



December 21, 2023

**VIA Electronic Filing**

Kimberly D. Bose, Secretary  
Debbie-Anne A. Reese, Deputy Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

Re: Central Region Triennial Market Power Update

Ashtabula Wind I, LLC, Docket No. ER19-2373-\_\_\_\_  
Ashtabula Wind II, LLC, Docket No. ER10-2005-\_\_\_\_  
Big Cypress Solar, LLC, Docket No. R23-568-\_\_\_\_  
Buffalo Ridge Wind, LLC, Docket No. ER22-2634-\_\_\_\_  
Butler Ridge Wind Energy Center, LLC, Docket No. ER10-1841-\_\_\_\_  
Cavalry Energy Center, LLC, Docket No. ER23-2324-\_\_\_\_  
Cereal City Solar, LLC, Docket No. ER23-2694-\_\_\_\_  
Cerro Gordo Wind, LLC, Docket No. ER20-1987-\_\_\_\_  
Chicot Solar, LLC, Docket No. ER20-1769-\_\_\_\_  
Crowned Ridge Wind, LLC, Docket No. ER19-2461-\_\_\_\_  
Crowned Ridge Interconnection, LLC, Docket No. ER20-122-\_\_\_\_  
Crystal Lake Wind Energy I, LLC, Docket No. ER19-987-\_\_\_\_  
Crystal Lake Wind Energy II, LLC, Docket No. ER19-1003-\_\_\_\_  
Crystal Lake Wind Energy III, LLC, Docket No. ER21-1320-\_\_\_\_  
Dunns Bridge Energy Storage, LLC, Docket No. ER23-2321-\_\_\_\_  
Emmons-Logan Wind, LLC, Docket No. ER19-2437-\_\_\_\_  
Endeavor Wind I, LLC, Docket No. ER19-1393-\_\_\_\_  
Endeavor Wind II, LLC, Docket No. ER19-1394-\_\_\_\_  
Florida Power & Light Company, Docket No. ER10-1852-\_\_\_\_  
FPL Energy North Dakota Wind, LLC, Docket No. ER10-1907-\_\_\_\_  
FPL Energy North Dakota Wind II, LLC, Docket No. ER10-1918-\_\_\_\_  
Garden Wind, LLC, Docket No. ER10-1950-\_\_\_\_  
Hancock County Wind, LLC, Docket No. ER19-2398-\_\_\_\_  
Heartland Divide Wind II, LLC, Docket No. ER21-1953-\_\_\_\_  
Heartland Divide Wind Project, LLC, Docket No. ER18-2246-\_\_\_\_  
Jordan Creek Wind Farm LLC, Docket No. ER20-2690-\_\_\_\_  
Kossuth County Wind, LLC, Docket No. ER22-2536-\_\_\_\_  
Langdon Renewables, LLC, Docket No. ER18-1771-\_\_\_\_  
Marshall Solar, LLC, Docket No. ER16-1872-\_\_\_\_  
NextEra Energy Duane Arnold, LLC, Docket No. ER10-1970-\_\_\_\_

NextEra Energy Marketing, LLC, Docket No. ER17-838-\_\_\_\_  
NextEra Energy Point Beach, LLC, Docket No. ER10-1972-\_\_\_\_  
NEPM II, LLC, Docket No. ER11-4462-\_\_\_\_  
Oliver Wind Energy Center II, LLC, Docket No. ER20-1220-\_\_\_\_  
Oliver Wind I, LLC, Docket No. ER20-1879-\_\_\_\_  
Oliver Wind III, LLC, Docket No. ER16-2506-\_\_\_\_  
Pegasus Wind, LLC, Docket No. ER18-2224-\_\_\_\_  
Pheasant Run Wind, LLC, Docket No. ER13-2461-\_\_\_\_  
Point Beach Solar, LLC, Docket No. ER21-2100-\_\_\_\_  
Sac County Wind, LLC, Docket No. ER21-2048-\_\_\_\_  
Story County Wind, LLC, Docket No. ER19-2382-\_\_\_\_  
Stuttgart Solar, LLC, Docket No. ER17-2270-\_\_\_\_  
Tuscola Bay Wind, LLC, Docket No. ER12-1660-\_\_\_\_  
Tuscola Wind II, LLC, Docket No. ER13-2458-\_\_\_\_  
Walleye Wind, LLC, Docket No. ER22-2601-\_\_\_\_  
White Oak Energy LLC, Docket No. ER10-2078-\_\_\_\_

Dear Ms. Bose and Ms. Reese:

