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Electricity Delivery and
Energy Reliability

UNITED STATES OF AMERICA
DEPARTMENT OF ENERGY
OFFICE OF ELECTRICITY DELIVERY AND ENERGY RELIABILITY

Exelon Generation Company, LLC

)

Docket No. EA-249-C

**APPLICATION OF EXELON GENERATION COMPANY, LLC FOR
RENEWAL OF AUTHORIZATION TO EXPORT ELECTRICITY TO CANADA**

Pursuant to section 202(e) of the Federal Power Act ("FPA"), 16 U.S.C. § 824a(e) (2012), and the Department of Energy's ("DOE") regulations contained in 10 C.F.R. § 205.300, *et seq.* (2013), Exelon Generation Company, LLC ("Applicant") hereby files its Application for Renewal ("Renewal Application") of its authorization to export electricity from the United States to Canada for a term of ten years, effective August 4, 2014, the date of expiration of Applicant's current authorization.

I. COMMUNICATIONS

Vincenzo Franco
Assistant General Counsel – Wholesale
Trading Compliance
Exelon Corporation
111 Market Place,
Suite 500
Baltimore, MD 21202
(410) 470-2593
vincenzo.franco@exeloncorp.com

David O. Dardis
Vice President &
Deputy General Counsel – Regulatory
Exelon Corporation
111 Market Place,
Suite 500
Baltimore, MD 21202
(410) 470-3416
david.dardis@constellation.com

Christopher A. Wilson
Director, Federal Regulatory Affairs
Exelon Corporation
101 Constitution Avenue, NW
Suite 400 East
Washington, DC 20001
(202) 347-7507
FERCeFilings@exeloncorp.com

II. BACKGROUND

On October 15, 2001, DOE issued Order No. EA-249, which authorized Applicant to transmit electric energy from the United States to Canada. On April 5, 2004, DOE issued Order No. EA-249-A and renewed that authorization for a five-year period. On August 4, 2009, DOE issued Order No. EA-249-B and renewed that authorization for an additional five-year period. Applicant's current authorization expires on August 4, 2014.

III. APPLICATION FOR RENEWAL

A. Request for Expedited Treatment and Effective Date

Applicant respectfully requests expedited review of this Renewal Application and issuance of an order granting the application in 60 days. Applicant further requests that renewal of its export authorization be effective on August 4, 2014, in order to avoid any lapse in Applicant's authority to export electricity to Canada. As noted above, Applicant seeks to extend its current authorization to export electricity to Canada for a ten-year period.

B. Description of Applicant

The legal name of Applicant is Exelon Generation Company, LLC. Applicant is a Pennsylvania limited liability company with its principal executive offices in Kennett Square, Pennsylvania. Applicant is one of the nation's leading competitive power generators. Applicant has a diverse generation portfolio of owned or controlled capacity nationwide. Applicant serves as a supplier of energy to, among others, utilities and municipalities. Applicant is authorized by the Federal Energy Regulatory Commission ("FERC") to sell energy, capacity, and ancillary services at market-based rates in the

United States.¹ Applicant does not own or operate any transmission or distribution facilities and does not have a franchised service area.

Applicant is an indirect wholly owned subsidiary of Exelon Corporation (“Exelon”). Exelon is a holding company within the meaning of the Public Utility Holding Company Act of 2005. Exelon is headquartered in Chicago, Illinois and has operations and business activities in 48 states, the District of Columbia, and Canada.

