

Dated: October 23, 2024.

Debbie-Anne A. Reese,
Secretary.

[FR Doc. 2024–25158 Filed 10–29–24; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Order on Intent To Revoke Market- Based Rate Authority

Before Commissioners: Willie L. Phillips, Chairman; Mark C. Christie, David Rosner, Lindsay S. See and Judy W. Chang.

	Docket Nos.
Electric Quarterly Reports	ER02–2001–020
Astral Energy LLC	ER14–519–000
Clear Green Energy LLC ...	ER23–946–000
GP Energy Management LLC.	ER15–230–000
Homer City Generation, L.P.	ER23–2614–000
Mega Energy Holdings LLC.	ER13–1298–001
Planet Energy (Maryland) Corp.	ER11–2168–001
Planet Energy (New York) Corp.	ER11–2179–001
Planet Energy (Pennsyl- vania) Corp.	ER11–2167–001
Planet Energy (USA) Corp	ER11–2166–001
Power Supply Services LLC.	ER12–862–000
Relief Energy LLC	ER23–945–000
The Valence Group, LLC ..	ER22–549–000

1. Section 205 of the Federal Power Act (FPA), 16 U.S.C. 824d, and 18 CFR part 35 (2024), require, among other things, that all rates, terms, and conditions for jurisdictional services be filed with the Commission. In Order No. 2001, the Commission revised its public utility filing requirements and established a requirement for public utilities, including power marketers, to file Electric Quarterly Reports.¹

¹ Revised Pub. Util. Filing Requirements, Order No. 2001, 99 FERC ¶ 61,107, *reh'g denied*, Order No. 2001–A, 100 FERC ¶ 61,074, *reh'g denied*, Order No. 2001–B, 100 FERC ¶ 61,342, *order directing filing*, Order No. 2001–C, 101 FERC ¶ 61,314 (2002), *order directing filing*, Order No. 2001–D, 102 FERC ¶ 61,334, *order refining filing requirements*, Order No. 2001–E, 105 FERC ¶ 61,352 (2003), *order on clarification*, Order No. 2001–F, 106 FERC ¶ 61,060 (2004), *order revising filing requirements*, Order No. 2001–G, 120 FERC ¶ 61,270, *order on reh'g and clarification*, Order No. 2001–H, 121 FERC ¶ 61,289 (2007), *order revising filing requirements*, Order No. 2001–I, 125 FERC ¶ 61,003 ¶ 31,282 (2008). See also *Filing Requirements for Elec. Util. Serv. Agreements*, 155 FERC ¶ 61,280, *order on reh'g and clarification*, 157 FERC ¶ 61,180 (2016) (clarifying Electric Quarterly Reports reporting requirements and updating Data Dictionary).

2. The Commission requires sellers with market-based rate authorization to file Electric Quarterly Reports summarizing contractual and transaction information related to their market-based power sales as a condition for retaining that authorization.² Commission staff's review of the Electric Quarterly Reports indicates that the following 12 public utilities with market-based rate authorization have failed to file their Electric Quarterly Reports: Astral Energy LLC, Clear Green Energy LLC, GP Energy Management LLC, Homer City Generation, L.P., Mega Energy Holdings LLC, Planet Energy (Maryland) Corp., Planet Energy (New York) Corp., Planet Energy (Pennsylvania) Corp., Planet Energy (USA) Corp., Power Supply Services LLC, Relief Energy LLC, and The Valence Group, LLC. This order notifies these public utilities that their market-based rate authorizations will be revoked unless they comply with the Commission's requirements within 15 days of the date of issuance of this order.

3. In Order No. 2001, the Commission stated that:

[i]f a public utility fails to file a[n] Electric Quarterly Report (without an appropriate request for extension), or fails to report an agreement in a report, that public utility may forfeit its market-based rate authority and may be required to file a new application for market-based rate authority if it wishes to resume making sales at market-based rates.³

4. The Commission further stated that:

the requirement to comply with this rule . . . supersede[s] the conditions in public utilities' market-based rate authorizations, and failure to comply with the requirements of this rule will subject public utilities to the same consequences they would face for not satisfying the conditions in their rate authorizations, including possible revocation of their authority to make wholesale power sales at market-based rates.⁴

5. Pursuant to these requirements, the Commission has revoked the market-based rate tariffs of market-based rate

sellers that failed to submit Electric Quarterly Reports.⁵

6. Sellers must file Electric Quarterly Reports consistent with the procedures set forth in Order Nos. 2001, 768,⁶ and 770.⁷ The exact filing dates for Electric Quarterly Reports are prescribed in 18 CFR 35.10b. As noted above, Commission staff's review of the Electric Quarterly Reports for the period up to the second quarter of 2024 identified 12 public utilities with market-based rate authorization that failed to file Electric Quarterly Reports. Commission staff contacted or attempted to contact these entities to remind them of their regulatory obligations. Despite these reminders, the public utilities listed in the caption of this order have not met these obligations. Accordingly, this order notifies these public utilities that their market-based rate authorizations will be revoked unless they comply with the Commission's requirements within 15 days of the issuance of this order.

