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COMPLAINT, REQUEST FOR	§	PUBLIC UTILITY COMMISSION
IMMEDIATE SUSPENSION OF	§	
CONDUCT, AND REQUEST FOR	§	
EXPEDITED RELIEF OF ROWAN	§	
STAMPEDE LLC AGAINST THE	§	
ELECTRIC RELIABILITY COUNCIL OF	§	
TEXAS, INC.	§	OF TEXAS

**COMPLAINT, REQUEST FOR IMMEDIATE SUSPENSION OF CONDUCT, AND
REQUEST FOR EXPEDITED RELIEF OF ROWAN STAMPEDE LLC AGAINST
THE ELECTRIC RELIABILITY COUNCIL OF TEXAS, INC.**

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THE ELECTRIC RELIABILITY COUNCIL OF TEXAS, INC.**

TO THE HONORABLE CHAIR AND COMMISSIONERS OF THE PUBLIC UTILITY
COMMISSION OF TEXAS:

Rowan Stampede LLC (Rowan), a subsidiary of Rowan Digital Infrastructure LLC (RDI), timely files this Complaint, Request for Immediate Suspension of Conduct, and Request for Expedited Relief against the Electric Reliability Council of Texas, Inc. (ERCOT) pursuant to 16 Texas Administrative Code (TAC) § 22.251(e) (Complaint) and respectfully shows as follows:

I. EXECUTIVE SUMMARY

This Complaint concerns ERCOT's improper reclassification of Rowan's Moriah 2 [REDACTED] megawatt (MW) data center development in Temple, Texas (Project Stampede) from Base Load under ERCOT Planning Guide § 9.2.1.1(1)(e) to Studied Load under § 9.2.1.2, and ERCOT's denial of Rowan's reclassification dispute for Project Stampede. Rowan has an Interconnecting Large Load Entity (ILLE) request for Project Stampede with Oncor Electric Delivery Company (Oncor), which ERCOT assigned Batch Zero Number BZ-117.

The Complaint arises because ERCOT unlawfully invalidated Project Stampede's previously approved steady-state and stability studies more than a year after approving the

underlying study assumptions. ERCOT approved Oncor’s study assumptions for Project Stampede in February 2025, its steady-state study in June 2025, and its stability study in July 2025, and those approvals remain valid. ERCOT nevertheless unilaterally modified the approved study area assumptions only eight Business Days before the July 10, 2026 Batch Zero submission deadline. Those original study assumptions had included loads in Bell County, where Project Stampede is located, and in adjacent counties, consistent with Oncor’s proposed study scope. ERCOT now seeks to add projects at least two counties away that, based on information from Oncor, do not affect the approved study results.¹ On that basis, ERCOT deemed Project Stampede’s studies invalid because loads in the unilaterally revised study area were not included in the original study assumptions—contrary to Planning Guide §§ 9.2.1.4 and 9.8.2 and ERCOT’s Batch Zero study-validation instructions, which expressly state: “ERCOT will evaluate whether prior studies remain valid by assessing whether Large Loads with earlier approval dates were included within the applicable study area assumptions.”²

Based on information and belief, before June 30, 2026, Oncor received no communication from ERCOT directing that additional loads not identified in the approved scope, load list, study assumptions, or approval conditions be included in a restudy. Rowan also understands that ERCOT’s June 30, 2026 communication did not direct any revision of the approved scope, did not state that the approved scope, study area, or studies were deficient, did not identify the source of

¹ Exhibit D, Oncor Electric Delivery Company LLC’s ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3 (Sept. 11, 2026).

² See ERCOT Batch Zero Readiness FAQs at Question No. 27 (July 21, 2026), https://view.officeapps.live.com/op/view.aspx?src=https%3A%2F%2Fwww.ercot.com%2Ffiles%2Fdocs%2F2026%2F06%2F26%2FBatch_Zero_Readiness_FAQs_V8.1.xlsx&wdOrigin=BROWSELINK (“PGR145 establishes a formal validation framework in Section 9.2.1.4. **ERCOT will evaluate whether prior studies remain valid by assessing whether Large Loads with earlier approval dates were included within the applicable study area assumptions.** Large Loads whose studies no longer reflect the evolving system conditions may be reclassified into the “load to be studied and allocated” category.”) (emphasis added).

ERCOT's authority to require the additional loads, and gave neither Rowan nor Oncor reasonable notice or sufficient time to conduct, review, and approve revised studies before July 10, 2026. After steady-state approval, Project Stampede was also included in subsequent planning and interconnection studies in the area, including a Security Constrained Redispatch (SCRD) study, which ERCOT reviewed and approved on June 17, 2026 without mention of the loads later identified on June 30, 2026.³ ERCOT thus left no reasonable opportunity to cure or restudy, and it has identified no Planning Guide authority, applicable procedure, or reliability basis for its unilateral decision to add loads to the study area.

Project Stampede is a committed, non-speculative Large Load and part of RDI's \$4.2 billion multi-building data center campus in Temple, Texas. Rowan's parent, RDI, is a U.S. developer of sustainable data center campuses with a growing multi-billion-dollar footprint in Texas. Rowan submitted Project Stampede as Base Load in Batch Zero because it is precisely the type of Large Load that the Batch Zero framework was designed to distinguish from less mature projects for Base Load modeling. Project Stampede is under construction, fully leased to a leading U.S. technology company, and financially secured through investors with over \$1.3 trillion in assets under management. Construction crews are already on-site in Temple building the data center and employing Texans. Project Stampede will support over 550 high-quality construction jobs during construction and at least 40 full-time jobs as it becomes operational. RDI's investment is anticipated to result in approximately \$45 million in annual tax revenue for the City of Temple and Bell County, as well as the Temple and Rodgers Independent School Districts and other taxing jurisdictions. Rowan has made \$13 million in voluntary commitments to help Temple fund a new

³ Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3.

aquifer storage and recovery project and a new Community Center upgrade and has committed additional funds for the City's water infrastructure upgrades.

Rowan executed an Interim Facility Extension Agreement for Project Stampede on February 20, 2026 and posted \$ [REDACTED] million of financial security for the project.⁴ Subsequently, Rowan executed a full Transmission/Substation Facility Extension Agreement (FEA) with Oncor on July 6, 2026, which was backed by a \$ [REDACTED] contribution-in-aid-of-construction payment. The City of Temple has approved development of Project Stampede, and its Mayor describes it as "one of the most significant private investments and economic developments currently underway" in the region.⁵

Project Stampede represents [REDACTED] percent of the Base Load portion of Batch Zero. Excluding it from Base Load is unjustified because the loads ERCOT belatedly identified are two or more counties away from Project Stampede and were not identified in the ERCOT-approved study area; one has been excluded from Batch Zero altogether, and, as Oncor explained in its dispute, they do not affect Oncor's ability to serve Project Stampede.⁶ ERCOT's actions are arbitrary and capricious, and it has offered no reasoned justification for including loads from several counties away in Project Stampede's studies. The reclassification threatens Project Stampede's interconnection capacity and timely interconnection rights and could jeopardize Rowan's lease, financing, hundreds of construction jobs, and the substantial economic benefits for

⁴ Exhibit I, Interim Transmission/Substation Facility Extension Agreement at Art. I, § 1 (Feb. 20, 2026).

⁵ Exhibit E, City of Temple's Letter of Support for Rowan Digital Infrastructure's Project Stampede at 1 (Sept. 11, 2026).

⁶ Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3.

Rowan and the City of Temple described above. The reclassification also conflicts with the Large Load interconnection study scoping process that applies to Project Stampede.⁷

Excluding Project Stampede based on after-the-fact modifications of the study area assumptions without sufficient notice or an opportunity to restudy violates the ERCOT Planning Guide, notice procedures of the Texas Administrative Procedure Act (APA), and the Public Utility Commission of Texas's (Commission) own rules. Rowan files this Complaint against ERCOT because it: (1) misapplied its own Planning Guide, (2) gave no timely notice of changed study assumptions, (3) has given no justification for the changed study scope, and (4) threatens Rowan's ability to complete Project Stampede, materially reducing the anticipated benefits to Rowan and the City of Temple.

Expedited relief is warranted because ERCOT's violations materially jeopardize the development of the data center. Rowan asks the Commission to: (1) suspend the reclassification under 16 TAC § 22.251(j) and direct ERCOT to model Project Stampede as Base Load in the Batch Zero study while this Complaint is pending; (2) adopt a procedural schedule that permits a ruling on the suspension by November 19, 2026 ahead of ERCOT's December 10, 2026 Batch Zero Eligibility Report; and (3) restore Project Stampede's Base Load classification on the merits.

II. IDENTIFICATION OF PARTIES

In accordance with 16 TAC § 22.251(e)(2)(A), Rowan provides the following list of all complainants and the entities against whom the complainant seeks relief and the addresses and email addresses of the parties or their counsel or other representatives.

⁷ ERCOT Planning Guide § 9.8.2.

The name and address of the Complainant, Rowan, and its authorized representatives are as follows:

Geoffrey F. Grammer
Director, Associate General Counsel
Rowan Digital Infrastructure
1400 16th St., Suite 330
Denver, CO 80202
ggrammer@rowan.digital

Meghan E. Griffiths
Henrik Strand
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100 Congress Avenue, Suite 1100
Austin, Texas 78701
(512) 236-2000
(512) 691-4427 (fax)
mgriffiths@jw.com
hstrand@jw.com

The entity against whom Rowan seeks relief, ERCOT, and its representatives are as follows:

Chad V. Seely
Senior Vice President, Regulatory Policy, General Counsel, Chief Compliance Officer, and
Corporate Secretary
Electric Reliability Council of Texas, Inc.
8000 Metropolis Drive (Bldg. E), Suite 100
Austin, TX 78744
Office: (512) 248-6800
Chad.Seely@ercot.com

As the Interconnecting Transmission Service Provider (TSP), Rowan lists Oncor as an interested and essential party to this proceeding:

Jaren Taylor
Attorney for Oncor Electric Delivery Company LLC
Vinson & Elkins LLP
2001 Ross Ave., Suite 3900
Dallas, TX 75201
Office: (214) 220-7754
jarentaylor@velaw.com

III. REQUEST FOR IMMEDIATE SUSPENSION OF ERCOT CONDUCT AND EXPEDITED RELIEF

Pursuant to 16 TAC § 22.251(j), Rowan requests that the Commission suspend ERCOT's Batch Zero reclassification of Project Stampede from Base Load to Studied Load while this Complaint is pending, so that it is modeled in the Batch Zero study as Base Load for purposes of the Batch Zero study, which is anticipated to begin in December 2026. 16 TAC § 22.251(j) authorizes the Commission to suspend ERCOT conduct that is the subject of a complaint while the complaint is pending after an assessment of (1) the harm to the complainant if suspension is not ordered, (2) the harm to others if suspension is ordered, (3) the likelihood of the complainant winning on the merits, and (4) any other relevant factors. Each factor favors suspension.

