

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

AEP Generation Resources Inc.)	
)	EC26-81-000
Wolf Hills Energy, LLC)	
)	

**MOTION FOR EXTENSION OF THE
INDEPENDENT MARKET MONITOR FOR PJM**

Pursuant to Rules 212 and 2008 of the Commission’s Rules and Regulations,¹ Monitoring Analytics, LLC, acting in its capacity as the Independent Market Monitor (“Market Monitor”) for PJM Interconnection, L.L.C. (“PJM”), respectfully requests an extension of time, until May 29, 2026, for the submission of comments in response to an application for approval of a transaction under Section 203 of the Federal Power Act (“Application”).

The Application was filed March 30, 2026. A combined notice, issued April 1, 2026, established a comment period of April 20, 2026,² allowing 21 days from the date of the Application. Commission policy has been to establish 60 days for comments on filings that include supporting market power analyses. In Order No. 642, the Commission explained:

With regard to the proper notice period for section 203 filings, in the Merger Policy Statement the Commission stated that it would routinely provide for a 60-day comment period for merger filings to allow potential intervenors sufficient time to analyze the filing.[fn omitted] The Commission has generally noticed section 203 filings other than mergers for considerably less time than 60 days. However, our experience with section 203 filings since the issuance of the Merger Policy Statement indicates that our policy

¹ 18 CFR §§ 385.212 & 385.2008 (2025).

² See Combined Notice of Filings #1, Docket Nos. EC25-99-001, et al. (April 1, 2026).

on noticing should be altered somewhat. First, we have found that merger applications that do not require the filing of a competitive analysis screen (as provided in § 33.3) or a vertical competitive analysis (as provided in § 33.4) are generally not as complex (and thus not as difficult to analyze) as other section 203 filings, and thus a notice period of less than 60 days is adequate. Second, we have found that some section 203 filings that do not involve mergers are of such significance and complexity that either a competitive analysis screen or a vertical competitive analysis is nevertheless required, and that a 60-day comment period is appropriate to allow potential intervenors adequate time to analyze these applications. Thus, we have found that the primary determinant for a longer notice period (i.e., 60 days) is not whether the filing is a merger, but whether the filing contains a competitive analysis screen or a vertical competitive analysis. Thus, we revise our policy on noticing section 203 filings to provide that any such filings containing either a competitive analysis screen or a vertical competitive analysis will generally be noticed for 60 days, while all other filings (including mergers not requiring a competitive analysis screen or a vertical competitive analysis) will generally be noticed for less than 60 days.³

Because the Application included a Delivered Price Test Analysis and involves complicated issues,⁴ the Market Monitor requests an extension of the current deadline to provide 60 days for comments.

In addition, the Market Monitor requests the deadline for comment on this motion be reduced to two days in order to provide sufficient notice to all parties on whether the extension is granted.

The Market Monitor requests an extension of time to submit comments because the filing in this docket raises issues that require more time for adequate consideration than afforded by the current deadline for comments. The time between the filing on March 30,

³ *Revised Filing Requirements Under Part 33 of the Commission's Regulations*, Order No. 642, FERC Stats. & Regs. ¶ 31,111, *mimeo* at 16 (2000) ("Order No. 642"), *order on reh'g*, Order No. 642-A, 94 FERC ¶ 61,289 (2001).

⁴ See Application, Attachment 3.

2026, and the current April 20, 2026, deadline is insufficient for gathering information and for doing the analysis required. Analysis of the transaction is further complicated because the transaction is related to the application filed March 30, 2026, pending in Docket No. EC26-82. This proceeding (Docket No. EC26-81) and the proceeding in Docket No. EC26-82 concern contemporaneous transactions affecting the same power station, Big Sandy, and the same buyer AEP. In that proceeding, the deadline was set for May 29, 2026, consistent with Commission policy for Section 203 filings that include market power analyses. Setting the deadline for comments for pending reviews of transactions involving the same power station on the same date is reasonable and would facilitate an orderly process for review. A common deadline would allow the Commission to resolve issues raised in the these cases based on a more complete and accurate record.

Accordingly, the Market Monitor respectfully requests that the Commission grant this motion.

Respectfully submitted,



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Dated: April 10, 2026

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 10th day of April, 2026.



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