7. In the event that any of the above-captioned market-based rate sellers have already filed Electric Quarterly Reports in compliance with the Commission's requirements, their inclusion herein is inadvertent. Such market-based rate seller is directed, within 15 days of the date of issuance of this order, to make a filing with the Commission identifying itself and providing details about its prior filings that establish that it complied with the Commission's Electric Quarterly Report filing requirements.

8. If any of the above-captioned market-based rate sellers do not wish to continue having market-based rate authority, that seller may file a notice of cancellation with the Commission pursuant to section 205 of the FPA to cancel its market-based rate tariff.

The Commission orders:

(A) Within 15 days of the date of issuance of this order, each public utility listed in the caption of this order shall file with the Commission all delinquent Electric Quarterly Reports. If a public utility subject to this order fails to make the filings required in this order, the Commission will revoke that public utility's market-based rate authorization and will terminate its

⁵ See, e.g., Electric Quarterly Reports, 82 FR 60976 (Dec. 26, 2017); Electric Quarterly Reports, 80 FR 58243 (Sep. 28, 2015); Electric Quarterly Reports, 79 FR 65,651 (Nov. 5, 2014).

⁶ *Electricity Mkt. Transparency Provisions of Section 220 of the Federal Power Act*, Order No. 768, 140 FERC ¶ 61,232 (2012), *order on reh'g*, Order No. 768–A, 143 FERC ¶ 61,054 (2013), *order on reh'g*, Order No. 768–B, 150 FERC ¶ 61,075 (2015).

⁷ *Revisions to Elec. Quarterly Rep. Filing Process*, Order No. 770, 141 FERC ¶ 61,120 (2012).

² See *Refinements to Policies & Procs. for Mkt.-Based Rates for Wholesale Sales of Elec. Energy, Capacity & Ancillary Servs. by Pub. Utils.*, Order No. 816, 153 FERC ¶ 61,065 (2015), *order on reh'g*, Order No. 816–A, 155 FERC ¶ 61,188 (2016); *Mkt.-Based Rates for Wholesale Sales of Elec. Energy, Capacity & Ancillary Servs. by Pub. Utils.*, Order No. 697, 119 FERC ¶ 61,295, *clarified*, 121 FERC ¶ 61,260 (2007), *order on reh'g*, Order No. 697–A, 123 FERC ¶ 61,055, *clarified*, 124 FERC ¶ 61,055, *order on reh'g*, Order No. 697–B, 125 FERC ¶ 61,326 (2008), *order on reh'g*, Order No. 697–C, 127 FERC ¶ 61,284 (2009), *order on reh'g*, Order No. 697–D, 130 FERC ¶ 61,206 (2010), *aff'd sub nom. Mont. Consumer Counsel v. FERC*, 659 F.3d 910 (9th Cir. 2011).

³ Order No. 2001, 99 FERC ¶ 61,107 at PP 222.

⁴ *Id.* P. 223.

electric market-based rate tariff. The Secretary is hereby directed, upon expiration of the filing deadline in this order, to promptly issue a notice, effective on the date of issuance, listing the public utilities whose tariffs have been revoked for failure to comply with the requirements of this order and the Commission's Electric Quarterly Report filing requirements.

(B) The Secretary is hereby directed to publish this order in the **Federal Register**.

By the Commission.

Issued: October 23, 2024.

Debbie-Anne A. Reese,
Secretary.

[FR Doc. 2024-25156 Filed 10-29-24; 8:45 am]

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DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

[Docket No. IC24-24-000]

Commission Information Collection Activities (FERC-725V); Comment Request; Extension

AGENCY: Federal Energy Regulatory Commission.

ACTION: Notice of information collection and request for comments.

SUMMARY: In compliance with the requirements of the Paperwork Reduction Act of 1995, the Federal Energy Regulatory Commission (Commission or FERC) is soliciting public comment on the currently approved information collection, FERC-725V, Mandatory Reliability Standards: COM Reliability Standards. There are no changes to the reporting requirements with this information collection. The 60-day notice comment period ended on October 21, 2024, with no comments received.

DATES: Comments on the collection of information are due November 29, 2024.

