

**New England States Committee on Electricity  
Information Requests to Constellation Mystic Power, LLC**

Pursuant to Section II.3 of Schedule 3A (the “Protocols”) of the Amended and Restated Cost-of-Service Agreement among Constellation Mystic Power, LLC (“Mystic”), Exelon Generation Company, LLC, and ISO New England Inc. (“Mystic Agreement”),<sup>1</sup> the New England States Committee on Electricity (“NESCOE”) submits the following information requests to Mystic regarding Mystic’s April 1, 2022 Informational Posting (“2022 Informational Posting”).

Questions regarding these information requests may be directed to Phyllis Kimmel at [pkimmel@pgklawoffice.com](mailto:pkimmel@pgklawoffice.com) and Jason Marshall at [jasonmarshall@nescoe.com](mailto:jasonmarshall@nescoe.com).

- 1-1. Please provide the most current version of the Fuel Supply Agreement.
- 1-2. Does omission of a project from Attachment A to Mystic’s Informational Posting indicate that this project will not be undertaken between June 2022-May 2023?
  - a. For each project listed, please provide documentation such as annual inspection reports, evidence of known service wear, and internal reports that lead to the addition of the following items on the and the recommendation to replace or upgrade the equipment.
- 1-3. During the 2021 annual review process, in response to NES-MYS-1-05, Mystic indicated that each of the following projects had been “deferred due to inspection of material condition.” For each of the projects listed below, is Mystic continuing to defer them?

**2021 EMT Template**

- a. [053C22002] Jetty/Dock Structure Improvmt (Row 11)

(Mystic had stated “Project will be evaluated on an ongoing basis to determine whether it is needed. The marine facilities are evaluated on a yearly basis and determination of project timing and final scope will be based on the Material Condition found.”)

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<sup>1</sup> Aspects of the Mystic Agreement and Protocols are still in dispute at the Federal Energy Regulatory Commission and/or the U.S. Court of Appeals for the D.C. Circuit.

b. [053C22006] Plant Steam Modifications (Row 16)

(Mystic had stated: “Modifications and replacement of steam components and subsystems will continue to be evaluated on an ongoing basis. Project continues to be anticipated but timing of project execution will be based on Material Condition.”)

c. [053C20010] Boil-Off Compressor Upgrade (Row 21)

(Mystic had stated: “Modifications and replacement of compressor components and subsystems will continue to be evaluated on an ongoing basis. Project continues to be anticipated but timing of project execution will be based on Material Condition.” )

d. [5M9C22015] MYD9 ST 96 Valves (even) (Row 34)

(Mystic had stated: “Project will be evaluated each year to determine whether it is needed. Determination will be based on Material Condition.”)

2021 Mystic 8&9 Template

e. [5M8C22009] MYD8 Waterfront Rip Rap (Row 12)

(Mystic had stated: “Project will be evaluated each year to determine whether it is needed. Determination will be based on Material Condition.”)

f. [5M9C22008] MYD9 Waterfront Rip Rap (Row 29)

(Mystic had stated: “Project will be evaluated on an ongoing basis to determine whether it is needed. Determination will be based on Material Condition.”)

1-4. During the 2021 annual review process, in response to NES-MYS-1-07, Mystic said that the capital project designated 053C20011 - Cryogenic Insulation Project was at that time “a new project that is expected to be undertaken in 2022....The new project that is budgeted for 2022 will address cryogenic insulation on LNG piping systems that have reached the end of their service life....The scope for this project has not yet been finalized. By early 2022, the LNG Terminal expects to conduct a review of the insulation systems of the Terminal’s LNG process piping and develop a prioritized list of insulation sections to be reinsulated. At the time of internal project approval, cost build up documentation will become available (estimated Q1 2022).”

a. Has the scope for this project been finalized?

b. Has the LNG Terminal conducted its review of the insulation systems?

- c. Has the LNG Terminal developed a prioritized list of insulation sections to be reinsulated?
  - d. Has the project been internally approved yet? If so, when did this occur? If no, when is it anticipated to occur?
  - e. Please provide all cost build-up documentation related to this project.
- 1-5. During the 2021 annual review process, NESCOE asked Mystic to explain how the Forward Bollard project [053C21005] was determined to be the least-cost commercially reasonable option consistent with Good Utility Practice to meet Mystic's obligations of the Mystic Agreement and provide all documentation supporting this determination (NES-MYS-3-08.e). In response, Mystic stated that "the project has not yet been presented to management for funding authorization; therefore, documents responsive to question are not yet available."
- a. Has this project been presented yet to management for funding authorization? If so, when? If not, when is this anticipated to occur? Did management approve funding authorization for the capital expenditures for the Forward Bollard replacement? If so, when?
  - b. Please provide all documentation showing why the Forward Bollard replacement is necessary for Mystic to meet the obligations of the Mystic Agreement.
  - c. Please explain how the Forward Bollard replacement was determined to be the least-cost commercially reasonable option consistent with Good Utility Practice to meet Mystic's obligations of the Mystic Agreement and provide all documentation supporting this determination.
- 1-6. During the 2021 annual review process, NESCOE asked Mystic to explain how the Mooring Hooks project [053C22009] was determined to be the least-cost commercially reasonable option consistent with Good Utility Practice to meet Mystic's obligations of the Mystic Agreement and provide all documentation supporting this determination (NES-MYS-3-10.e). In response, Mystic referred to the response to NES-MYS-3-08.e and stated that "the project has not yet been presented to management for funding authorization; therefore, documents responsive to question are not yet available."
- a. Has this project been presented yet to management for funding authorization? If so, when? If not, when is this anticipated to occur? Did management approve funding authorization for the capital expenditures for the Forward Bollard replacement? If so, when?
  - b. Please provide all documentation showing why the Mooring Hooks project is necessary for Mystic to meet the obligations of the Mystic Agreement.

