

**UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION**

North American Electric Reliability Corporation)
)

Docket No. RR21-3-000

MOTION FOR EXTENSION OF COMPLIANCE FILING DEADLINE OF THE NORTH AMERICAN ELECTRIC RELIABILITY CORPORATION AND TEXAS RELIABILITY ENTITY, INC. IN RESPONSE TO THE ORDER CONDITIONALLY APPROVING TEXAS RELIABILITY ENTITY, INC. BYLAWS

On February 25, 2021, the North American Electric Reliability Corporation (“NERC”) and Texas Reliability Entity, Inc. (“Texas RE”) filed a joint petition seeking approval from the Federal Energy Regulatory Commission (“FERC” or “Commission”) of several Texas RE Bylaw revisions.¹ On October 7, 2021, the Commission issued an order conditionally approving the Bylaw revisions.² In that order, the Commission directed NERC and Texas RE to file a compliance filing within 30 days (due November 8, 2021) to address an additional governance provision related to the approved Emergency Governance section. Specifically, the Commission directed that Texas RE include language to afford some degree of public notice of an emergency meeting conducted under the Emergency Governance Provisions.

Texas RE defines an “Emergency” as when there is a catastrophic event that results in a majority of the voting Directors unable to readily participate in a meeting to conduct business necessary to ensure the continuity of the Corporation. The Commission noted that such emergency notice could be similar to the existing 2-hour public notice provided by Texas RE to the public for meetings held under emergency but non-catastrophic situations.

¹ *Joint Petition of NERC and Texas RE for Approval Of Amendments To The Texas RE Bylaws*, Docket No. RR21-3-000 (Feb. 25, 2021).

² *N. Am. Elec. Reliability Corp. and Texas Reliability Entity, Inc.*, Docket No. RR21-3-000 (Oct. 7, 2021).

The Texas RE Board of Directors is voting this week on an amendment to its bylaws to address FERC's directive. NERC and Texas RE request an extension of the compliance filing deadline to accommodate the time needed to obtain necessary governance approvals from the Texas RE Board of Directors, Texas RE Membership, and the NERC Board of Trustees, given the end-of-year schedule.

Pursuant to Rules 212 and 2008 of the Commission's Rules of Practice and Procedure,³ NERC submits this motion requesting extension of the November Compliance Filing deadline. Specifically, NERC requests that the Commission extend the deadline of the November Compliance Filing from November 8, 2021 to December 21, 2021. Extending the November Compliance Filing deadline to December 21, 2021 would provide Texas RE with sufficient time to obtain the necessary approvals from the Texas RE Board of Directors and Texas RE Membership and provide NERC with sufficient time to obtain the necessary approval from its Board of Trustees.

For the forgoing reasons, NERC respectfully requests that the Commission grant this motion and extend the deadline for NERC's November Compliance Filing to December 21, 2021.

³ 18 C.F.R. §§ 385.212 & 385.2008 (2020).

/s/ Derrick Davis

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Respectfully submitted,

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