Dear Bonneville,

FR Vista Solar I LLC ("FRV Solar" or "Owner") is an interconnecting developer on the Bonneville Power Administration (BPA) system, developing an approximately 47 MW solar generating facility (Facility), subject to PPA with Seattle City Light executed 4/2/24 prior to BPA's changes to data exhibit, freezing future TSEP studies, including the long term firm (LTF) redirect of existing confirmed service. FRV Solar is developing the Facility to serve the Pacific Northwest with new, cost effective clean energy, helping the region's utilities and load serving entities meet growing demand and state and regional clean energy goals.

FRV Solar objects to the proposed TC-27 settlement. The settlement, both in its individual sections and in its cumulative effect, would compromise FRV Solar's ability to secure the transmission service (including LTF redirect of existing confirmed LTF to Seattle (BPAT.SCL)), offtakers, and related services needed to deliver the output of this 47 MW Facility on the BPA system. A generator that cannot obtain transmission on known, reasonable, and non-discriminatory terms hinders power purchase agreements, finance construction, and deliverability of energy to the region..

Specifically, the TC-27 settlement would harm interconnection customers and generators like it, in at least the following ways:

1. **Interconnection Customer Harm in Competitive, Commercial, and other Interests, Including through Imposition of Discriminatory, Market Power Distorting, and Unquantified, but Indisputably Material Ways.** FRV Solar has invested significant time and capital in BPA's interconnection process and facility development, including study agreements, deposits, and milestone obligations, in reliance on the transmission policies in effect when it entered that process. The settlement changes how LTF requests are evaluated, queued, and processed, leaving interconnection customers to carry interconnection costs and obligations with no reasonable assurance that transmission service of various types and forms customarily available, or for which redirects of existing confirmed service that have or customarily would be sought, will ever be considered, will be studied or offered in a known timeframe, or will be considered without reshuffling of competitors positions at the detriment of the interests of TSRs application or confirmed service holders, in unknowable manners, and elevating competing interests in a manner wholly unknowable, unacceptable, and unquantifiable -- except that by BPA's own admission of anticipated GWs of new CF awards to subsets of existing applicants whilst also removing and/or burdening further many GWs, it is indisputable that such actions will have staggering large and/or material impacts on the current usage of the system, usage of confirmed service, and prospects for future new or redirected service, whether original TSRs, LTF, short-term, firm, non-firm, or otherwise. BPA's own admissions of impacts acknowledge the scope of the materiality.

2. **Impairing access to offtakers.** Utility and corporate buyers require firm, deliverable energy. By delaying, conditioning, or narrowing the availability of LTF service and redirects, the settlement prevents from offering buyers credible delivery and puts it at a

disadvantage against resources favored by the new criteria. Including by harming some market participants and elevating permanently the interests of others.

3. **Discriminating in favor of incumbents and select customers; distorting and increasing Market Power of Major Incumbents including Multi-Stage Regional Powerhouse(s) and Foreign Country Owned Entities.** The settlement's evaluation criteria, queue management changes, and interim (CFS) service offerings appear to favor certain incumbent generators, designated requests, and other select customers, based on backward looking changes to policy rather than demonstrated ability to take service or deliver new generation to the market. Including by harming some market participants and elevating permanently the interests of others, including in particular PacifiCorp and POWEREX. Indeed, actions proposed to their likely benefit are directly harmful to FR Vista Solar I LLC's interest, given the specific requests in the LTF PENDING QUEUE, and probability of differentially beneficial treatment, non-removal, and non-relegation of their TSRs and interests as compared not just affiliates hereof, but also the 3rd party transmission requestors that company would seek alternative service from. Issuance of *near-permanent market power enhancing rights has not been addressed whatsoever -- and is an inevitable conclusion of BPA's proposals*.

4. **Reducing available transmission and increasing curtailment risk.** Granting interim CFS service to competitors, together with limits on redirects, is likely to reduce available transfer capability and increase curtailment exposure for short term, non firm, and redirected service. The very products new generators rely on while waiting for LTF service.

5. **Imposing new costs and changed terms retroactively; undermining investment framework and commerce.** The settlement imposes new fees, study costs, and terms and conditions on existing requests that differ materially from those in effect when those requests were submitted, increasing development cost and risk without a demonstrated benefit to the customers who bear them. How can any transaction relying on a TSR -- granted or awaiting service -- proceed duly when facing ongoing peril of changing terms, costs, removal risk, competitor elevation, cannibalization of ATC, awarding ATC.

6. **Prolonging delay and uncertainty.** The settlement would extend the period in which new transmission requests are not processed, leaving projects like FRV Solar unable to meet commercial financing, interconnection, and other development milestones and increasing the risk that viable clean energy projects are withdrawn from BPA's queue altogether, to the detriment of the region's reliability and clean energy needs.

7. **Lacking adequate justification.** BPA has not provided a sufficient factual or analytical basis showing that the settlement's benefits outweigh the harms it imposes on interconnection customers, generators, transmission customers, load-serving entities, and other market participants, or that those harms have been considered at all. Except that the overwhelming probability or inevitability harm and massive shifts has been established --

> while building such on differentially and discriminatory beneficial treatment, non-removal, and non-relegation of some parties interests and TSRs as compared to benefitting parties. And while not addressing that proposed removals, burdens causing removals or new costs, and relegating will result in major impacts, and *near-permanent market power enhancing rights has not been addressed whatsoever -- and is an inevitable conclusion of BPA's proposals*.

For these reasons, FRV Solar objects to the TC-27 settlement and urges BPA to continue processing transmission service requests under its existing authority, on open-access and non-discriminatory terms, while any changes are fully examined through the formal TC-27 proceeding. The proposed actions, and BPA's failure to proceed with studies under existing policies, result in real financial harm to FRV Solar and to other interconnection customers and generators seeking to serve the region. FR Vista Solar I LLC is a member of the PRITCA coalition and adopts in full by reference the opposition and comments filed today by PRITCA.

Best,

Authorized Representative

FR Vista Solar I LLC