Harm to Rowan and the City of Temple. The Base Load designation is necessary to preserve Project Stampede's Batch Zero queue position, its Base Load allocation of the [REDACTED] MW of transmission capacity, and the interconnection timeline on which Rowan and Oncor have relied. Rowan and Oncor relied on ERCOT's February 2025 scope approval and its June and July 2025 study approvals in ordering long-lead equipment, issuing notice to proceed, posting contribution in aid of construction, executing the FEA, executing a long-term lease with an end-use customer, and commencing construction.⁸ Studied Load treatment creates a material risk to the availability of transmission capacity, material risk of jeopardizing Project Stampede's lease, and material risk that the project loses access to additional financing because of the regulatory uncertainty attached to a Studied Load project.

⁸ Exhibit C, Rowan Stampede LLC's ERCOT Batch Zero Process: Planning Guide Section 9.3.1 Conditional Classification Dispute for BZ-117 at 4–5 (Sept. 11, 2026).

If ERCOT's reclassification decision were to stand during the pendency of this case, Project Stampede could face material delays or, ultimately, may not be completed. Failure to suspend ERCOT's conduct would also jeopardize construction of Project Stampede, which has already begun,⁹ and the hundreds of well-paying jobs it supports. Without restoration of the Project's Batch Zero queue position, Rowan will be unable to obtain timely, meaningful relief.

Harm to Others. Suspension will not harm others. If Project Stampede does not prevail in this Complaint, ERCOT may reclassify its load as Studied Load in the refinement study contemplated after the initial Batch Zero study is complete.

Further, Rowan and Oncor have executed an FEA that identifies no new transmission facilities for the Project.¹⁰ This lack of identified system upgrades supports the conclusion that the Project's inclusion would have a *de minimis* impact on other projects in Batch Zero and will not impact the viability of other projects included as Base Load. Moreover, Project Stampede represents approximately [REDACTED] % of the 66.4 gigawatt (GW) Base Load portion of Batch Zero.

Likelihood of Success. As shown in Section VII, Rowan is likely to succeed on the merits of its claims. Rowan's ERCOT-approved studies satisfy the Planning Guide's validity criteria for Batch Zero under Planning Guide § 9.2.1.4 because the added loads are outside the approved study area; ERCOT bypassed the procedures governing changes to approved study assumptions; ERCOT supplied no timely notice or reasoned basis for reclassification; and Oncor's approved studies show that it can serve the Project without transmission facility upgrades. To ensure no lasting harm, the Commission should stay the reclassification decision and order ERCOT to include the Project in Base Load for the Batch Zero study while this Complaint is pending.

⁹ Exhibit G, Suffolk South Central's Letter of Support for Rowan Digital Infrastructure LLC's Project Stampede at 1 (Sept. 10, 2026).

¹⁰ Exhibit H, Transmission/Substation Facility Extension Agreement at § 10(a)(ii) (July 6, 2026) (FEA).

In the alternative, Rowan moves for a good cause exception that would preserve its right to be included as Base Load in the Batch Zero study. As demonstrated by this Complaint, Rowan has shown that it meets all the requirements of a Base Load project and would be subject to substantial harm if it were not included as Base Load. The Commission should ensure the continued viability of Project Stampede by maintaining its Base Load status during the pendency of this case.

In addition to the foregoing requests, Rowan also moves for an expedited schedule for this proceeding given the compressed timelines surrounding the initiation of the Batch Zero study. ERCOT's Batch Zero Eligibility Verification Report, which will officially close the Batch Zero study, is due on December 10, 2026.¹¹ Rowan requests that the Commission make a determination on Rowan's request for emergency suspension of ERCOT's Project Stampede reclassification by November 19 to secure the project's Base Load status throughout the Batch Zero process. To achieve this deadline, Rowan respectfully requests that ERCOT be required to file its response to this Complaint within 14 days of receipt rather than the 28 days afforded to ERCOT under 16 TAC § 22.251(g). Rowan also includes additional procedural requests with its proposed procedural schedule in Section X to ensure the timely resolution of this Complaint, including compressed deadlines to respond to Requests for Information (RFIs) and the prompt entry of a protective order. Adopting these procedures will ensure this Complaint is processed expeditiously to prevent the potential for permanent harm to Rowan.

¹¹ Project No. 59142, ERCOT Update for September 11, 2026 Open Meeting – Batch Zero and State and Community Impact RFI Responses at 7 (Sept. 11, 2026).

IV. STATEMENT OF THE CASE

A. Underlying or Related Proceedings

No prior or pending related proceedings exist before the Commission involving the conditional classification of Project Stampede. This Complaint is the first formal proceeding concerning ERCOT's reclassification of the Project from Base Load to Studied Load under Planning Guide § 9.2.1.2(1), pursuant to § 9.3.1(2)(a)(i).

B. Affected Entities

The affected entities are: Rowan, as the ILLE for the Project; ERCOT, as the entity whose conduct is challenged in the Complaint by Rowan; and Oncor, as the Interconnecting TSP.

C. Conduct from Which Rowan Seeks Relief

Rowan challenges ERCOT's denial of Rowan's reclassification dispute that reclassified Project Stampede from Base Load to Studied Load under Planning Guide § 9.2.1.2(1) for allegedly not meeting valid study requirements based on ERCOT's after-the-fact assertion that the previously approved studies were required to include additional loads not identified in the approved study scope, load list, study assumptions, or approval conditions for Project Stampede's steady-state and stability studies after previously approving both studies in June and July 2025, respectively.

D. Applicable ERCOT Procedures, Protocols, Operating Guides, or Law

The applicable ERCOT procedures, protocols, operating guides, and law include: Planning Guide §§ 9.1 (Introduction to Large Load Interconnection or Modification Rules); 9.2.1.1 (Eligibility Criteria for Inclusion of a Large Load as Base Load not Subject to Additional Study in the Batch Zero Process); 9.2.1.2 (Eligibility Criteria for Inclusion as Load to be Studied and

Allocated in Batch Zero); 9.2.1.4 (Evaluation of Existing Interconnection Studies for Large Loads); 9.3.1 (Batch Zero Process Overview and Timelines); 9.8 (Legacy Interconnection Study Procedures for Large Loads); 9.9 (Legacy LLIS Report and Follow-up); 9.10 (Legacy Interconnection Agreements and Responsibilities); 16 TAC § 22.251 (Review of ERCOT Conduct); 16 TAC § 25.361 (Electric Reliability Council of Texas (ERCOT)); PURA §§ 11.007, 37.0561, 39.001, 39.151; Tex. Gov't Code §§ 2001.003, 2001.051, 2001.174; and Rulemaking to Implement Large Load Interconnection Standards Under PURA § 37.0561, Project No. 58481.

E. Use of Applicable ERCOT Dispute Resolution Procedures

Planning Guide § 9.3.1(2)(a)(i) prescribes the procedures for ILLEs, Interconnecting TSPs, and ERCOT to follow if a project initially submitted for Base Load under § 9.2.1.1 is subsequently reclassified as Studied Load under § 9.2.1.2. Oncor notified Rowan of the conditional reclassification on September 8, 2026. Rowan subsequently notified ERCOT that it believed the reclassification was based on incomplete or inaccurate information through Oncor on September 11, 2026 in compliance with § 9.3.1(2)(a)(i). Rowan, Oncor, and ERCOT then held a conference to discuss the basis of the reclassification on September 16, 2026.¹² During the conference, ERCOT's counsel notified Oncor and Rowan that ERCOT's conditional reclassification would stand. Rowan requested reconsideration of that decision, but ERCOT incorrectly declined to reverse the reclassification.

Rowan complied with this dispute resolution process and exhausted its remedies under Planning Guide § 9.3.1(2)(a)(i) prior to filing this formal complaint. Planning Guide § 9.3.1(2)(a)(i) is the only dispute resolution process applicable to the reclassification of a Batch

¹² Exhibit B, ERCOT Denial of Reclassification Complaint (Sept. 16, 2026).

Zero Base Load project to Studied Load under Section 9 of the ERCOT Planning Guide. Therefore, Rowan has satisfied the requirement to exhaust its applicable remedies prior to filing a formal complaint under 16 TAC § 22.251(e).¹³

F. Request for Suspension of ERCOT Conduct

As discussed above, Rowan seeks immediate suspension of ERCOT's reclassification decision under Planning Guide § 9.3.1(2)(a)(i) while this Complaint is pending pursuant to 16 TAC § 22.251(j).

G. Jurisdiction

The Commission has jurisdiction over this Complaint pursuant to PURA § 39.151(d-4)(6), which authorizes the Commission to resolve disputes between ERCOT and affected persons, and 16 TAC § 22.251, which allows parties to file formal complaints against ERCOT within 35 days of the conduct to which the complainant seeks relief. ERCOT notified Rowan on September 16, 2026 that Rowan's and Oncor's disputes on the reclassification to Studied Load were denied. This Complaint, filed on October 13, 2026, is within 35 days of that denial and is therefore timely.¹⁴ ERCOT also denied Rowan's subsequent requests for reconsideration of that decision on October 1, 2026.

¹³ The Alternative Dispute Resolution (ADR) process in Section 20 of the ERCOT Nodal Protocols does not apply to Rowan because Rowan is not a Market Participant under the ERCOT Protocols. Nonetheless, it is Rowan's understanding that ERCOT has elected to waive the ADR procedure for this Complaint due to the urgent need for relief. See ERCOT Nodal Protocols § 20.5(7) ("The parties to the dispute may elect to waive ADR by written agreement, which will also complete the ADR proceeding.").

¹⁴ 16 TAC § 22.251(e)(1).

