

4. The Market Monitoring Unit shall consider the documentation provided to it by a potential Capacity Market Seller pursuant to Section 6.6 of Attachment DD, in determining whether ~~that such~~ resource *meets the criteria to qualify for an exception to the must offer requirement because the resource* (i) is reasonably expected to be physically unable to participate in the relevant auction; (ii) has a financially and physically firm commitment to an external sale of its capacity; or (iii) was interconnected to the Transmission System as an Energy Resource and not subsequently converted to a Capacity Resource. *In order to establish that a resource is reasonably expected to be physically unable to participate in the relevant auction as set forth in (i) above, the Market Seller must demonstrate that:*

- A. *It has a documented plan in place to retire the resource prior to ~~or during~~ the Delivery Year, and has submitted a notice of Deactivation to the Office of the Interconnection consistent with Section 113.1 of the PJM Tariff;*
- B. It has a documented plan in place to retire the resource during the Delivery Year, has submitted a notice of Deactivation to the Office of the Interconnection consistent with Section 113.1 of the PJM Tariff, and any offer submitted in the relevant auction would not provide it with enough revenue prior to retirement to exceed the resource's avoidable costs for the Delivery Year less any anticipated penalties for the part of the Delivery Year when the resource would not be available;**
- C. *Significant physical operational restrictions that cause long term or permanent changes to the installed capacity value of the resource, or the resource is under major repair that will extend into the applicable Delivery Year, that will result in the imposition of RPM performance penalties pursuant to Attachment DD of the PJM Tariff; or,*
- D. *The Market Seller is involved in an ongoing regulatory proceeding (e.g. – regarding potential environmental restrictions) specific to the resource and has received ~~a~~ final order, decision, ~~final~~ rule, opinion or other ~~final~~ directive from the regulatory authority that will result in the retirement of the resource.*