ILLINOIS COMMERCE COMMISSION V. FERC: IMPLICATIONS FOR WIND IN ORGANIZED ENERGY MARKETS

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**Issue:** Whether MISO can allocate multi-value project (MVP) costs to its members (and not the generators)

**Holding** (7th Circuit, Judge Posner): Yes, MISO can allocate costs to every member in proportion to their load.
Dicta: Michigan’s RPS prohibiting in-state utilities from crediting out of state wind violates dormant commerce clause of Constitution
IMPLICATIONS CONT.

• Could see this trend across other ISOs/RTOs

• Western Interconnection questions:
  – Western wind sales into CAISO?
  – Cost allocation for CAISO-PacifiCorp EIM?
  – Stall current market development efforts?

• Supergrid?
CONCLUSION

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Thank you!