Exelon’s indirect wholly owned subsidiaries Commonwealth Edison Company (“ComEd”), PECO Energy Company (“PECO”), and Baltimore Gas and Electric Company (“BGE”) are franchised public utilities that own electric distribution systems through which they deliver electricity to approximately 6.6 million customers in Illinois, Pennsylvania, and Maryland. ComEd, PECO, and BGE do not own any electric generation facilities and serve as default service providers for those electric customers that do not choose competitive suppliers or whose competitive supplier failed to deliver electric supply. ComEd, PECO, and BGE do not have any wholesale or retail electric captive customers. The Commission granted each of ComEd, PECO, and BGE authority to sell energy, capacity, and ancillary services at market-based rates.² ComEd, PECO, and BGE own transmission facilities, but have transferred operational control over such facilities to PJM Interconnection, L.L.C. (“PJM”), which provides transmission service pursuant to an Open Access Transmission Tariff on file with the Commission.³ In

¹ *Exelon Generation Co.*, 93 FERC ¶ 61,140 (2000), *reh’g denied*, 95 FERC ¶ 61,309 (2001) (granting market-based rate authority).

² *Commonwealth Edison Co.*, 82 FERC ¶ 61,317 (1998) (granting market-based rate authority); *Exelon Cos.*, 94 FERC ¶ 61,259 (2001) (granting market-based rate authority); *Green Power Partners I, LLC*, 88 FERC ¶ 61,005 (1999) (granting market-based rate authority).

³ Commonwealth Edison Company of Indiana, Inc., a wholly owned subsidiary of ComEd, also owns a small amount of electric transmission property in Indiana. As with ComEd, the

addition, PECO and BGE distribute natural gas to customers in Philadelphia and central Maryland and operate liquefied natural gas facilities and propane-air facilities associated with their respective distribution activities that do not offer services to third parties.

C. State of Incorporation

Applicant is a Pennsylvania limited liability company with its principal executive offices in Kennett Square, Pennsylvania. In the United States, Applicant is authorized to operate in the following states: Arizona; California; Connecticut; Florida; Georgia; Illinois; Indiana; Louisiana; Maine; Maryland; Massachusetts; Nebraska; Nevada; New Hampshire; New Jersey; New York; Ohio; Oregon; and Texas.

D. Jurisdiction

Pursuant to section 202(e) of the FPA,⁴ DOE has jurisdiction over the action to be taken in this Renewal Application. Applicant does not know any other federal, state, or local government that has jurisdiction over the action to be taken in this Renewal Application.

E. Description of Transmission Facilities

Applicant seeks to renew its existing authority to transmit electricity to Canada as a power marketer over existing cross-border facilities, as well as any additional future facilities that are appropriate for third-party use. Exhibit C to this Renewal Application provides a description of these transmission facilities and their Presidential Permits numbers. Applicant will use all existing and future DOE-approved transmission facilities available over the United States-Canada border. Applicant has and will continue to

transmission facilities owned by ComEd of Indiana, Inc. are under the operational control of PJM.

⁴ 16 U.S.C. 824a(e).

comply with the terms and conditions contained in the export authorizations issued for those cross-border facilities as well as other export limitations that the DOE may deem appropriate for those facilities.

F. Technical Discussion

Applicant seeks to renew its existing authority to transmit electricity as a power marketer over existing cross-border facilities identified in Exhibit C, as well as any additional future facilities that are appropriate for third-party use. Applicant does not own or operate any transmission or distribution facilities and does not have a franchised service area. Applicant's exports of power from the United States will not have any reliability, fuel use, or system stability impact. Applicant has and will continue to generate the electricity to be transmitted to Canada or purchase it from third parties, such as electric utilities and federal power marketing agencies, pursuant to voluntary agreements. By definition, such power is surplus to the system of the generator; thus, the electric power that Applicant has and will continue to export on either a firm or interruptible basis has and will not impair the sufficiency of the electric power supply within the United States. Moreover, Applicant's exports of electric energy to Canada have not and will not impede or tend to impede the regional coordination of electric utility planning or operations.

