

**Lower Mousam Project, FERC Docket No.
P-5362 Key FERC Process Milestones and
Deadlines**

KEY MILESTONES THAT HAVE ALREADY OCCURRED:

March 29, 2017	District filed its notice of intent not to file an application for a subsequent license.
May 15, 2017	FERC issued Notice of District’s filing, and soliciting other potential applicants to submit pre-application documents and notices of intent.

KEY MILESTONES THAT ARE UPCOMING:

September 12, 2017	<p>Deadline for any party interested in filing a license application (i.e., potential applicant) for the Project to file a Notice of Intent (NOI) and pre-application document (PAD), and any request to use an alternative licensing process.</p> <p>If any potential applicant files, FERC administers a pre-application process for that applicant.</p> <p>If no potential applicant submits these materials, this suggests there will not be any application for a subsequent license for the Project and that it could proceed toward surrender – although there are still years before this outcome would be certain. Both federal regulation and FERC’s May 15, 2017 Notice require potential applicants to file NOI and PAD materials years in advance of filing an application – in this case, by September 12, 2017. A key purpose of this deadline is to provide the District and the public greater certainty as to the future of the Project and its assets. Any potential applicant should make these filings by September 12, or else risks being barred from applying for the license. But in theory FERC could allow someone to miss the September 12 deadline and nevertheless file an application for a license (before March 31, 2020) that it would consider.</p>
March 31, 2020 (or before)	<p>Deadline for other potential applicants to submit applications to FERC for a license for the Project. If any applicant files an application for licensing, FERC will process that application.</p> <p>As noted above, the District will know in 2017 whether or not any other applicant has filed a timely Notice of Intent. When March 31, 2020 passes, the District will have stronger certainty as to whether</p>

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	or not the project will proceed toward licensing (under some other licensee) or surrender.
[after March 31, 2020]	If no other applicant has filed an application by March 31, 2020, following this date FERC will provide the District with written notice that no timely applications for the project have been filed; this written notice triggers a 90-day deadline within which the District must file a schedule for the filing of a surrender application for the Project, subject to FERC approval.
[90 days after FERC provides written notice that no timely applications for the project were filed]	District must file a schedule for the filing of a surrender application for the Project for the approval of the FERC Director of the Office of Energy Projects. FERC staff will review the District’s proposed schedule for filing its surrender application and will approve or reject the schedule.
[after FERC approves District’s proposed schedule for filing surrender application]	District must execute the steps and schedule prescribed in the approved schedule for filing its surrender application. Procedural steps in the surrender process include at least 30 days’ public notice. Licenses may be surrendered only after the licensee fulfills “such obligations under the license as the Commission may prescribe, and, if the project works authorized under the license have been constructed ... upon such conditions with respect to the disposition of such works as may be determined by the Commission.”
March 31, 2022 ¹	District’s existing license expires; FERC will issue annual licenses under the terms and conditions of the prior license until a license is issued, or the project is otherwise disposed of by the outcome of a surrender process.

¹ The District’s existing license expires on March 31, 2022. It is possible that this could occur before, during, or after other steps in this summary. For example, a subsequent licensing proceeding or surrender proceeding might be initiated prior to March 31, 2022, but could remain pending after that date. In such a case, FERC will issue annual licenses to the District under the terms and conditions of the prior license until a license is issued, or the project is otherwise disposed of by the outcome of a surrender process.