

Attachment DD Section 6.4 Market Seller Offer Caps

(a) The Market Seller Offer Cap for any Base Capacity Resource, stated in dollars per MW/day of unforced capacity, applicable to price-quantity offers within the Base Offer Segment for an Existing Generation Capacity Resource shall be the Avoidable Cost Rate for such resource, less the Projected PJM Market Revenues for such resource, stated in dollars per MW/day of unforced capacity. ~~_, provided, however, that t~~The default Market Seller Offer Cap for any Capacity Performance Resource through the 2021/2022 Delivery Year, shall be the product of (the Net Cost of New Entry applicable for the Delivery Year and Locational Deliverability Area for which such Capacity Performance Resource is offered times the average of the Balancing Ratios in the three consecutive calendar years (during the Performance Assessment *Intervals* in such calendar years) that precede the Base Residual Auction for such Delivery Year), however, for the Base Residual Auction for the 2021/2022 Delivery Year, the Balancing Ratio used in the determination of the default Market Seller Offer Cap shall be 78.5 percent. ~~_, and that t~~The default Market Seller Offer Cap for any Capacity Performance Resource effective with the 2022/2023 Delivery Year, shall be the product of (1) the Net Cost of New Entry applicable for the Delivery Year and Locational Deliverability Area for which such Capacity Performance Resource is offered, and (2) average of the Balancing Ratios in the three Delivery Years immediately preceding the Base Residual Auction for such Delivery Year, using both (i) actual Balancing Ratios calculated for Performance Assessment Intervals declared for the entire PJM Region, and (ii) for any Delivery Year with less than 360 Performance Assessment Intervals, estimated Bbalancing Rratios, for the number of intervals less than 360, calculated during intervals of the highest RTO peak loads that do not overlap a Performance Assessment Interval. , and provided further that tThe submission of a Sell Offer with an Offer Price at or below the revised Market Seller Offer Cap permitted under this proviso shall not, in and of itself, be deemed an exercise of market power in the RPM market. Notwithstanding the ~~previous sentence foregoing~~, a Capacity Market Seller may seek and obtain a Market Seller Offer Cap for a Capacity Performance Resource that exceeds the revised Market Seller Offer Cap permitted ~~under the prior sentence~~above, if it supports and obtains approval of such alternative offer cap pursuant to the procedures and standards of subsection (b) of this section 6.4. A Capacity Market Seller may not use the Capacity Performance default Market Seller Offer Cap, and also seek to include any one or more categories of the Avoidable Cost Rate defined section 6.8. The Market Seller Offer Cap for an Existing Generation Capacity Resource shall be the Opportunity Cost for such resource, if applicable, as determined in accordance with section 6.7. Nothing herein shall preclude any Capacity Market Seller and the Market Monitoring Unit from agreeing to, nor require either such entity to agree to, an alternative market seller offer cap determined on a mutually agreeable basis. Any such alternative offer cap shall be filed with the Commission for its approval. This provision is duplicated in section II.E.3 of Attachment M- Appendix.

(b) For each Existing Generation Capacity Resource, a potential Capacity Market Seller must provide to the Market Monitoring Unit and the Office of the Interconnection data and documentation required under section 6.7 to establish the level of the Market Seller Offer Cap applicable to each resource by no later than one hundred twenty (120) days prior to the commencement of the offer period for the applicable RPM Auction. The Capacity Market Seller must promptly address any concerns identified by the Market Monitoring Unit regarding the data

and documentation provided, review the Market Seller Offer Cap proposed by the Market Monitoring Unit, and attempt to reach agreement with the Market Monitoring Unit on the level of the Market Seller Offer Cap by no later than ninety (90) days prior to the commencement of the offer period for the applicable RPM Auction. The Capacity Market Seller shall notify the Market Monitoring Unit in writing, with a copy to the Office of the Interconnection, whether an agreement with the Market Monitoring Unit has been reached or, if no agreement has been reached, specifying the level of Market Seller Offer Cap to which it commits by no later than eighty (80) days prior to the commencement of the offer period for the applicable RPM Auction. The Office of the Interconnection shall review the data submitted by the Capacity Market Seller, make a determination whether to accept or reject the requested unit-specific Market Seller Offer Cap, and notify the Capacity Market Seller and the Market Monitoring Unit of its determination in writing, by no later than sixty-five (65) days prior to the commencement of the offer period for the applicable RPM Auction. If the Market Monitoring Unit does not provide its determination to the Capacity Market Seller and the Office of the Interconnection by the specified deadline, by no later than sixty-five (65) days prior to the commencement of the offer period for the applicable RPM Auction the Office of the Interconnection will make the determination of the level of the Market Seller Offer Cap, which shall be deemed to be final. If the Capacity Market Seller does not notify the Market Monitoring Unit and the Office of the Interconnection of the Market Seller Offer Cap it desires to utilize by no later than eighty (80) days prior to the commencement of the offer period for the applicable RPM Auction, it shall be required to utilize a Market Seller Offer Cap determined using the applicable default Avoidable Cost Rate specified in section 6.7(c).

(c) Nothing in this section precludes the Capacity Market Seller from filing a petition with FERC seeking a determination of whether the Sell Offer complies with the requirements of the Tariff.

(d) For any Third Incremental Auction for Delivery Years through the 2017/2018 Delivery Year, the Market Seller Offer Cap for an Existing Generation Capacity Resource shall be determined pursuant to subsection (a) of this Section 6.4, or if elected by the Capacity Market Seller, shall be equal to 1.1 times the Capacity Resource Clearing Price in the Base Residual Auction for the relevant LDA and Delivery Year. For any Third Incremental Auction for the 2018/2019 or 2019/2020 Delivery Years, the Market Seller Offer Cap for an Existing Generation Capacity Resource offering as a Base Capacity resource shall be determined pursuant to subsection (a) of this Section 6.4, or if elected by the Capacity Market Seller, shall be equal to 1.1 times the Capacity Resource Clearing Price in the Base Residual Auction for the relevant LDA and Delivery Year. For any Third Incremental Auction for the 2018/2019 Delivery Year or any subsequent Delivery Year, the Market Seller Offer Cap for an Existing Generation Capacity Resource offering as a Capacity Performance Resource shall be determined pursuant to subsection (a) of this Section 6.4, or if elected by the Capacity Market Seller, shall be equal to the greater of the Net Cost of New Entry for the relevant LDA and Delivery Year or 1.1 times the Capacity Resource Clearing Price in the Base Residual Auction for the relevant LDA and Delivery Year.