V. STATEMENT OF ISSUES PRESENTED FOR COMMISSION REVIEW

Rowan presents the following issues for Commission review:

- (1) Whether Project Stampede complied with ERCOT's Planning Guide procedures when Oncor timely filed Project Stampede's steady-state and stability studies with its Batch Zero Base Load submissions under § 9.2.1.1(1)(e).
- (2) Whether ERCOT has the authority under Planning Guide § 9.2.1.4 to retroactively require Project Stampede's previously approved steady-state and stability studies to include additional loads that were not identified in the approved study scope, load list, study assumptions, or approval conditions and, if any such authority existed, whether ERCOT exercised it in accordance with the applicable Planning Guide procedures.
- (3) Whether ERCOT provided timely and sufficient notice of its newly asserted requirement that the approved studies include additional loads, such that Oncor and Rowan had a meaningful opportunity to respond or complete any required restudy before the applicable Batch Zero deadlines.
- (4) Whether the additional loads impact Oncor's ability to serve Project Stampede.
- (5) Whether ERCOT violated Rowan's property rights by retroactively reclassifying Project Stampede as Studied Load based on rules not in effect at the time the project studies were conducted and approved.

VI. STATEMENT OF FACTS

Rowan is the ILLE that owns and controls Project Stampede, which is currently being constructed in Bell County within the city limits of Temple, Texas. Oncor is the Interconnecting TSP for Project Stampede. Based on ERCOT's most recent Batch Zero updates, Project Stampede represents [REDACTED] percent of the 66.4 GW included in the Base Load portion of the Batch Zero study.¹⁵ The Project has been in development for several years and Rowan has been working with Oncor since 2024 to interconnect the Large Load to the ERCOT grid.

In furtherance of Project Stampede's interconnection, Oncor began developing the study scope during the project's kickoff meeting in January 2025.¹⁶ ERCOT reviewed and approved that scope on February 3, 2025.¹⁷ The approved scope included a specific load list consisting of other Large Load projects within the vicinity of Project Stampede, including projects inside and immediately adjacent to Bell County.¹⁸ In addition to the project-specific studies conducted by Oncor, Project Stampede was included in a subsequent Security Constrained Redispatch (SCRD) study that ERCOT also reviewed and approved without the addition of the newly identified loads.¹⁹ Project Stampede is also included in the 2025 Regional Transmission Plan (RTP) and included as part of the Muscovy and Voss Lake 345/138 kV Regional Planning Group Phase II ERCOT Independent Review.²⁰ The approved scope identified the specific loads and assumptions to be

¹⁵ Project No. 59142, ERCOT Update for September 11, 2026 Open Meeting – Batch Zero and State and Community Impact RFI Responses at 4.

¹⁶ Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 2–3.

¹⁷ *Id.* at 3.

¹⁸ *Id.*

¹⁹ *Id.* at 2–3.

²⁰ *Id.* at 3.

included in the studies. Critically, neither the ERCOT-approved scope, the approved load list, any approval condition, nor any later correspondence between Oncor and ERCOT established a separate geographic or electrical criterion for “study area.”²¹ ERCOT later approved both the steady-state study on June 5, 2025 and the stability study on July 17, 2025 for Project Stampede.²²

Between the February 2025 scope approval, ERCOT’s study approvals, and the subsequent development of the Batch Zero interconnection process through Planning Guide Revision Request 145 (PGRR145), Oncor received no communication directing modification of the approved load list or study assumptions, requiring the inclusion of additional loads, or stating that ERCOT considered the approved studies deficient.²³ In other words, ERCOT identified no concerns about omitted loads during its review and approval of either study. Then, nearly a year after the project studies were approved, Oncor received a communication on June 30, 2026—with only eight Business Days remaining before the Batch Zero deadline—requesting an additional stability study.²⁴ This communication did not leave sufficient time to perform revised studies, complete the required review processes under ERCOT Planning Guide § 9.9, and obtain approvals before the July 10, 2026 Batch Zero deadline under the legacy large load interconnection process.²⁵ After ERCOT raised the issue, Rowan understands that Oncor addressed the alleged omitted loads through the August 2026 RFI process and explained that the referenced loads were not included in the originally approved studies for the Project.

²¹ See *id.* (“Nevertheless, the newly required loads were neither known nor identified as study dependencies during the original study kickoff or the SCRD study scope approval. . . . The review history reflects that Oncor responded promptly and actively to ERCOT requests and completed multiple study updates throughout the process.”).

²² *Id.* at 2–3.

²³ *Id.* at 3.

²⁴ *Id.* at 3.

²⁵ *Id.*; see also ERCOT Planning Guide § 9.2.1.4(a)(i)(B).

ERCOT has since identified seven loads that it contends were omitted from the Project studies.²⁶ Five of these additional loads are located outside of Oncor's service territory.²⁷ None of these loads appeared on the ERCOT-approved load list or were identified during scope review or study approval when ERCOT approved the study scope in February 2025 or during the subsequent study approvals in June and July 2025.²⁸ Each of the subsequently identified loads was omitted from the ERCOT-approved load list and was not otherwise identified in the approved scope, study assumptions, or approval conditions.²⁹ The subsequently identified loads are also geographically remote from Project Stampede and from the loads included in the approved studies. Instead, the approved load list consisted of projects located within Bell County or in immediately adjacent counties. Rowan now understands that one of these subsequently identified loads has since been excluded from the Batch Zero process altogether.

Oncor submitted Project Stampede as Base Load under Planning Guide § 9.2.1.1(1)(e) on July 17, 2026, with the required attestations and the previously approved steady-state and stability studies.³⁰ ERCOT approved the dynamic load studies for Project Stampede on August 25, 2026.³¹ Then, on September 8, 2026, Oncor notified Rowan that Project Stampede would be conditionally classified as Studied Load for "not meeting valid study requirements."³² ERCOT has provided no

²⁶ Exhibit C, Rowan Stampede LLC's ERCOT Batch Zero Process: Planning Guide Section 9.3.1 Conditional Classification Dispute for BZ-117 at 2.

²⁷ *Id.*; Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3.

²⁸ *Id.* at 2–3.

²⁹ *See id.* at 3 (stating that the subsequently identified loads "appear to be well outside the study area and will not affect the approved study results").

³⁰ Exhibit C, Rowan Stampede LLC's ERCOT Batch Zero Process: Planning Guide Section 9.3.1 Conditional Classification Dispute for BZ-117 at 3.

³¹ *Id.* at 4.

³² *Id.*

specific justification or identified authority for modifying the study area assumptions and retroactively requiring Project Stampede's approved studies to include additional loads not identified in the approved scope, load list, study assumptions, or approval conditions. Nonetheless, ERCOT's decision to treat the approved studies as deficient based on those newly asserted requirements has the potential to derail Project Stampede, harming Rowan and eliminating hundreds of jobs created by the current construction of the project.³³

Project Stampede is precisely the type of facility that qualifies for inclusion in Batch Zero. Construction has begun and Project Stampede is fully leased to a leading U.S. technology company.³⁴ The Project is financially secured through investors with more than \$1.3 trillion in assets under management.³⁵ The Project is also publicly supported by the City of Temple, which describes it as one of the most significant private investments and economic developments currently underway in the region.³⁶ Rowan and Oncor's FEA also includes a load ramp and stipulates that no transmission facility upgrades are required.³⁷

³³ See Exhibit G, Suffolk South Central Letter of Support for Rowan Digital Infrastructure's Project Stampede at 1.

³⁴ Exhibit C, Rowan Stampede LLC's ERCOT Batch Zero Process: Planning Guide Section 9.3.1 Conditional Classification Dispute for BZ-117 at 1.

³⁵ *Id.*

³⁶ Exhibit E, City of Temple's Letter of Support for Rowan Digital Infrastructure's Project Stampede at 1; see also Exhibit F, Temple Economic Development Corporation's Letter of Support for Rowan Digital Infrastructure's Project Stampede (BZ-117) at 1 (Sept. 15, 2026).

³⁷ Exhibit H, FEA at § 10(a)(ii).

VII. ARGUMENT

A. ERCOT Misapplied Its Own Planning Guide Provisions and Batch Zero Instructions by Reclassifying the Project from Base Load to Studied Load.

ERCOT Planning Guide § 9.2.1.1(1)(e) entitles a qualifying Large Load to Base Load modeling when ERCOT determines that the Large Load has a complete and valid set of interconnection studies under Planning Guide § 9.2.1.4 and the ILLE satisfies the applicable related requirements by the stated deadlines.³⁸ Project Stampede satisfied those requirements, including the required attestations, financial commitments, property interest, and construction commitments.³⁹

ERCOT Planning Guide § 9.2.1.4 governs whether existing interconnection studies are valid. Its automatic-validity and priority-list provisions turn on whether other qualifying Large Loads are “[l]ocated outside of the study area” of the Large Load under review or “[l]ocated within the study area and included in the existing studies.”⁴⁰ The test is tied to the study area used for the approved studies, and ERCOT must make the determination in consultation with the Interconnecting Distribution Service Provider (DSP) and/or Interconnecting TSP, as stated in the Planning Guide.⁴¹ For Project Stampede, ERCOT did not consult Oncor until June 30, 2026, well after Oncor had any meaningful opportunity to conduct a restudy, if one was necessary at all.⁴² By

³⁸ ERCOT Planning Guide § 9.2.1.1(1)(e).

³⁹ Exhibit C, Rowan Stampede LLC’s ERCOT Batch Zero Process: Planning Guide Section 9.3.1 Conditional Classification Dispute for BZ-117 at 3.

⁴⁰ ERCOT Planning Guide § 9.2.1.4(4)(d).

⁴¹ *Id.* § 9.2.1.4(2).

⁴² Exhibit D, Oncor Electric Delivery Company LLC’s ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3.

contrast, Oncor’s consultation record affirmatively supports Project Stampede’s inclusion as Base Load in Batch Zero and supports the studies’ validity.⁴³

The Planning Guide does not permit ERCOT, after approving a study scope and the resulting studies, to unilaterally modify a study area a year after it approved the underlying studies. This is further supported by ERCOT’s own Batch Zero Readiness FAQs. FAQ No. 27 addressed how ERCOT would handle study validation. FAQ No. 27 referenced the process in 9.2.1.4 and stated: “**ERCOT will evaluate whether prior studies remain valid by assessing whether Large Loads with earlier approval dates were included within the applicable study area assumptions.**”⁴⁴ The ERCOT Nodal Protocols define “Study Area” as:

*A geographic area designated by ERCOT, separate from a Weather Zone or Load Zone. Study areas are used primarily for study purposes. Study Areas shall be developed by ERCOT.*⁴⁵

ERCOT approved the assumptions and geographic area reflected in Project Stampede’s study scope and load list on February 3, 2025, and it raised no concerns about Oncor’s use of loads in the project county and adjacent counties when it approved either study or the subsequent SCRD study. Given that the loads identified in Project Stampede’s original study assumptions were in the geographic region of Bell County and adjacent counties, ERCOT cannot, after-the-fact, unilaterally modify the study area for Project Stampede.