Pursuant to the requirements of Section 35.37(a)(1) of the Regulations of the Federal Energy Regulatory Commission (“Commission”) and Order No. 697,<sup>1</sup> Ashtabula Wind II, LLC, Ashtabula Wind I, LLC, Big Cypress Solar, LLC, Buffalo Ridge Wind, LLC, Butler Ridge Wind Energy Center, LLC, Cavalry Energy Center, LLC,<sup>2</sup> Cereal City Solar, LLC, Cerro Gordo Wind, LLC, Chicot Solar, LLC, Crowned Ridge Interconnection, LLC, Crowned Ridge Wind, LLC, Crystal Lake Wind Energy III, LLC, Crystal Lake Wind Energy II, LLC, Crystal Lake Wind Energy I, LLC, Dunns Bridge Energy Storage, LLC, Emmons-Logan Wind, LLC, Endeavor Wind II, LLC, Endeavor Wind I, LLC, Florida Power & Light Company, FPL Energy North Dakota Wind II, LLC, FPL Energy North Dakota Wind, LLC, Garden Wind, LLC, Hancock County Wind, LLC, Heartland Divide Wind II, LLC, Heartland Divide Wind Project, LLC, Jordan Creek Wind Farm LLC, Kossuth County Wind, LLC, Langdon Renewables, LLC, Marshall Solar, LLC, NextEra Energy Duane Arnold, LLC, NextEra Energy Marketing, LLC, NextEra Energy Point Beach, LLC, NEPM II, LLC, Oliver Wind Energy Center II, LLC, Oliver Wind III, LLC, Oliver Wind I, LLC, Pegasus Wind, LLC, Pheasant Run Wind, LLC, Point Beach Solar, LLC, Sac County Wind, LLC, Story County Wind, LLC, Stuttgart Solar, LLC, Tuscola Bay Wind, LLC, Tuscola Wind II, LLC, Walleye Wind, LLC, and White Oak Energy LLC (collectively the “NextEra Companies” or “Applicants”), hereby submit for filing their

<sup>1</sup> *Market-Based Rates for Wholesale Sales of Elec. Energy, Capacity and Ancillary Servs. by Pub. Utils.*, Order No. 697, FERC Stats. & Regs. ¶ 31,252 (“Order No. 697”), *clarified*, 121 FERC ¶ 61,260 (2007) (“Order Clarifying Final Rule”), *order on reh’g and clarification*, Order No. 697-A, FERC Stats. & Regs. ¶ 31,268, *order on reh’g and clarification*, 124 FERC ¶ 61,055 (2008), *order on reh’g*, Order No. 697-B, 125 FERC ¶ 61,326 (2008), *order on reh’g*, Order No. 697-C, 74 Fed. Reg. 30924 (June 29, 2009).

<sup>2</sup> On November 3, 2023, the Commission authorized a transaction pursuant to which a wholly-owned subsidiary of NextEra Energy Resources, LLC will sell its interest in Cavalry Energy Center to Norther Indiana Public Service Company LLC (“NIPSCO”). *See Cavalry Energy Center, LLC, et al.*, 185 FERC ¶ 62,062 (2023). The transaction has not yet closed. Nevertheless, NIPSCO will likely own the facility prior to the Commission issuing an order on this market power update.

triennial market power update for the Central Region with respect to each company's authority, as applicable, to sell energy, capacity, and ancillary services at market-based rates.

As outlined below, the NextEra Companies submit that they continue to satisfy the requirements for market-based rate authorization in all of the relevant markets encompassed within the Central Region, as addressed herein, and thus request that the Commission issue an order accepting this filing in compliance with the Commission's guidelines in Order No. 697 and Order No. 816.<sup>3</sup>

As required by Commission orders, the NextEra Companies through separate eTariff filings will revise any of their MBR tariffs that do not currently include the assigned Commission docket numbers in which MBR authority was granted

## **I. DESCRIPTION OF THE NEXTERA COMPANIES AND AFFILIATES**

### **A. NextEra Energy, Inc. and NextEra Energy Partners, LP**

NextEra Energy, Inc. ("NextEra") is one of the leading energy holding companies in the United States, and is publicly traded on the New York Stock Exchange.<sup>4</sup> Its operations are conducted primarily through three business units: NextEra Energy Resources, LLC ("NextEra Resources"), Florida Power & Light Company ("FPL"), and NextEra Energy Transmission, LLC ("NextEra Energy Transmission").