Applicant has and will continue to make all necessary commercial arrangements and will obtain any and all other regulatory approvals required in order to effect any power exports. All of the electricity exported by Applicant has and will continue to be transmitted pursuant to arrangements with utilities that own or operate existing transmission facilities and will be consistent with the export limitations and other terms

and conditions contained in the existing Presidential Permits and electricity export authorizations associated with those facilities. Applicant has and will continue to comply with the terms and conditions contained in the authorizations issued for these cross-border facilities as well as any other export limitations that DOE may deem appropriate, consistent with DOE's orders authorizing exports of electric energy by power marketers.⁵

Applicant has and will continue to schedule each transaction with the appropriate balancing authority in compliance with the reliability criteria, standards, and guidelines of the North American Electric Reliability Corporation (NERC) and its Regional Entities. Applicant has and will continue to obtain all necessary transmission access for its exports over the existing facilities in Exhibit C,⁶ as well as any additional future facilities that are appropriate for third-party use, and has and will continue to comply with all applicable statutes and implementing rules, regulations, and orders of DOE and FERC. The controls inherent in any transaction that complies with NERC requirements and DOE export limits on the transmission facilities in Exhibit C, and any additional future facilities that are appropriate for third-party use, are sufficient to ensure that exports by Applicant have and will continue not to impede the coordinated use of transmission facilities within the meaning of section 202(e) of the FPA.

As noted in Order No. EA-102, DOE may utilize the reliability analyses performed in other export authorization proceedings for existing transmission facilities

⁵ See e.g. *Shell Energy N. Am. (U.S.), L.P.*, Order No. EA-339-A (May 9, 2013); *RBC Energy Servs. LP*, Order No. EA-328-A (Sept. 28, 2012); *TransCanada Power Mktg. Ltd.*, Order No. EA-262-C (Apr. 8, 2011); *H.Q. Energy Servs. (U.S.) Inc.*, Order No. EA-182-C (July 19, 2010); *Powerex Corp.*, Order No. EA-171-B (Nov. 18, 2005); *Duke Energy Trading & Mktg., L.L.C.*, Order No. EA-163-A (Feb. 16, 2000) (granting power marketers authorization to export to Canada).

⁶ The location, voltage, owner, and the Presidential Permits under which the relevant border transmission facilities were constructed and are maintained are also set forth in Exhibit C.

listed in Exhibit C in order to make the findings required for a renewal of export authority to Applicant. Because the exports have and will continue to take place over existing international transmission lines, Applicants submits that the requested renewal of authorization does not require the preparation of an environmental impact statement or an environmental assessment pursuant to the National Environmental Policy Act of 1969.

G. Procedures

This Renewal Application is consistent with the North American Free Trade Agreement and United States energy policy, and will foster development of a more efficient and competitive North American energy market. Applicant requests the renewal of authority for export transactions through specified border facilities even though specific transactions may or may not yet have been negotiated. DOE has granted export authority to similarly situated power marketers, and Applicant agrees to abide by the general conditions set forth in such orders.⁷

IV. EXHIBITS

In accordance with 10 C.F.R. § 205.303, the following exhibits are attached hereto and made part hereof:

Exhibit A Agreements

Not applicable.

Exhibit B Legal Opinion

Please see Exhibit B of the Application of Exelon Generation Company, LLC for Authorization to Transmit Electric Energy from the United States to Canada filed in Docket No. EA-249-B (June 8, 2009).

Exhibit C Transmission Facilities

⁷ See, e.g., *Coral Power, LLC*, FE Docket No. EA-212-B (Aug. 26, 2002).

Applicant will use all existing and future DOE-approved transmission facilities available over the United States-Canada border. Existing transmission facilities are identified in Exhibit C.

Exhibit D Non-U.S. Applicant's Power of Attorney

Not applicable.

Exhibit E Statement of Any Corporate Relationship or Existing Contract
Which in Any Way Relates to the Control or Fixing of Electric
Power Rates

Not applicable.

Exhibit F Operating Procedures

Not applicable.