Moreover, ERCOT’s discretion to develop Study Areas is not unfettered. The Planning Guides do not give ERCOT the authority to retroactively alter the requirements governing a

⁴³ *Id.*

⁴⁴ See ERCOT Batch Zero Readiness FAQs at Question No. 27, https://view.officeapps.live.com/op/view.aspx?src=https%3A%2F%2Fwww.ercot.com%2Ffiles%2Fdocs%2F2026%2F06%2F26%2FBatch_Zero_Readiness_FAQs_V8.1.xlsx&wdOrigin=BROWSELINK (emphasis added).

⁴⁵ ERCOT Nodal Protocols § 2.1 (emphasis added); see also ERCOT Planning Guide § 2 (“Relevant terms and definitions used in the Planning Guide can be found in Protocol Section 2, Definitions and Acronyms.”).

completed and approved project-specific study or to invalidate that study without satisfying the substantive and procedural requirements of the Planning Guide to consult with the Interconnecting TSP during any study scope revisions.⁴⁶ That did not occur here.

Notably, based on communications from Oncor, ERCOT did not consult with the TSP to change the study assumptions. After ERCOT approved Project Stampede's study scope on February 3, 2025, Rowan understands that Oncor did not receive any communication until June 30, 2026 directing modification of the approved load list or study assumptions, requiring the inclusion of additional loads, or stating that the approved studies were deficient. Likewise, ERCOT did not identify any concerns regarding allegedly omitted loads during its review and approval of either study.⁴⁷ The loads ERCOT now identifies are located outside the geographic area represented by the approved load list and are sited two or more counties away from Project Stampede.⁴⁸ Thus, reclassifying Project Stampede on the basis of these loads conflicts with the scope and approvals on which the studies were completed.⁴⁹ Under Planning Guide § 9.2.1.4(4)(d), loads outside the study area do not undermine existing studies, so Project Stampede's studies remain valid.

⁴⁶ See ERCOT Planning Guide § 9.9(4) ("If after considering the responses received from ERCOT and directly affected TSPs, ERCOT *in collaboration with the lead TSP* determines if an additional study is required, the lead TSP shall promptly perform the additional study and submit an updated preliminary study report for review.") (emphasis added).

⁴⁷ Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 2–3.

⁴⁸ See *id.* at 3.

⁴⁹ *Id.*

B. ERCOT Bypassed the Legacy Procedures Governing Changes to Approved Study Assumptions and Applied PGRR 145 Retroactively.

The Planning Guide provisions ERCOT now invokes did not become effective until July 11, 2026,⁵⁰ more than a year after the Project Stampede studies were scoped and approximately one year after ERCOT approved the completed studies.⁵¹ ERCOT Planning Guide § 1.2.5 provides for prospective implementation of Planning Guide Revision Requests, requiring implementation to occur either on the first day of the month following Commission approval or, at a minimum, after the issuance of a Market Notice.⁵² Applying the July 11, 2026 version of Planning Guide § 9.2.1.4 to studies scoped in February 2025 and approved by ERCOT in June and July 2025 would therefore give PGRR145 impermissible retroactive effect, contrary to the implementation framework established by the Planning Guide.⁵³ Such an application also raises serious retroactivity and impairment concerns under Article I, § 16 of the Texas Constitution because Rowan and Oncor undertook substantial contractual and construction commitments in reliance on ERCOT's prior approvals.⁵⁴ Therefore, to the extent ERCOT contends that the approved study assumptions could be revisited, Planning Guide §§ 9.8 through 9.10 govern any authorized modification of those assumptions and require ERCOT to satisfy the substantive and procedural requirements stated in those provisions.

⁵⁰ See Planning Guide Revision Request 145, Public Utility Commission of Texas Report at 1 (June 18, 2026) (approving an effective date for PGRR145 of July 11, 2026).

⁵¹ Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3.

⁵² ERCOT Planning Guide § 1.2.5.

⁵³ *Id.*

⁵⁴ Tex. Const. Art. 1, § 16; see also *Tex. Ass'n of Long Distance Telephone Cos. (TEXAITELE) v. Pub. Util. Com'n of Tex.*, 798 S.W.2d 875, 882 (Tex. App.—Austin 1990, writ denied) (stating that utility rates “like any other legislation, generally can only have a prospective application and cannot be used to recoup losses or gains incurred under prior legal rates.”).

Where the Planning Guide intended to permit study updates through the legacy interconnection process, it said so expressly and provided procedures. ERCOT Planning Guide § 9.8.2 outlines the Legacy Large Load Interconnection Study Scoping Process. Under this process, the Lead TSP, in this case, Oncor, develops a preliminary study scope within ten Business Days of the kickoff meeting.⁵⁵ After review by ERCOT and a comment period, the Lead TSP submits a final study scope that addresses ERCOT's comments.⁵⁶ Finally, ERCOT approves the final study scope.⁵⁷ Oncor complied with all the requirements of this process prior to ERCOT's approval of the final study scope on February 3, 2025. After ERCOT approves the study scope, Planning Guide § 9.9(9) permits ERCOT or the Lead TSP to require study updates only when a material change affects study assumptions and then only through the preliminary-report review process.⁵⁸

ERCOT has not shown that any "material change" affected the assumptions underlying Project Stampede's approved studies. The subsequent identification of additional loads, standing alone, does not establish a material change, particularly where the loads were not part of the approved scope and have not been shown to affect Oncor's ability to serve Project Stampede. Even assuming a material change could be established, ERCOT did not go through the appropriate preliminary report process outlined in the Planning Guide. This process requires ERCOT to first modify any study assumptions in consultation with the Lead TSP.⁵⁹ Then, the Lead TSP must submit a new preliminary study report to ERCOT and other directly affected TSPs to include the

⁵⁵ ERCOT Planning Guide §§ 9.8.4(6) & (7).

⁵⁶ *Id.* §§ 9.8.4 (7) & (8).

⁵⁷ *Id.* § 9.8.2(9).

⁵⁸ *Id.* at § 9.9(9).

⁵⁹ ERCOT Planning Guide § 9.9(9).

new study assumptions.⁶⁰ Neither of these requirements was met here. ERCOT treated the approved studies as deficient based on newly asserted inclusion requirements and had no communications or consultations with Oncor addressing the changes until June 30, 2026, eight Business Days prior to the Batch Zero deadline.⁶¹ This timeline gave Oncor no opportunity to submit a new preliminary study report under Planning Guide § 9.9(2) and conduct a restudy under the Legacy Large Load Interconnection Study process. ERCOT's treatment of the approved studies as deficient, without identifying authority, establishing a material change, following the applicable consultation and preliminary-report procedures, or providing an opportunity to respond, violated the Planning Guide.

C. ERCOT Failed to Provide the Consultation, Notice and Opportunity to Cure that the Planning Guide Contemplates.

Outside of the Legacy Large Load Interconnection process, the Planning Guide consistently pairs ERCOT-identified deficiencies with notice and an opportunity to cure. For example, Planning Guide § 9.2.2(3)(a) provides ILLEs a notice-and-cure path for dynamic-data deficiencies, requiring ERCOT to issue a deficiency notice regarding dynamic modeling data and affording the ILLE 24 days to cure the identified deficiency.⁶² The Planning Guide similarly establishes a limited notice architecture for Batch Zero submissions and classification: Planning Guide § 9.3.1(2)(a) sets fixed dates and periods, including classification notice after ERCOT review, two-Business-Day notice to the ILLE, three Business Days to dispute, and three Business

⁶⁰ ERCOT Planning Guide §§ 9.9(2) & (9).

⁶¹ Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3.

⁶² ERCOT Planning Guide at § 9.2.2(3)(a); Project No. 59142, Order Granting Good Cause Exceptions at 2 (Aug. 20, 2026) (creating a general 24-day notice-and-cure period for dynamic data deficiencies).

Days to resolve.⁶³ While these provisions are limited, they recognize that ILLEs must receive notice to cure alleged deficiencies in their Batch Zero submissions, particularly where those deficiencies can be ascertained only by ERCOT through its review process.

Here, no such notice was given. Rowan understands that ERCOT provided no communications after the February 2025 approval and before the June 30, 2026 communication that directed a change to the approved load list or study assumptions, required the inclusion of additional loads, or stated that the approved studies were deficient.⁶⁴ The June 30, 2026 communication only provided eight Business Days' notice that ERCOT expected additional loads to be addressed, without identifying the applicable authority or specifying that the previously approved studies would otherwise be treated as invalid.⁶⁵ By then, no restudy could be scoped, performed, reviewed, and approved before the July 10 and July 24, 2026 deadlines.

The timing was especially constrained by ERCOT's own Batch Zero guidance. ERCOT stated that it would halt all interconnection study reviews at 11:59 p.m. on July 10, 2026, and that May 28, 2026 was the last date a submitted study was guaranteed review by July 10.⁶⁶ Thus, even if ERCOT believed the approved scope required revision, the June 30 communication did not provide a procedurally meaningful opportunity to complete a revised study and obtain approval prior to the Batch Zero deadline.

⁶³ ERCOT Planning Guide § 9.3.1(2)(a).

⁶⁴ Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3.

⁶⁵ *Id.*

⁶⁶ ERCOT Batch Zero Readiness FAQs at Question No. 31, https://view.officeapps.live.com/op/view.aspx?src=https%3A%2F%2Fwww.ercot.com%2Ffiles%2Fdocs%2F2026%2F06%2F26%2FBatch_Zero_Readiness_FAQs_V8.1.xlsx&wdOrigin=BROWSELINK.

The APA supplies an additional notice constraint. The APA applies to proceedings under PURA.⁶⁷ A new, generally applicable criterion requiring approved studies to include additional loads based on a geographic or electrical relationship that was never stated in the approved study area scope, the Planning Guide, or a Market Notice cannot be applied retroactively to defeat Project Stampede's Base Load eligibility without notice and an opportunity to respond.⁶⁸ These notice requirements express "the constitutional guaranty of fundamental fairness implicit in the concepts of 'notice' and 'hearing.'"⁶⁹ "At a minimum, due process requires notice and an opportunity to be heard in a meaningful time and in a meaningful manner."⁷⁰

Rowan and Oncor were prejudiced by the absence of timely notice that ERCOT would apply newly asserted inclusion requirements to the approved studies. Oncor could not conduct a restudy under the newly asserted study area assumptions before the applicable deadlines, so the deficiency ERCOT now cites is one ERCOT's silence created. Under these circumstances, neither Oncor nor Rowan was given notice or a meaningful opportunity to respond before ERCOT unilaterally treated the approved studies as deficient based on the newly asserted requirements, depriving Rowan of its opportunity to be heard at a meaningful time before its Base Load status was revoked. ERCOT, by contrast, knew of Project Stampede for more than a year before the Batch Zero study deadlines. Yet ERCOT chose not to notify Oncor about the changes in study area assumptions until the eleventh hour, giving effectively no substantive notice of what ERCOT is

⁶⁷ PURA § 11.007(a).