NextEra Resources is the competitive power subsidiary NextEra. NextEra Resources' subsidiaries own or operate merchant generating facilities in 38 States and Canada, with a combined net generating capacity of approximately 30,500 MW, including interests in some facilities owned by NextEra Energy Partners, LP ("NEP"). These subsidiaries own various interconnection facilities used solely for connecting generating facilities to the transmission grid.

NEP is a "yieldco" and acquires, manages and owns contracted clean energy projects with stable, long-term cash flows, and may from time-to-time acquire other assets such as the Hinshaw pipelines described above. Approximately 47.31% of the voting interests in NEP are traded in the form of "Common Units" on the New York Stock Exchange.<sup>5</sup> The Common Units represent 100% of the economic interests in NEP. The remaining approximately 51.48% of the

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<sup>3</sup> *Refinements to Policies and Procedures for Market-Based Rates for Wholesale Sales of Electric Energy, Capacity and Ancillary Services by Public Utilities*, Order No. 816, 153 FERC ¶ 61,065 (2015), 153 FERC ¶ 61,065 (2015), *order on reh'g*, Order No. 816-A, 155 FERC ¶ 61,188 (2016).

<sup>4</sup> On November 3, 2023, The Vanguard Group, Inc. ("Vanguard") reported on behalf of its subsidiaries and affiliated investment companies and funds that as of September 30, 2023, the Vanguard Complex held 10.86% of the outstanding shares of NextEra Energy, Inc., making Vanguard under the Commission's regulations the Ultimate Upstream Affiliate of NextEra Energy, Inc. The NextEra Companies do not have knowledge of the actual number of outstanding shares currently held by the Vanguard Complex, including whether the Vanguard Complex's holdings remain above 10%.

<sup>5</sup> Common Unit Holdings, LLC, a wholly-owned direct subsidiary of NextEra Resources, holds approximately 1.22% of the NEP's publicly traded Common Units.

voting interests in NEP are currently held by NextEra Energy Equity Partners, LP (“NEE Equity”) in the form of Special Voting Units. NEE Equity is an indirect, wholly-owned subsidiary of NextEra Resources.<sup>6</sup> NEP governance changes enacted in 2017 provide for Common Unitholders to vote for a majority of a board of directors of NEP (the “Board”), and delegate substantially all management power and authority over NEP’s business and affairs to the Board, except for limited powers, such as the determination of certain tax matters and the adoption of certain amendments to the Partnership Agreement. NEP owns or co-owns generation and battery energy storage facilities with NextEra Resources, with NEP’s ownership interests totaling approximately 10,112 MW.

NextEra also owns Florida Power & Light Company (“FPL”), a franchised public utility that provides wholesale and retail electric service to customers in the State of Florida. FPL owns approximately 32,500 MW of net generating capacity in peninsular Florida and the Florida Panhandle, and has been granted market-based rate authority in certain balancing authority areas.<sup>7</sup> FPL’s transmission facilities in peninsular Florida are administered pursuant to the FPL Open Access Transmission Tariff (“OATT”), which is on file with the Commission.<sup>8</sup>

Additionally, NextEra owns NextEra Energy Transmission, LLC (“NextEra Energy Transmission”), which directly or indirectly owns New Hampshire Transmission, LLC (“NHT”), Trans Bay Cable LLC (“Trans Bay”), Horizon West Transmission, LLC (“Horizon West”), NextEra Energy Transmission MidAtlantic Indiana, Inc. (“NEET MidAtlantic Indiana”), NextEra Energy Transmission New York, Inc. (“NEETNY”), GridLiance West, LLC (“GridLiance West”), GridLiance Heartland LLC (“GridLiance Heartland”), and GridLiance High Plains LLC (“GridLiance HP” and together with GridLiance West and GridLiance Heartland, the “GridLiance Entities”):<sup>9</sup>

- NHT is an electric utility that owns a single transmission asset, the Seabrook Substation, located in Seabrook, New Hampshire. NHT provides wholesale transmission service to its affiliate, NextEra Energy Seabrook, LLC, through a Local Network Service Tariff on file with the Commission.<sup>10</sup> ISO New England Inc. has operational control of the regional transmission facilities associated with the Seabrook Substation.<sup>11</sup>
- Trans Bay is a public utility and owns and operates a 53-mile, approximately 400 MW high-voltage direct current submarine transmission line buried beneath the San Francisco Bay (“Trans Bay Cable”).<sup>12</sup> The Trans Bay Cable is under the California Independent

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<sup>6</sup> Together with Common Unit Holdings, LLC, NextEra Resources beneficially owns approximately 54.1% of NEP’s voting power.

