

**PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA
1325 G STREET, N.W., SUITE 800
WASHINGTON, D.C. 20005**

EMERGENCY DIRECTIVE ORDER

December 24, 2025

**FORMAL CASE NO. 1050, IN THE MATTER OF THE INVESTIGATION OF THE
IMPLEMENTATION OF INTERCONNECTION STANDARDS IN THE DISTRICT OF
COLUMBIA, Order No. 22765**

I. INTRODUCTION

1. By this Order, the Public Service Commission of the District of Columbia (“Commission”) requires the Potomac Electric Power Company’s (“Pepco” or “Company”) to take steps to ensure compliance with Order No. 22745 and Order No. 22764. This action is necessary to provide clarity and protect customers who submitted applications before the December 31, 2025, federal tax credit deadline. Pepco shall make the Temporary Conditional Interconnection Program (“TCIP”) Authorization to Operate (“ATO”) available as an option to all applications submitted by December 31, 2025, regardless of construction status by December 30, 2025, and confirm compliance by January 9, 2026.

II. BACKGROUND

2. On November 26, 2025, the Commission issued Order No. 22745, establishing the TCIP to mitigate risks associated with the expiration of federal tax credits for residential solar systems on December 31, 2025.¹ Order No. 22745 directed Pepco to notify all eligible customers of TCIP availability by December 5, 2025, and to provide complete interconnection queue data, as well as a mitigation plan.² The Order also required bi-monthly reporting beginning December 15, 2025.³ Pepco filed its compliance report on December 5, 2025, and its first bi-monthly report on December 15, 2025.⁴

¹ *Formal Case No. 1050, In the Matter of the Investigation of the Implementation of Interconnection Standards in the District of Columbia (“Formal Case No. 1050”), Order No. 22745, rel. November 26, 2025 (“Order No. 22745”).*

² *Formal Case No. 1050, Order No. 22745, ¶¶ 40-41.*

³ *Formal Case No. 1050, Order No. 22745, ¶ 42.*

⁴ *Formal Case No. 1050, Pepco Interconnection Queue, filed December 5, 2025, and Formal Case No. 1050, Pepco Bi-Monthly TCIP Report, filed December 15, 2025.*

3. On December 19, 2025, the Commission issued Order No. 22764, directing Pepco to notify eligible customers, provide complete data, remove restrictive technical conditions, and confirm compliance by December 22, 2025.⁵

4. On December 22, 2025, Pepco submitted the written confirmation as required by Order No. 22764. In that submission, Pepco stated, among other things, that 1,552 projects did not receive notification because construction had not been completed and had not been verified through electrical inspection.⁶ Pepco further stated that it “is aligned with the Commission’s goal of providing Full ATO or Conditional ATO to as many residential customers as possible by December 31, 2025.”⁷

III. DISCUSSION

5. Order No. 22745 explicitly requires that the TCIP ATO “shall also be made available as an option to applications submitted by December 31, 2025.”⁸ This language is unambiguous in that the requirement applies to all applications submitted by that date, not only those with completed construction and inspection. The Commission included this provision to ensure that customers who submit applications before the federal tax credit deadline have a pathway to preserve eligibility, even if their projects cannot be fully constructed or inspected before year-end. Pepco’s interpretation (i.e., limiting TCIP ATO availability only to projects with completed construction and verified inspection) contradicts the plain language and intent of the Order.

6. The Commission recognizes Pepco’s efforts to implement TCIP but notes that its interpretation of eligibility with respect to notification (i.e., limiting TCIP ATO to projects with completed construction and inspection) does not align with the intent of Order No. 22745. The Commission’s directive was designed to ensure that customers who acted in good faith by submitting applications before December 31, 2025, have a pathway to preserve federal incentives. Furthermore, the Commission intended that all customers who filed an application be notified of the TCIP so that they would be aware of this program’s availability to them. Immediate clarification and greater direction are necessary to avoid customer harm and ensure equitable treatment.

7. Immediate corrective action is required to restore compliance with Order No. 22745 and protect customers from irreparable financial harm. Pepco must make TCIP ATO available as an option to all applications submitted by December 31, 2025, regardless of construction status, within the timeframe specified by the Commission.

⁵ *Formal Case No. 1050*, Order No. 22764, rel. December 19, 2025.

⁶ *Formal Case No. 1050*, Pepco’s Written Confirmation of Compliance with Order No. 22764 at 3, filed December 22, 2025 (“Pepco Compliance Confirmation”).

⁷ *Formal Case No. 1050*, Pepco Compliance Confirmation at 3.

⁸ *Formal Case No. 1050*, Order No. 22745, ¶ 40.

IV. DECISION

A. **Pepco Directives**

8. Given the approaching December 31, 2025, federal tax credit deadline and Pepco's interpretation of Order No. 22745, the Commission concludes that issuing an Emergency Directive Order is the most practical and timely way to provide clarity and protect customers. This approach ensures clarity, allowing for notification to all applications submitted prior to December 31, 2025, regarding the TCIP. The Commission is concerned that, in the absence of this directive, applicants may be unaware of the program and therefore unable to preserve customer eligibility. At this juncture, a Show Cause proceeding would involve notice and hearings that cannot be reasonably completed within the required timeframe. The Emergency Directive Order is intended to clarify expectations and facilitate compliance; it does not limit the Commission's ability to consider additional remedies if necessary under D.C. Code § 34-706(a).

9. Pepco is directed to take the following action by December 30, 2025:

- a. Notify all applicants in the queue that the TCIP ATO is available as an option to all applications submitted by December 31, 2025, regardless of construction status, consistent with Order No. 22745

10. Pepco is directed to provide written confirmation to the Commission that the Company has complied with all directives in this Emergency Directive Order no later than January 9, 2026.

B. **Compliance**

11. The Commission expects full compliance with this Order. Failure to comply may result in further review and consideration of remedies under applicable law.

C. **Penalty Notice**

12. Failure to obey this Emergency Directive Order may result in the assessment of penalties in accordance with D.C. Code § 34-706(a).

THEREFORE, IT IS ORDERED THAT:

13. The Potomac Electric Power Company is **DIRECTED** to take the actions set forth in Paragraph 9 of this Emergency Directive Order by December 30, 2025; and

14. The Potomac Electric Power Company is **DIRECTED** to provide written confirmation that it has complied with all directives in this Emergency Directive Order no later than January 9, 2026.

A TRUE COPY:

BY DIRECTION OF THE COMMISSION:

A handwritten signature in black ink, reading "Brinda Westbrook-Sedgwick". The signature is written in a cursive, flowing style.

CHIEF CLERK:

BRINDA WESTBROOK-SEDGWICK
COMMISSION SECRETARY

COMMISSION ACTION

**FORMAL CASE NO. 1050, IN THE MATTER OF THE INVESTIGATION OF THE IMPLEMENTATION
OF INTERCONNECTION STANDARDS IN THE DISTRICT OF COLUMBIA,**

Date 12/24/25 Formal Case No. 1050 Tariff No. _____ Order No. 22765

	Approve Initial & Date	Dissent Initial & Date	Abstain Initial & Date
Chairman Emile Thompson	<u>ET/DJ 12/24/25</u>	_____	_____
Commissioner Richard A. Beverly	<u>RB/DJ 12/24/25</u>	_____	_____
Commissioner Ted Trabue	<u>TT/DJ 12/24/25</u>	_____	_____

Certification of Action

Dionne Joemah
General/Deputy General Counsel

Brian Edmonds
OGC Counsel/Staff