⁶⁸ C.f. Tex. Gov't Code § 2001.051(1) (requiring a "reasonable notice of not less than 10 days" in all contested case proceedings).

⁶⁹ *Personal Care Prods., Inc. v. Smith*, 578 S.W.3d 262, 269 (Tex. App.—Austin 2019, no pet.) (quoting *Madden v. Tex. Bd. of Chiropractic Exam'rs*, 663 S.W. 2d 622, 627 (Tex. App.—Austin 1983, writ ref'd n.r.e.)).

⁷⁰ *Scally v. Tex. Bd. of Medical Exam'rs*, 351 S.W.3d 434, 447 (Tex. App.—Austin 2011, pet. denied); see also *Mathews v. Eldridge*, 424 U.S. 319, 333 (1976) ("The fundamental requirement of due process is the opportunity to be heard 'at a meaningful time and in a meaningful manner.'") (quoting *Armstrong v. Manzo*, 380 U.S. 545, 552 (1965)).

now asserting as a basis to reclassify Project Stampede, drastically altering the commercial viability of the project. ERCOT's lack of notice effectively deprived Rowan of its due process rights under the APA.

D. The Newly Identified Loads Do Not Impact Oncor's Ability to Serve the Project's Load.

The validity inquiry under Planning Guide § 9.2.1.4(4)(d) requires identification of the study area applicable to the approved studies. It does not authorize ERCOT to apply newly asserted inclusion criteria retroactively or to disregard the scope and assumptions under which the studies were approved. Existing studies remain valid when other qualifying Large Loads are outside the study area or are located within the study area and included in the existing studies.⁷¹ In this instance, none of the subsequently identified Large Loads were included in the ERCOT-approved load list, scope, assumptions, or approval conditions, and each is geographically remote from the loads included in the approved studies.⁷²

Oncor is the Interconnecting TSP responsible for providing safe, adequate, efficient, and reasonable electric service under PURA.⁷³ It is also the Interconnecting TSP that ERCOT was required to consult under Planning Guide § 9.2.1.4(2) to validate all previously conducted studies. Oncor has shown that the identified loads will not affect its ability to serve Project Stampede and has identified no Planning Guide provision, approved study assumption, approval condition, or

⁷¹ ERCOT Planning Guide § 9.2.1.4(4)(d).

⁷² Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3.

⁷³ PURA § 38.001.

written ERCOT instruction requiring their inclusion.⁷⁴ Project Stampede has also been included in Oncor's subsequent SCRD study, the 2025 RTP, and as a supporting load for the Muscovy and Voss Lake 345/138 kV Regional Planning Group Phase II ERCOT Independent Review.⁷⁵ Furthermore, the FEA identifies no transmission expansion projects required to serve the Project.⁷⁶ Considering Project Stampede's integration throughout Oncor's transmission planning process, the relevant studies and planning documents support the conclusion that it can serve Project Stampede without additional transmission expansion projects.

ERCOT's newly asserted position that the approved studies were required to include additional Large Loads does not alter this analysis. Furthermore, Rowan understands that at least one of the identified loads has already been excluded from Batch Zero altogether, so its inclusion could not affect a Batch Zero reliability outcome. ERCOT has offered no evidence to suggest that requiring the approved studies to include these geographically remote loads would have any impact on Oncor's ability to serve Project Stampede's load.

The relevant question here is whether Oncor can reliably serve Project Stampede's Demand. The validly executed FEA between Oncor and Rowan identified no transmission facility upgrades for Project Stampede, underscoring the relatively small nature of the project in the context of Batch Zero.⁷⁷ Modeling Project Stampede as Base Load at the load ramp in the executed FEA between Rowan and Oncor is consistent with Planning Guide § 9.2.1.1(2)(c), which models

⁷⁴ See Exhibit D, Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form at 3.

⁷⁵ *Id.*

⁷⁶ Exhibit H, FEA § 10(a)(i).

⁷⁷ *Id.*

the load at the lower of the executed agreement level and the level that can be reliably served under valid studies.⁷⁸

Project Stampede constitutes [REDACTED] percent of the Base Load portion of Batch Zero. Reclassification therefore serves no identified reliability interest while imposing substantial harm on Rowan by removing Project Stampede from the Base Load treatment for which it validly qualified. Oncor has provided evidence through its ERCOT-approved steady-state, stability, and SCRD studies that show no new transmission facilities are needed to serve Project Stampede's load. ERCOT has provided no substantive evidence or identified Planning Guide authority supporting its position that Project Stampede's approved studies were required to include the geographically remote loads that were not identified in the approved scope, load list, study assumptions, or approval conditions and have no demonstrated bearing on Oncor's ability to serve Project Stampede. ERCOT's position finds no support in the record and should be rejected.

E. ERCOT's Reclassification Decision Impairs Rowan's Ability to Timely Interconnect to the ERCOT Grid.

The stakes for Project Stampede are material. Without a Base Load designation, Project Stampede's financial viability is in serious doubt. Removing Project Stampede from Base Load could halt the project altogether, harming Rowan, causing hundreds of workers to lose their employment, and adversely affecting the City of Temple, which has been a constant and supportive partner in the development of Project Stampede for years.

Rowan and Oncor relied on ERCOT's February 2025 scope approval and its June and July 2025 study approvals in ordering long-lead equipment, issuing notice to proceed, posting

⁷⁸ *Id.* at Att. 2 (Customer Projected Load Ramp).

contribution in aid of construction, executing the FEA, executing a long-term lease with an end-use customer, and commencing construction.⁷⁹ Those are precisely the commitments Planning Guide § 9.2.1.1(1)(e) requires for Base Load eligibility to screen out speculative projects. ERCOT's after-the-fact invalidation of the approved studies, based on an unstated and newly asserted requirement to include additional loads, changes the consequences of actions Rowan and Oncor completed in reliance on ERCOT's prior approvals and materially impairs Rowan's settled contractual and property interests. ERCOT may not retroactively apply newly asserted study requirements that were not identified in the approved scope, load list, study assumptions, or approval conditions to defeat the very commitments and reliance interests that the Base Load eligibility requirements were designed to establish and protect.⁸⁰

ERCOT acted without timely notice, without consultation from Oncor, and without a stated basis for treating the approved studies as invalid. ERCOT's decision is therefore reversible as an unlawful procedure that was not reasonably supported by substantial evidence considering the record as a whole.⁸¹ 16 TAC § 22.251(p) authorizes the Commission to suspend ERCOT's conduct, require corrective protocol action, and provide guidance to ERCOT if it has misapplied its protocols. The Commission should take timely action here to reclassify Project Stampede as Base Load under the Batch Zero process and provide guidance to ERCOT on the proper application of its Planning Guide provisions.

⁷⁹ Exhibit C, Rowan Stampede LLC's ERCOT Batch Zero Process: Planning Guide Section 9.3.1 Conditional Classification Dispute for BZ-117 at 4–5.

⁸⁰ See Tex. Const. Art. 1, § 16 (prohibiting ex post facto laws as an impairment of the constitutionally guaranteed right to contract).

⁸¹ See Tex. Gov't Code § 2001.174(2)(C) & (E).

Exclusion also undercuts the Legislature's directive in PURA § 37.0561(b) that large-load interconnection standards support business development in Texas while minimizing stranded costs and maintaining reliability. Fundamental fairness and the public interest are served by including Project Stampede in Batch Zero given its support by Oncor, local business leaders, and the City of Temple.

VIII. RELIEF REQUESTED

Rowan respectfully requests that the Commission grant the following relief:

- (1) Grant Rowan's request for an emergency suspension of ERCOT's conduct by including Project Stampede as Base Load in the Batch Zero study under Planning Guide § 9.2.1.1(1)(e);
- (2) In the alternative, grant Project Stampede a good cause exception to be included in the Base Load Batch Zero study;
- (3) Correct Project Stampede's conditional classification to Base Load under ERCOT Planning Guide §§ 9.2.1.1(1)(e) and 9.2.1.4(4);
- (4) In the alternative, direct ERCOT to provide an expedited process for Oncor to conduct any restudy for Project Stampede modeled as Base Load at the load ramp reflected in the executed FEA;
- (5) Require ERCOT to identify Project Stampede's position on the ERCOT Planning Guide § 9.2.1.4(4) priority list and the basis for each cited load's inclusion; and
- (6) Grant Rowan such other relief as the Commission determines appropriate under 16 TAC § 22.251(p).

IX. QUESTIONS OF FACT

Unless the parties can agree upon stipulated facts, Rowan believes that the following questions of fact may require an evidentiary hearing to the extent that ERCOT, Oncor, or any other intervening party disputes them or relies on evidence outside the written rejection notice, the record submitted with this Complaint, and answers to the discovery responses submitted by Rowan. These questions are material to the Commission's de novo review under 16 TAC § 22.251(m) and the Commission's authority to grant the relief requested in this Complaint under 16 TAC § 22.251(p).

- (1) The content and scope of the ERCOT-approved February 2025 study scope, load list, study assumptions, and approval conditions, including whether any such document established a separate geographic or electrical criterion for identifying loads required to be included in the studies;
- (2) The source and scope of any authority ERCOT contends permitted it to require additional loads to be included after ERCOT approved the study scope and completed studies.
- (3) Whether ERCOT established that a material change affecting the approved study assumptions occurred and, if so, whether ERCOT followed the procedures applicable to such a change.
- (4) Whether ERCOT approved Project Stampede's steady-state and stability studies in June and July 2025 and whether ERCOT ever withdrew or conditioned those approvals prior to June 30, 2026;
- (5) Whether ERCOT provided Oncor or Rowan written notice before June 30, 2026 that additional loads were required to be included in Project Stampede's studies;

- (6) The content and timing of any alleged communications by ERCOT prior to the June 30, 2026 communication to Oncor concerning later-identified loads;
- (7) The location of each later-identified load relative to Project Stampede and the ERCOT-approved load list and the stated reason why each load was given priority over the Project under ERCOT Planning Guide § 9.2.1.4(4)(b);
- (8) Whether any Large Load subsequently identified by ERCOT has been excluded from Batch Zero;
- (9) Whether any Large Load subsequently identified by ERCOT affects Oncor's ability to serve Project Stampede's demand at the load ramp in the FEA; and
- (10) Whether Project Stampede satisfied each requirement of Planning Guide § 9.2.1.1(1)(e) on or before the applicable July 10 and July 24, 2026 deadlines.

