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# Washington Energy Report

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DECEMBER 20, 2017

## [On Remand FERC Rejects Revisions to PJM MOPR and Reinstates Prior MOPR Design](#)

By [Jamond Perry & Jasmine Hites](#) on December 19, 2017

POSTED IN [MARKET POLICY](#)

On December 8, 2017, FERC issued an order on remand, rejecting PJM Interconnection, L.L.C.'s ("PJM") proposed revisions to the minimum offer price rule ("MOPR") in its entirety, reinstating PJM's prior FERC-approved market design. FERC further determined that it would not require PJM to rerun the markets for the period in which the now defunct MOPR rules were in operation, as doing so would be burdensome and significantly disrupt the market.

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## [BP Argues FERC Must Dismiss Market Manipulation Claims due to Five-Year Statute of Limitations](#)

By [Russell Kooistra & Christopher Zentz](#) on December 19, 2017

The Washington Energy Report is a weekly publication written by the Troutman Sanders Federal Energy Regulatory Commission ("FERC") practice that monitors and reports on significant developments in FERC and energy-related matters around the country.

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POSTED IN [FERC ENFORCEMENT, NATURAL GAS](#)

On December 11, 2017, BP America Inc., BP Corporation North America Inc., BP America Production Company, and BP Energy Company (collectively, "BP") requested FERC to dismiss its July 11, 2016 order ("July 11 Order") assessing civil penalties against BP and requiring BP to disgorge profits for violating FERC's anti-market manipulation rule. In doing so, BP argued that, due to recent federal court cases, the law had changed regarding the statute of limitations for actions imposing civil penalties and disgorgement.

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[Eversource Issues Cease and Desist in Response to Claims of Withholding Pipeline Capacity](#)

By [Meghan Mandel & Thomas DeVita](#) on December 20, 2017

POSTED IN [NATURAL GAS](#)

On December 11, 2017, Eversource Energy ("Eversource") sent a cease and desist letter to Fred Krupp, President of the Environmental Defense Fund ("EDF") and N. Jonathan Peress, EDF's Senior Director of Energy Market Policy. Specifically, Eversource directed both EDF executives to immediately stop the publication of all statements insinuating that Eversource has withheld gas pipeline capacity from the wholesale electricity market in order to earn profits from higher prices.

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[Government Accountability Office Urges FERC to Improve Data Collection and Assessment of Capacity Market Performance](#)

By [Adrienne Thompson & Daniel Archuleta](#) on December 19, 2017

POSTED IN [UNCATEGORIZED](#)

On December 7, 2017, the U.S. Government Accountability Office (“GAO”) issued a report summarizing its review of FERC’s oversight of the nation’s four regional capacity markets. The GAO found generally that “FERC has not fully assessed the overall performance of capacity markets,” and the agency recommends that FERC improve data quality, use consistent metrics reported through standardized definitions, and establish goals, performance metrics, and risk tolerance levels for capacity markets.

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