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ENGIE North America Inc.
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Key Capture Energy
25 Monroe Street
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Albany, NY 12210

January 11, 2024

The Honorable Kathleen Jackson, Chair
The Honorable Will McAdams
The Honorable Lori Cobos
The Honorable Jimmy Glotfelty

Public Utility Commission of Texas
1701 North Congress Avenue
P.O. Box 13326
Austin, Texas 78711

Re: Docket No. 54445, CY 2023 Review of Rules Adopted by the Independent
Organization

Dear Commissioners:

Key Capture Energy (KCE) and ENGIE NA Inc. (ENGIE) construct, own and operate Energy Storage Resources (ESRs) on the ERCOT grid. Engie has 650 MW operating, 1,330 MW under construction and over 4 GW of batteries in the pipeline. KCE has 580 MW operating and under construction and a 1 GW pipeline. Both companies have a combination of 1- and 2-hour batteries either operating or in their pipeline.

We offer these comments regarding the presentation filed by ERCOT on January 4, 2024 in Docket 54445 regarding NPRR1186. Based on the information and analysis presented by ERCOT, we reiterate our position described in our letter filed December 12, 2023 in this docket. We strongly believe that ERCOT should create a level playing field with clear expectations for SOC requirements that are not subject to the interpretation of market participants. For this reason, we respectfully recommend that the Commission approve NPRR 1186, but direct ERCOT to remove the grey-boxed language in paragraph (4) of Section 8.1 of the Protocols via subsequent comments in pending NPRR 1209.

KCE and ENGIE believe this is an approach that will provide a path forward for ERCOT to receive the data it requires while increasing certainty across the storage industry regarding the SOC requirements expected of battery projects.

We appreciate the ability to weigh in on this important Protocol revision.

Respectfully Submitted,

/s/ Robert Helton

Robert Helton
ENGIE NA, Inc.

/s/ Danny Musher

Danny Musher
Key Capture Energy