X. PROPOSED PROCEDURAL SCHEDULE

Rowan respectfully requests that the Commission hear this matter without referring the Complaint to the State Office of Administrative Hearings, given the necessity of emergency relief and the need for prompt adjudication of this matter to coincide with the Batch Zero process.⁸² Accordingly, Rowan requests that the Commission adopt the following procedural schedule for the Complaint:

Event	Proposed Deadline
Complaint Filed	October 13, 2026
ERCOT Notice	October 20, 2026
ERCOT Response	October 27, 2026

⁸² See 16 TAC 22.251(f) (allowing expeditated procedural deadlines for good cause shown).

Event	Proposed Deadline
Motions to Intervene	November 5, 2026
Joint Stipulation of Facts (if no Evidentiary Hearing is Required)	November 12, 2026
Commission Staff Comments	November 12, 2026
Intervenor Responses	November 12, 2026
Complainant Reply	November 19, 2026
Request for Evidentiary Hearing	November 23, 2026
Determination on Emergency Relief	December 1, 2026
Joint Proposed Procedural Schedule (Evidentiary Phase)	December 1, 2026
Commission Consideration (if no Evidentiary Phase)	December 17, 2026

Rowan also moves to include the following modified discovery deadlines and procedures:

1. Drafts of witness testimonies and exhibits are not discoverable; emails attaching drafts of witness testimonies and exhibits are not discoverable.
2. RFIs must be served in Microsoft Word format, and RFIs that are received after 5:00 p.m. shall be deemed to have been received the following day.
3. Discovery deadlines for information contained within the Complaint: ten calendar days for responses; three working days for objections, motions to compel, and responses to motions to compel.
4. Discovery deadlines for ERCOT and Intervenor Responses to the Complaint: five calendar days for responses; three working days for objections, motions to compel, and responses to motions to compel.

5. Discovery deadlines for Complainant's Reply: five calendar days for objections and responses.
6. Rowan agrees to provide an electronic document repository for the parties' exhibits prior to the hearing on the merits. Uploading exhibits to the document repository is sufficient service to all parties of the exhibits. In other words, the parties are not required to both upload hearing exhibits and serve every party with their exhibits.
7. Rowan will offer its entire Complaint into evidence as a hearing exhibit so that intervenors can rely upon that exhibit and do not have to file duplicate exhibits.

XI. REQUEST FOR ENTRY OF PROTECTIVE ORDER

Portions of the record provided in support of this Complaint contain documents considered by Rowan to be Protected Materials or Highly Sensitive Protected Materials that are not subject to public disclosure. In addition to the confidential materials contained in its Complaint, Rowan has not been able to access critical information relating to the other Large Loads ERCOT subsequently asserted were required to be included in Project Stampede's approved studies. In addition to this Complaint, Rowan will submit its first sets of RFIs to both ERCOT and Oncor to obtain this information, which will require the entry of a protective order before either party can provide the required information. Therefore, the expedited entry of a protective order in this case is essential to the prompt resolution of this Complaint. The protective order will allow Rowan to obtain answers to its RFIs in a timely manner on the subsequently identified Large Loads to further develop its arguments.

Rowan respectfully requests that the Administrative Law Judge promptly issue a protective order protecting Protected and Highly Sensitive Protected Materials that may be produced in this proceeding and order all parties to this proceeding to abide by the Protective Order. A copy of the protective order Rowan moves to use in this proceeding is attached as Exhibit A.

XII. EXHIBIT LIST

In addition to this Complaint, Rowan submits the following exhibits, attached to this Complaint to support its claims:

- A. Rowan's Proposed Protective Order;
- B. ERCOT Denial of Reclassification Complaint;
- C. Rowan Stampede LLC's ERCOT Batch Zero Process: Planning Guide Section 9.3.1 Conditional Classification Dispute for BZ-117;
- D. Oncor Electric Delivery Company LLC's ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form;
- E. The City of Temple's Letter of Support for Project Stampede;
- F. The Temple Economic Development Committee's Letter of Support for Project Stampede;
- G. Suffolk South Central's Letter of Support for Project Stampede;
- H. Transmission/Substation Facility Extension Agreement by and between Oncor Electric Delivery Company LLC and Rowan Stampede LLC;
- I. Interim Facility Extension Agreement by and between Oncor Electric Delivery Company LLC and Rowan Stampede LLC; and
- J. The Sworn Affidavit of Stephen Wathen, Director, Energy Strategy of Rowan Digital Infrastructure LLC.

XIII. CONCLUSION

ERCOT failed to identify any Planning Guide authority permitting it to unilaterally require Project Stampede's approved studies to include additional loads not identified in the approved scope, load list, study assumptions, or approval conditions. ERCOT failed to establish the substantive predicate for revisiting the approved assumptions, follow the applicable procedures, provide timely notice or a meaningful opportunity to respond, or offer a reasoned justification for treating the approved studies as invalid. Rowan respectfully requests that the Commission restore Project Stampede's classification to Base Load under ERCOT Planning Guide §§ 9.2.1.1(1)(e) and 9.2.1.4(4), suspend the Project Stampede reclassification under 16 TAC § 22.251(j) pending resolution of this Complaint to preserve Project Stampede's Batch Zero position, and grant Rowan any other relief to which it is entitled.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I certify that a copy of this document was served on all parties of record on October 13, 2026 via electronic mail in accordance with 16 Tex. Admin. Code § 22.74.

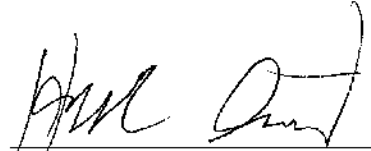

Henrik Strand

EXHIBIT A

DOCKET NO. _____

COMPLAINT, REQUEST FOR	§	PUBLIC UTILITY COMMISSION
IMMEDIATE SUSPENSION OF	§	
CONDUCT, AND REQUEST FOR	§	
EXPEDITED RELIEF OF ROWAN	§	
STAMPEDE LLC AGAINST THE	§	
ELECTRIC RELIABILITY COUNCIL OF	§	
TEXAS, INC.	§	OF TEXAS

PROTECTIVE ORDER

This Protective Order shall govern the use of all information deemed confidential (Protected Materials) or highly confidential (Highly Sensitive Protected Materials), including information whose confidentiality is currently under dispute, by a party providing information to the Public Utility Commission of Texas (Commission) or to any other party to this proceeding.

It is ORDERED that:

1. **Designation of Protected Materials.** Upon producing or filing a document, including, but not limited to, records on a computer disk or other similar electronic storage medium in this proceeding, the producing party may designate that document, or any portion of it, as confidential pursuant to this Protective Order by typing or stamping on its face “PROTECTED PURSUANT TO PROTECTIVE ORDER ISSUED IN DOCKET NO. XXXX” (or words to this effect) and consecutively Bates Stamping each page. Protected Materials and Highly Sensitive Protected Materials include the documents so designated, as well as the substance of the information contained in the documents and any description, report, summary, or statement about the substance of the information contained in the documents.

2. **Materials Excluded from Protected Materials Designation.** Protected Materials shall not include any information or document contained in the public files of the Commission or any other federal or state agency, court, or local governmental authority subject to the Public Information Act.¹ Protected Materials also shall not include documents or information which at the time of, or prior to disclosure in, a proceeding is or was public knowledge, or which becomes public knowledge other than through disclosure in violation of this Protective Order.
3. **Reviewing Party.** For the purposes of this Protective Order, a “Reviewing Party” is any party to this docket.
4. **Procedures for Designation of Protected Materials.** On or before the date the Protected Materials or Highly Sensitive Protected Materials are provided to the Commission, the producing party shall file with the Commission and deliver to each party to the proceeding a written statement, which may be in the form of an objection, indicating: (a) any exemptions to the Public Information Act claimed to apply to the alleged Protected Materials; (b) the reasons supporting the producing party's claim that the responsive information is exempt from public disclosure under the Public Information Act and subject to treatment as protected materials; and (c) that counsel for the producing party has reviewed the information sufficiently to state in good faith that the information is exempt from public disclosure under the Public Information Act and merits the Protected Materials designation.
5. **Persons Permitted Access to Protected Materials.** Except as otherwise provided in this Protective Order, a Reviewing Party may access Protected Materials only through its

¹ TEX. GOV'T CODE §§ 552.001–552.353 (West 2012 & Supp. 2015).

“Reviewing Representatives” who have signed the Protective Order Certification Form (see Attachment A). Reviewing Representatives of a Reviewing Party include its counsel of record in this proceeding and associated attorneys, paralegals, economists, statisticians, accountants, consultants, or other persons employed or retained by the Reviewing Party and directly engaged in this proceeding. At the request of the Commissioners, copies of Protected Materials may be produced by Commission Staff. The Commissioners and their staff shall be informed of the existence and coverage of this Protective Order and shall observe the restrictions of the Protective Order.

6. **Highly Sensitive Protected Material Described.** The term “Highly Sensitive Protected Materials” is a subset of Protected Materials and refers to documents or information that a producing party claims is of such a highly sensitive nature that making copies of such documents or information or providing access to such documents to employees of the Reviewing Party (except as specified herein) would expose a producing party to unreasonable risk of harm. Highly Sensitive Protected Materials include but are not limited to: (a) customer-specific information protected by § 32.101(c) of the Public Utility Regulatory Act;² (b) contractual information pertaining to contracts that specify that their terms are confidential or that are confidential pursuant to an order entered in litigation to which the producing party is a party; (c) market-sensitive fuel price forecasts, wholesale transactions information and/or market-sensitive marketing plans; (d) business operations or financial information that is commercially sensitive; and (e) for the purposes of this Protective Order, ERCOT Critical Energy Infrastructure Information (CEII), as that term is defined in Section 2.1 of the ERCOT Protocols, is also considered Highly Sensitive

² Public Utility Regulatory Act, Tex. Util. Code §§ 11.001–66.016 (West 2007 & Supp. 2015).

