Commission resolves the issues raised in this proceeding.

Respectfully submitted,



Jeffrey W. Mayes

Joseph E. Bowring
Independent Market Monitor for PJM

President
Monitoring Analytics, LLC
2621 Van Buren Avenue, Suite 160
Valley Forge Corporate Center
Eagleville, Pennsylvania 19403
(610) 271-8051
joseph.bowring@monitoringanalytics.com

General Counsel
Monitoring Analytics, LLC
2621 Van Buren Avenue, Suite 160
Valley Forge Corporate Center
Eagleville, Pennsylvania 19403
(610) 271-8053
jeffrey.mayes@monitoringanalytics.com

Dated: August 6, 2015

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 Eagleville, Pennsylvania,
this 6th day of August, 2015.



Jeffrey W. Mayes

General Counsel

Monitoring Analytics, LLC

2621 Van Buren Avenue, Suite 160

Valley Forge Corporate Center

Eagleville, Pennsylvania 19403

(610)271-8053

jeffrey.mayes@monitoringanalytics.com