FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, DC 20426

December 7, 2017

OFFICE OF THE CHAIRMAN

The Honorable Rick Perry
Department of Energy
1000 Independence Ave., SW
Washington, D.C. 20585

Re: *Request for a 30-day Extension to the Time Limit Established in the Secretary's Notice of Proposed Rulemaking Dated September 28, 2017*

Dear Secretary Perry:

On September 28, 2017 you exercised your statutory authority under section 403 of the Department of Energy Organization Act of 1977 ("DOE Act") to submit a notice of proposed rulemaking for the Commission's consideration. That rulemaking, entitled "Grid Resiliency Pricing Rule," specified that the Commission was to take action on the proposed rule within sixty days of its publication in the Federal Register, which occurred on October 10, 2017. I write today to propose a 30-day extension.

On October 2, 2017, in order to assemble a record by which to inform its deliberations, the Commission solicited comments and reply comments. To date, the Commission has received over 1,500 submissions.

In addition, the Commission has sworn in two new members within the last two weeks. The proposed extension is critical to afford adequate time for the new Commissioners to consider the voluminous record and engage fully in deliberations.

Section 403(b) of the DOE Act directs the Commission to "take final action" on the Secretary's proposals within "such reasonable time limits as may be set by the Secretary." The DOE Act does not limit the means by which deadlines can be altered or amended but instead vests such determinations squarely in the discretion of the Secretary. I respectfully request that you grant the proposed extension and arrange for publication of your decision in the Federal Register at the earliest possible opportunity.

A copy of this letter, your response, and any forthcoming publication in the Federal Register will be entered into the rulemaking's docket.

Thank you for your attention to this matter.

Sincerely,

Kevin J. McIntyre
Chairman
Federal Energy Regulatory Commission