- 1-7. During the 2021 annual review process, with respect to the Tank Base Heater Replacement, 2021 EMT Template [053C22011], Mystic stated that “the project had not yet been presented to management for funding authorization. At that time, documentation responsive to the question will be developed.” NES-MYS 3-13.
- a. Has the Tank Base Heater Replacement project been presented yet to management for funding authorization? If so, when? If not, when is this anticipated to occur?
  - b. Did management approve funding authorization for the capital expenditures for the Tank Base Heater Replacement project? If so, when?
  - c. Please explain why the Tank Base Heater Replacement is needed in order to meet Mystic’s obligations of the Mystic Agreement and provide any documentation supporting this conclusion.
  - d. Please provide any documentation demonstrating that the Tank Base Heater Replacement was determined to be the least-cost commercially reasonable option consistent with Good Utility Practice to meet the obligations under the Mystic Agreement.
  - e. Please explain why this project is needed to keep the Mystic 8&9 Units running through June 30, 2024.
- 1-8. During the 2021 annual review process, with respect to the Cryogenic Insulation Project, Mystic stated that “cost documentation of the Cryogenic Insulation Project is expected to be available in the first quarter of 2022.” NES-MYS-3-14.
- a. Is cost documentation for the Cryogenic Insulation Project available yet? If yes, please provide the cost build up documentation that supports the revised cost estimates. If there is no documentation, please state so.
  - b. If no, please state when it is anticipated to be available.

**The following information requests refer to the public version of Attachment B of**

**Mystic’s 2022 Informational Posting:**

- 1-9. Referring to Mystic 8 & 9 Schedule B, please identify what comprises the “Taxes Other Than Income” (line 8) and provide documentation supporting this input. Also please explain why this amount decreased from the April 1, 2021 informational filing.
- 1-10. Referring to Mystic 8 & 9 Schedules H and I, please identify and explain the changes from Mystic’s originally filed template in Docket No. ER18-1639; for example, why did NE Region Labor (Schedule I line 8) more than double from \$14 million to \$29 million?

- 1-11. Referring to Mystic 8 & 9 Schedule A, please provide the actual expenditures for the calendar years 2018, 2019, 2020 and 2021 for the following expense line items:
  - a. Production O&M (line 13)
  - b. Corporate Admin & General (line 14)
  - c. Other Taxes (line 18)
- 1-12. Referring to Mystic 8 & 9 Schedule A, please provide the following year end balances for the years 2018, 2019, 2020 and 2021 for the following asset accounts:
  - a. Material and Supplies (line 8)
  - b. Prepayments (line 9)
- 1-13. Referring to Everett Schedule A, please provide the actual expenditures for the calendar years 2018, 2019, 2020 and 2021 for the following expense line items:
  - a. Production O&M (line 13)
  - b. Corporate Admin & General (line 14)
  - c. Other Taxes (line 18)
- 1-14. Referring to Everett Schedule A, please provide the year end balances for the years 2018, 2019, 2020 and 2021 for the following asset accounts:
  - a. Material and Supplies (line 8)
  - b. Prepayments (including Fuel Inventory) (line 9)
- 1-15. Referring to Everett Schedule A (line 9) and Schedule G, Prepayments (including Fuel Inventory), please explain the increase in fuel inventory over the 2021 informational filing and provide documentation supporting the increase.
- 1-16. Referring to Everett Schedule G, please provide support and documentation for the prepaid insurance values. Also please explain why these amounts changed from the April 1, 2021 informational filing.
- 1-17. Referring to Everett Schedule G, please explain what is included in and provide supporting documentation for the amounts included in “Other Assets Subaccount.”
- 1-18. Referring to Everett Schedule B, please identify what comprises the “Taxes Other Than Income” (line 9) and provide documentation supporting this input. Also please explain why these amounts changed from the April 1, 2021 informational filing.

- 1-19. Please provided an organization chart detailing the number of employees by position for all on-site labor currently at the Mystic facilities and the expected level of employees during the term of the Mystic Agreement.
- 1-20. Please confirm if any special compensation packages (such as retention bonus, severance pay) are expected during the term of the Mystic Agreement that will be included in Revenue Requirement.