<sup>7</sup> *Florida Power & Light Co.*, 81 FERC ¶ 61,107 (1997).

<sup>8</sup> FPL FERC Electric Tariff, 2nd Revised Volume No. 6.

<sup>9</sup> Other NextEra Energy Transmission subsidiaries have submitted formula rate templates with the Commission: NextEra Energy Transmission Midwest, LLC and NextEra Energy Transmission Southwest, LLC. None of these entities currently own, control, or operate transmission facilities.

<sup>10</sup> New Hampshire Transmission, LLC, FERC Electric Tariff No. 3.

<sup>11</sup> See ISO New England Inc., FERC Electric Tariff No. 3, Schedule 21 NHT, Original Sheet No. 4200.

<sup>12</sup> See *NextEra Energy Transmission, LLC*, 166 FERC ¶ 61,188 (2019).

System Operator's ("CAISO") operational control, and service is provided pursuant to the CAISO OATT.

- Horizon West is a public utility that owns and operates the Suncrest project, a 230 kV +300/-100 MVar Dynamic Reactive Power Support Project in southern California. The Suncrest project is under the CAISO's operational control, and service is provided pursuant to the CAISO OATT.
- NEET MidAtlantic Indiana owns approximately 20 miles of 345 kV transmission lines, and related equipment, which is under PJM Interconnection, L.L.C.'s ("PJM") operational control, and service is provided pursuant to the PJM OATT.
- NEETNY owns the Empire State Line, a 20-mile, 345 kV transmission line, and related equipment, which is under the New York Independent System Operator, Inc.'s ("NYISO") operational control, and service is provided pursuant to the NYISO OATT.
- GridLiance West owns and operates a High Voltage Transmission System ("HVTS") consisting of approximately 165 miles of 230-kV transmission lines and related substation infrastructure that runs through rural Southern Nevada. The HVTS has been incorporated into the CAISO-controlled grid and is subject to the terms of the CAISO OATT.<sup>13</sup>
- GridLiance Heartland owns and operates six 161 kV transmission lines ranging from eight to ten miles in length, two 161 kV substations, and associated auxiliary equipment in Kentucky and Illinois, which are under Midcontinent Independent System Operator, Inc.'s ("MISO") functional control.<sup>14</sup>
- GridLiance HP owns and operates transmission assets in Oklahoma and Kansas. In Oklahoma, GridLiance HP owns approximately 424 miles of transmission lines and other facilities operated at 115 kV and 69 kV which are subject to GridLiance HP's OATT<sup>15</sup> and a Wholesale Distribution Service Agreement and Wholesale Distribution Operating Agreement between GridLiance HP and Tri-County.<sup>16</sup> In Kansas, GridLiance HP owns a 65% interest in the City of Winfield, Kansas' 69 kV transmission system and related-substation equipment, which are under Southwest Power Pool, Inc.'s ("SPP") control and subject to the SPP OATT as part of Zone 14.<sup>17</sup>

NextEra and NEP, through their subsidiaries, hold interests in several FERC-regulated interstate natural gas pipelines.<sup>18</sup> NextEra indirectly owns 42.5% of Sabal Trail Transmission, LLC ("Sabal Trail"). Sabal Trail is an approximately 515-mile long interstate natural gas

<sup>13</sup> See *GridLiance West Transco LLC*, 160 FERC ¶ 61,002 (2017).

<sup>14</sup> See *NextEra Energy Transmission, LLC*, 170 FERC ¶ 61,072 (2020).

<sup>15</sup> On August 17, 2018, the Commission conditionally accepted GridLiance HP's OATT to provide wholesale distribution service. *South Central MCN, LLC*, 164 FERC ¶ 61,114 (2018); See also *Southwest Power Pool, Inc.*, 180 FERC ¶ 61,192 (2022) (finding that SPP and GridLiance HP have not demonstrated that the proposed Tariff revisions to incorporate the GridLiance HP facilities and associated ATRR into Zone 11 are just and reasonable).

<sup>16</sup> *South Central MCN, LLC*, 154 FERC ¶ 61,090 (2016).

<sup>17</sup> *GridLiance High Plains LLC*, Delegated Letter Order, Docket No. ER20-2195-000 (issued Aug. 25, 2020).

<sup>18</sup> See *Florida Southeast Connection, LLC et al.*, 154 FERC ¶ 61,080, *order on reh'g*, 156 FERC ¶ 61,160 (2016).

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