Protected Material. Documents or information so classified by a producing party shall bear the designation “HIGHLY SENSITIVE PROTECTED MATERIALS PROVIDED PURSUANT TO PROTECTIVE ORDER ISSUED IN DOCKET NO. XXXX” (or words to this effect) and shall be consecutively Bates Stamped. The provisions of this Protective Order pertaining to Protected Materials also apply to Highly Sensitive Protected Materials, except where this Protective Order provides for additional protections for Highly Sensitive Protected Materials. In particular, the procedures herein for challenging the producing party’s designation of information as Protected Materials also apply to information that a producing party designates as Highly Sensitive Protected Materials.

7. **Restrictions on Copying and Inspection of Highly Sensitive Protected Material.**

Except as expressly provided herein, only one copy may be made of any Highly Sensitive Protected Materials except that additional copies may be made to have sufficient copies for introduction of the material into the evidentiary record if the material is to be offered for admission into the record. The Reviewing Party shall maintain a record of all copies made of Highly Sensitive Protected Material and shall send a duplicate of the record to the producing party when the copy or copies are made. The record shall specify the location and the person possessing the copy. Highly Sensitive Protected Material shall be made available for inspection only at the location or locations provided by the producing party, except as specified by Paragraph 9. Limited notes may be made of Highly Sensitive Protected Materials, and such notes shall themselves be treated as Highly Sensitive Protected Materials unless such notes are limited to a description of the document and a general characterization of its subject matter in a manner that does not state any substantive information contained in the document.

8. **Restricting Persons Who May Have Access to Highly Sensitive Protected Material.**

With the exception of Commission Staff, the Office of the Attorney General (OAG), and the Office of Public Utility Counsel (OPC), and except as provided herein, the Reviewing Representatives for the purpose of access to Highly Sensitive Protected Materials may be persons who are: (a) outside counsel for the Reviewing Party; (b) outside consultants for the Reviewing Party working under the direction of Reviewing Party's counsel; or (c) employees of the Reviewing Party working with and under the direction of Reviewing Party's counsel who have been authorized by the presiding officer to review Highly Sensitive Protected Materials. The Reviewing Party shall limit the number of Reviewing Representatives that review Highly Sensitive Protected Materials to the minimum number of persons necessary. The Reviewing Party is under a good faith obligation to limit access to each portion of any Highly Sensitive Protected Materials to two Reviewing Representatives whenever possible. Reviewing Representatives for Commission Staff, OAG, and OPC, for the purpose of access to Highly Sensitive Protected Materials, shall consist of their respective counsel of record in this proceeding and associated attorneys, paralegals, economists, statisticians, accountants, consultants, or other persons employed or retained by them and directly engaged in these proceedings.

9. **Copies Provided of Highly Sensitive Protected Material.** A producing party shall provide one copy of Highly Sensitive Protected Materials specifically requested by the Reviewing Party to the person designated by the Reviewing Party who must be a person authorized to review Highly Sensitive Protected Material under Paragraph 8. Representatives of the Reviewing Party who are authorized to view Highly Sensitive Protected Material may review the copy of Highly Sensitive Protected Materials at the

office of the Reviewing Party's representative designated to receive the information. Any Highly Sensitive Protected Materials provided to a Reviewing Party may not be copied except as provided in Paragraph 7. The restrictions contained herein do not apply to Commission Staff, OPC, and the OAG when the OAG is representing a party to the proceeding.

10. Procedures in Paragraphs 10-14 Apply to Commission Staff, OPC, and the OAG and

Control in the Event of Conflict. The procedures in Paragraphs 10 through 14 apply to responses to requests for documents or information that the producing party designates as Highly Sensitive Protected Materials and provides to Commission Staff, OPC, and the OAG in recognition of their purely public functions. To the extent the requirements of Paragraphs 10 through 14 conflict with any requirements contained in other paragraphs of this Protective Order, the requirements of these Paragraphs shall control.

11. Copy of Highly Sensitive Protected Material to be Provided to Commission Staff,

OPC and the OAG. When, in response to a request for information by a Reviewing Party, the producing party makes available for review documents or information claimed to be Highly Sensitive Protected Materials, the producing party shall also deliver one copy of the Highly Sensitive Protected Materials to the Commission Staff, OPC (if OPC is a party), and the OAG (if the OAG is representing a party) in Austin, Texas. Provided however, that in the event such Highly Sensitive Protected Materials are voluminous, the materials will be made available for review by Commission Staff, OPC (if OPC is a party), and the OAG (if the OAG is representing a party) at the designated office in Austin, Texas. The Commission Staff, OPC (if OPC is a party) and the OAG (if the OAG is representing a

party) may request such copies as are necessary of such voluminous material under the copying procedures specified herein.

12. Delivery of the Copy of Highly Sensitive Protected Material to Commission Staff and

Outside Consultants. The Commission Staff, OPC (if OPC is a party), and the OAG (if the OAG is representing a party) may deliver the copy of Highly Sensitive Protected Materials received by them to the appropriate members of their staff for review, provided such staff members first sign the certification specified by Paragraph 15. After obtaining the agreement of the producing party, Commission Staff, OPC (if OPC is a party), and the OAG (if the OAG is representing a party) may deliver the copy of Highly Sensitive Protected Materials received by it to the agreed, appropriate members of their outside consultants for review, provided such outside consultants first sign the certification in Attachment A.

13. Restriction on Copying by Commission Staff, OPC, and the OAG. Except as allowed

by Paragraph 7, Commission Staff, OPC and the OAG may not make additional copies of the Highly Sensitive Protected Materials furnished to them unless the producing party agrees in writing otherwise, or, upon a showing of good cause, the presiding officer directs otherwise. Commission Staff, OPC, and the OAG may make limited notes of Highly Sensitive Protected Materials furnished to them, and all such handwritten notes will be treated as Highly Sensitive Protected Materials as are the materials from which the notes are taken.

14. Public Information Requests. In the event of a request for any of the Highly Sensitive

Protected Materials under the Public Information Act, an authorized representative of the Commission, OPC, or the OAG may furnish a copy of the requested Highly Sensitive

Protected Materials to the Open Records Division at the OAG together with a copy of this Protective Order after notifying the producing party that such documents are being furnished to the OAG. Such notification may be provided simultaneously with the delivery of the Highly Sensitive Protected Materials to the OAG.

15. **Required Certification.** Each person who inspects the Protected Materials shall, before such inspection, agree in writing to the following certification found in Attachment A to this Protective Order:

I certify my understanding that the Protected Materials are provided to me pursuant to the terms and restrictions of the Protective Order in this docket, and that I have been given a copy of it and have read the Protective Order and agree to be bound by it. I understand that the contents of the Protected Materials, any notes, memoranda, or any other form of information regarding or derived from the Protected Materials shall not be disclosed to anyone other than in accordance with the Protective Order and, unless I am an employee of the Commission or OPC, shall be used only for the purpose of the proceeding in Docket No. 59913. I acknowledge that the obligations imposed by this certification are pursuant to such Protective Order. Provided, however, if the information contained in the Protected Materials is obtained from independent public sources, the understanding stated herein shall not apply.

In addition, Reviewing Representatives who are permitted access to Highly Sensitive Protected Material under the terms of this Protective Order shall, before inspection of such material, agree in writing to the following certification found in Attachment A to this Protective Order:

I certify that I am eligible to have access to Highly Sensitive Protected Material under the terms of the Protective Order in this docket.

The Reviewing Party is required to provide a copy of each signed certification to Counsel for the producing party and serve a copy upon all parties of record.

16. **Disclosures between Reviewing Representatives and Continuation of Disclosure**

Restrictions after a Person is no Longer Engaged in the Proceeding. Any Reviewing Representative may disclose Protected Materials, other than Highly Sensitive Protected Materials, to any other person who is a Reviewing Representative provided that, if the person to whom disclosure is to be made has not executed and provided for delivery of a signed certification to the party asserting confidentiality, that certification shall be executed prior to any disclosure. A Reviewing Representative may disclose Highly Sensitive Protected Material to other Reviewing Representatives who are permitted access to such material and have executed the additional certification required for persons who receive access to Highly Sensitive Protected Material. In the event that any Reviewing Representative to whom Protected Materials are disclosed ceases to be engaged in these proceedings, access to Protected Materials by that person shall be terminated and all notes, memoranda, or other information derived from the protected material shall either be destroyed or given to another Reviewing Representative of that party who is authorized pursuant to this Protective Order to receive the protected materials. Any person who has agreed to the foregoing certification shall continue to be bound by the provisions of this Protective Order so long as it is in effect, even if no longer engaged in these proceedings.

17. **Producing Party to Provide One Copy of Certain Protected Material and Procedures**

for Making Additional Copies of Such Materials. Except for Highly Sensitive Protected Materials, which shall be provided to the Reviewing Parties pursuant to Paragraph 9, and voluminous Protected Materials, the producing party shall provide a Reviewing Party one

copy of the Protected Materials upon receipt of the signed certification described in Paragraph 15. Except for Highly Sensitive Protected Materials, a Reviewing Party may make further copies of Protected Materials for use in this proceeding pursuant to this Protective Order, but a record shall be maintained as to the documents reproduced and the number of copies made, and upon request the Reviewing Party shall provide the party asserting confidentiality with a copy of that record.

18. **Procedures Regarding Voluminous Protected Materials.** 16 TEX. ADMIN. CODE § 22.144(h) will govern production of voluminous Protected Materials. Voluminous Protected Materials will be made available in the producing party's voluminous room, in Austin, Texas, or at a mutually agreed upon location, Monday through Friday, 9:00 a.m. to 5:00 p.m. (except on state or federal holidays), and at other mutually convenient times upon reasonable request.
19. **Reviewing Period Defined.** The Protected Materials may be reviewed only during the Reviewing Period, which shall commence upon entry of this Protective Order and continue until the expiration of the Commission's plenary jurisdiction. The Reviewing Period shall reopen if the Commission regains jurisdiction due to a remand as provided by law. Protected materials that are admitted into the evidentiary record or accompanying the evidentiary record as offers of proof may be reviewed throughout the pendency of this proceeding and any appeals.
20. **Procedures for Making Copies of Voluminous Protected Materials.** Other than Highly Sensitive Protected Materials, Reviewing Parties may take notes regarding the information contained in voluminous Protected Materials made available for inspection or they may make photographic, mechanical or electronic copies of the Protected Materials, subject to

the conditions in this Protective Order; provided, however, that before photographic, mechanical or electronic copies may be made, the Reviewing Party seeking photographic, mechanical or electronic copies must provide written confirmation of the receipt of copies listed on Attachment B of this Protective Order identifying each piece of Protected Materials or portions thereof the Reviewing Party will need.