ADDRESSES: Send written comments on FERC-725V to OMB through www.reginfo.gov/public/do/PRAMain. Attention: Federal Energy Regulatory Commission Desk Officer. Please identify the OMB Control Number (1902-0277) in the subject line of your comments. Comments should be sent within 30 days of publication of this notice to www.reginfo.gov/public/do/PRAMain.

ADDRESSES: Send written comments on FERC-725V to OMB through www.reginfo.gov/public/do/PRAMain. Attention: Federal Energy Regulatory

Commission Desk Officer. Please identify the OMB Control Number (1902-0277) in the subject line of your comments. Comments should be sent within 30 days of publication of this notice to www.reginfo.gov/public/do/PRAMain.

Please submit copies of your comments to the Commission. You may submit copies of your comments (identified by Docket No. IC24-24-000) by one of the following methods:

Electronic filing through <https://www.ferc.gov>, is preferred.

- Electronic Filing: Documents must be filed in acceptable native applications and print-to-PDF, but not in scanned or picture format.

- For those unable to file electronically, comments may be filed by USPS mail or by other delivery methods:

- Mail via U.S. Postal Service Only: Federal Energy Regulatory Commission, Secretary of the Commission, 888 First Street, NE, Washington, DC 20426.

- All other delivery methods: Federal Energy Regulatory Commission, Secretary of the Commission, 12225 Wilkins Avenue, Rockville, MD 20852.

Instructions: OMB submissions must be formatted and filed in accordance with submission guidelines at www.reginfo.gov/public/do/PRAMain. Using the search function under the "Currently Under Review" field, select Federal Energy Regulatory Commission; click "submit," and select "comment" to the right of the subject collection.

FERC submissions must be formatted and filed in accordance with submission guidelines at: <https://www.ferc.gov/ferc-online/overview>. For user assistance, contact FERC Online Support by email at ferconlinesupport@ferc.gov, or by phone at: (866) 208-3676 (toll-free).

Docket: Users interested in receiving automatic notification of activity in this docket or in viewing/downloading comments and issuances in this docket may do so at <https://www.ferc.gov/ferc-online/overview>.

FOR FURTHER INFORMATION CONTACT:

Kayla Williams may be reached by email at DataClearance@FERC.gov, telephone at (202) 502-6468.

SUPPLEMENTARY INFORMATION: *Title:* FERC-725V, Mandatory Reliability Standards: COM Reliability Standards.

OMB Control No.: 1902-0277.

Type of Request: Three-year extension of the FERC-725V information collection requirements with no changes to the current reporting requirements.

Abstract: On August 15, 2016, the North American Electric Reliability Corporation (NERC) filed a petition for Commission approval, pursuant to

section 215(d)(1) of the Federal Power Act ("FPA")¹ and Section 39.5² of the Federal Energy Regulatory Commission's regulations, for Reliability Standard COM-001-3 (Communications), the associated Implementation Plan, retirement of currently-effective Reliability Standard COM-001-2.1, and Violation Risk Factors ("VRFs") and Violation Severity Levels ("VSLs") associated with new Requirements R12 and R13 in Reliability Standard COM-001-3. Reliability Standard COM-001-3 reflects revisions developed under Project 2015-07 Internal Communications Capabilities, in compliance with the Commission's directive in Order No. 888 that NERC "develop modifications to COM-001-2, or develop a new standard, to address the Commission's concerns regarding ensuring the adequacy of internal communications capability whenever internal communications could directly affect reliable operations.

Reliability Standards COM-001-2 and COM-002-4 do not require responsible entities to file information with the Commission. COM-001-2 requires that transmission operators, balancing authorities, reliability coordinators, distribution providers, and generator operators to maintain documentation of interpersonal communication capability and designation of Alternate Interpersonal Communication, as well as evidence of testing of the Alternate Interpersonal Communication facilities. COM-002-4 requires balancing authorities, distribution providers, reliability coordinators, transmission operators, and generator operators to develop and maintain documented communication protocols, and to be able to provide evidence of training on the protocols in their annual assessment. Additionally, all applicable entities (balancing authorities, reliability coordinators, transmission operators, generator operators, and distribution providers) must be able to provide evidence of three-part communication when issuing or receiving an operating instruction during an Emergency.

The one-time consideration of responsibility for COM-002-4 associated with Requirement R1 is no longer needed as entities previously developed protocols associated with effective communication. The ongoing work for COM-001-3 and COM-002-4 will remain the same, but the type of job responsibilities to follow the requirements will be split between an

¹ 16 U.S.C. 824o (2012).

² 18 CFR 39.5 (2015).