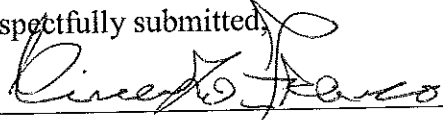
Pursuant to 10 C.F.R. § 205.309, a copy of this Application is being provided to:

Federal Energy Regulatory Commission
Office of the Secretary
888 First Street, NE
Washington, DC 20426

V. CONCLUSION

In consideration of the foregoing, Applicant requests that this Renewal Application be expeditiously considered in 60 days and approved for a term of ten years, effective from August 4, 2014.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Vincenzo Franco", written over a horizontal line.

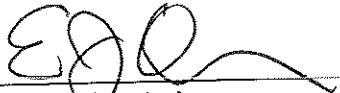
Vincenzo Franco
Assistant General Counsel –
Wholesale Trading Compliance
Exelon Corporation

Dated: June 4, 2014

VERIFICATION

STATE OF MARYLAND)
)
CITY OF BALTIMORE) **ss:**

Edward J. Quinn, being duly sworn, states that he is the President, Wholesale of Exelon Generation Company, LLC, that he is authorized to execute this Verification, that he has read the above and foregoing document and is familiar with the contents thereof, and that all allegations of fact therein contained are true and correct to the best of his knowledge and belief.



Edward J. Quinn
President, Wholesale
Exelon Generation Company, LLC

VF

Sworn to me this 4th day of June, 2014

Melissa A. Kerchner

Notary Public



EXHIBIT C

November 4, 2010

**Transmission Lines
at the U.S. – Canada Border
Authorized for Third-Party Use**

<u>Present Owner</u>	<u>Location</u>	<u>Voltage</u>	<u>Presidential Permit No.</u>¹
Bangor Hydro-Electric Company	Baileyville, ME	345-kV	PP-89
Basin Electric Power Cooperative	Tioga, ND	230-kV	PP-64
Bonneville Power Administration	Blaine, WA	2-500-kV	PP-10
	Nelway, WA	230-kV	PP-36
	Nelway, WA	230-kV	PP-46
Eastern Maine Electric Cooperative	Calais, ME	69-kV	PP-32
International Transmission Company	Detroit, MI	230-kV	PP-230
	Marysville, MI	230-kV	PP-230
	St. Claire, MI	230-kV	PP-230
	St. Claire, MI	345-kV	PP-230
Joint Owners of the Highgate Project	Highgate, VT	120-kV	PP-82
Long Sault, Inc.	Massena, NY	2-115-kV	PP-24
Maine Electric Power Company	Houlton, ME	345-kV	PP-43
Maine Public Service Company	Limestone, ME	69-kV	PP-12
	Fort Fairfield, ME	69-kV	PP-12
	Madawaska, ME	138-kV	PP-29
	Aroostook, ME	2-69-kV	PP-29
Minnesota Power, Inc.	International Falls, MN	115-kV	PP-78
Minnkota Power Cooperative	Roseau County, MN	230-kV	PP-61
Montana Alberta Tie Ltd.	Cut Bank, MT	230-kV	PP-305 ²

¹ These Presidential permit numbers refer to the generic DOE permit number and are intended to include any subsequent amendments to the permit authorizing the facility.

² These transmission facilities have been authorized but not yet constructed or placed in operation.

Exhibit C

New York Power Authority	Massena, NY	765-kV	PP-56
	Massena, NY	2-230-kV	PP-25
	Niagara Falls, NY	2-345-kV	PP-74
	Devils Hole, NY	230-kV	PP-30
Niagara Mohawk Power Corp.	Devils Hole, NY	230-kV	PP-190
Northern States Power Company	Red River, ND	230-kV	PP-45
	Roseau County, MN	500-kV	PP-63
	Rugby, ND	230-kV	PP-231
Sea Breeze Olympic Converter LP	Port Angeles, WA	±450-kV DC	PP-299 ³
Vermont Electric Power Co.	Derby Line, VT	120-kV	PP-66
Vermont Electric Transmission Co.	Norton, VT	±450-kV DC	PP-76

³ These transmission facilities have been authorized but not yet constructed or placed in operation.