21. Protected Materials to be Used Solely for the Purposes of These Proceedings. All

Protected Materials shall be made available to the Reviewing Parties and their Reviewing Representatives solely for the purposes of these proceedings. Access to the Protected Materials may not be used in the furtherance of any other purpose, including, without limitation: (a) any other pending or potential proceeding involving any claim, complaint, or other grievance of whatever nature except appellate review proceedings that may arise from or be subject to these proceedings; or (b) any business or competitive endeavor of whatever nature. Because of their statutory regulatory obligations, these restrictions do not apply to Commission Staff or OPC.

22. Procedures for Confidential Treatment of Protected Materials and Information

Derived from Those Materials. Protected Materials, as well as a Reviewing Party's notes, memoranda, or other information regarding or derived from the Protected Materials are to be treated confidentially by the Reviewing Party and shall not be disclosed or used by the Reviewing Party except as permitted and provided in this Protective Order. Information derived from or describing the Protected Materials shall be maintained in a secure place and shall not be placed in the public or general files of the Reviewing Party except in accordance with the provisions of this Protective Order. A Reviewing Party must take all reasonable precautions to ensure that the Protected Materials including notes and analyses

made from Protected Materials that disclose Protected Materials are not viewed or taken by any person other than a Reviewing Representative of a Reviewing Party.

23. **Procedures for Submission of Protected Materials.** If a Reviewing Party tenders for filing any Protected Materials, including Highly Sensitive Protected Materials, or any written testimony, exhibit, brief, motion or other type of pleading or other submission at the Commission or before any other judicial body that quotes from Protected Materials or discloses the content of Protected Materials, the confidential portion of such submission shall be filed and served in sealed envelopes or other appropriate containers endorsed to the effect that they contain Protected Material or Highly Sensitive Protected Material and are sealed pursuant to this Protective Order. If filed at the Commission, such documents shall be marked "PROTECTED MATERIAL" and shall be filed under seal with the presiding officer and served under seal to the counsel of record for the Reviewing Parties. The presiding officer may subsequently, on his/her own motion or on motion of a party, issue a ruling respecting whether or not the inclusion, incorporation or reference to Protected Materials is such that such submission should remain under seal. If filing before a judicial body, the filing party: (a) shall notify the party which provided the information within sufficient time so that the producing party may seek a temporary sealing order; and (b) shall otherwise follow the procedures in Rule 76a, Texas Rules of Civil Procedure.

24. **Maintenance of Protected Status of Materials during Pendency of Appeal of Order Holding Materials are not Protected Materials.** In the event that the presiding officer at any time in the course of this proceeding finds that all or part of the Protected Materials are not confidential or proprietary, by finding, for example, that such materials have entered the public domain or materials claimed to be Highly Sensitive Protected Materials are only

Protected Materials, those materials shall nevertheless be subject to the protection afforded by this Protective Order for three (3) full working days, unless otherwise ordered, from the date the party asserting confidentiality receives notice of the presiding officer's order. Such notification will be by written communication. This provision establishes a deadline for appeal of a presiding officer's order to the Commission. In the event an appeal to the Commissioners is filed within those three (3) working days from notice, the Protected Materials shall be afforded the confidential treatment and status provided in this Protective Order during the pendency of such appeal. Neither the party asserting confidentiality nor any Reviewing Party waives its right to seek additional administrative or judicial remedies after the Commission's denial of any appeal.

25. **Notice of Intent to Use Protected Materials or Change Materials Designation.** Parties intending to use Protected Materials shall notify the other parties prior to offering them into evidence or otherwise disclosing such information into the record of the proceeding. During the pendency of Docket No. XXXX at the Commission, in the event that a Reviewing Party wishes to disclose Protected Materials to any person to whom disclosure is not authorized by this Protective Order, or wishes to have changed the designation of certain information or material as Protected Materials by alleging, for example, that such information or material has entered the public domain, such Reviewing Party shall first file and serve on all parties written notice of such proposed disclosure or request for change in designating, identifying with particularity each of such Protected Materials. A Reviewing Party shall at any time be able to file a written motion to challenge the designation of information as Protected Materials.

26. **Procedures to Contest Disclosure or Change in Designation.** In the event that the party asserting confidentiality wishes to contest a proposed disclosure or request for change in designation, the party asserting confidentiality shall file with the appropriate presiding officer its objection to a proposal, with supporting affidavits, if any, within five (5) working days after receiving such notice of proposed disclosure or change in designation. Failure of the party asserting confidentiality to file such an objection within this period shall be deemed a waiver of objection to the proposed disclosure or request for change in designation. Within five (5) working days after the party asserting confidentiality files its objection and supporting materials, the party challenging confidentiality may respond. Any such response shall include a statement by counsel for the party challenging such confidentiality that he or she has reviewed all portions of the materials in dispute and, without disclosing the Protected Materials, a statement as to why the Protected Materials should not be held to be confidential under current legal standards, or that the party asserting confidentiality for some reason did not allow such counsel to review such materials. If either party wishes to submit the material in question for in camera inspection, it shall do so no later than five (5) working days after the party challenging confidentiality has made its written filing.

27. **Procedures for Presiding Officer Determination Regarding Proposed Disclosure or Change in Designation.** If the party asserting confidentiality files an objection, the appropriate presiding officer will determine whether the proposed disclosure or change in designation is appropriate. Upon the request of either the producing or Reviewing Party or upon the presiding officer's own initiative, the presiding officer may conduct a prehearing conference. The burden is on the party asserting confidentiality to show that such proposed

disclosure or change in designation should not be made. If the presiding officer determines that such proposed disclosure or change in designation should be made, disclosure shall not take place earlier than three (3) full working days after such determination unless otherwise ordered. No party waives any right to seek additional administrative or judicial remedies concerning such presiding officer's ruling.

28. Maintenance of Protected Status during Periods Specified for Challenging Various

Orders. Any party electing to challenge, in the courts of this state, a Commission or presiding officer determination allowing disclosure or a change in designation shall have a period of ten (10) days from: (a) the date of an unfavorable Commission order; or (b) if the Commission does not rule on an appeal of an interim order, the date an appeal of an interim order to the Commission is overruled by operation of law, to obtain a favorable ruling in state district court. Any party challenging a state district court determination allowing disclosure or a change in designation shall have an additional period of ten (10) days from the date of the order to obtain a favorable ruling from a state appeals court. Finally, any party challenging a determination of a state appeals court allowing disclosure or a change in designation shall have an additional period of ten (10) days from the date of the order to obtain a favorable ruling from the state supreme court, or other appellate court. All Protected Materials shall be afforded the confidential treatment and status provided for in this Protective Order during the periods for challenging the various orders referenced in this paragraph. For purposes of this paragraph, a favorable ruling of a state district court, state appeals court, Supreme Court or other appellate court includes any order extending the deadlines in this paragraph.

29. **Other Grounds for Objection to Use of Protected Materials Remain Applicable.**

Nothing in this Protective Order shall be construed as precluding any party from objecting to the use of Protected Materials on grounds other than confidentiality, including the lack of required relevance. Nothing in this Protective Order constitutes a waiver of the right to argue for more disclosure, provided, however, that unless the Commission or a court orders such additional disclosure, all parties will abide by the restrictions imposed by the Protective Order.

30. **Protection of Materials from Unauthorized Disclosure.** All notices, applications, responses or other correspondence shall be made in a manner which protects Protected Materials from unauthorized disclosure.

31. **Return of Copies of Protected Materials and Destruction of Information Derived from Protected Materials.** Following the conclusion of these proceedings, each Reviewing Party must, no later than thirty (30) days following receipt of the notice described below, return to the party asserting confidentiality all Copies of the Protected Materials provided by that party pursuant to this Protective Order and all copies reproduced by a Reviewing Party, and counsel for each Reviewing Party must provide to the party asserting confidentiality a letter by counsel that, to the best of his or her knowledge, information, and belief, all copies of notes, memoranda, and other documents regarding or derived from the Protected Materials (including copies of Protected Materials) that have not been so returned, if any, have been destroyed, other than notes, memoranda, or other documents which contain information in a form which, if made public, would not cause disclosure of the substance of Protected Materials. As used in this Protective Order, “conclusion of these proceedings” refers to the exhaustion of available appeals, or the

running of the time for the making of such appeals, as provided by applicable law. If, following any appeal, the Commission conducts a remand proceeding, then the "conclusion of these proceedings" is extended by the remand to the exhaustion of available appeals of the remand, or the running of the time for making such appeals of the remand, as provided by applicable law. Promptly following the conclusion of these proceedings, counsel for the party asserting confidentiality will send a written notice to all other parties, reminding them of their obligations under this paragraph. Nothing in this paragraph shall prohibit counsel for each Reviewing Party from retaining two (2) copies of any filed testimony, brief, application for rehearing, hearing exhibit or other pleading which refers to Protected Materials provided that any such Protected Materials retained by counsel shall remain subject to the provisions of this Protective Order.

32. **Applicability of Other Law.** This Protective Order is subject to the requirements of the Public Information Act, the Open Meetings Act,³ the Texas Securities Act and any other applicable law, provided that parties subject to those acts will notify the party asserting confidentiality, if possible under those acts, prior to disclosure pursuant to those acts. Such notice shall not be required where the Protected Materials are sought by governmental officials authorized to conduct a criminal or civil investigation that relates to or involves the Protected Materials, and those governmental officials aver in writing that such notice could compromise the investigation and that the governmental entity involved will maintain the confidentiality of the Protected Materials.

33. **Procedures for Release of Information under Order.** If required by order of a governmental or judicial body, the Reviewing Party may release to such body the

³ TEX. GOV'T CODE §§ 551.001–551.146 (West 2012 & Supp. 2015).

confidential information required by such order; provided, however, that: (a) the Reviewing Party shall notify the producing party of the order requiring the release of such information within five (5) calendar days of the date the Reviewing Party has notice of the order; (b) the Reviewing Party shall notify the producing party at least five (5) calendar days in advance of the release of the information to allow the producing party to contest any release of the confidential information; and (c) the Reviewing Party shall use its best efforts to prevent such materials from being disclosed to the public. The terms of this Protective Order do not preclude the Reviewing Party from complying with any valid and enforceable order of a state or federal court with competent jurisdiction specifically requiring disclosure of Protected Materials earlier than contemplated herein. The notice specified in this section shall not be required where the Protected Materials are sought by governmental officials authorized to conduct a criminal or civil investigation that relates to or involves the Protected Materials, and those governmental officials aver in writing that such notice could compromise the investigation and that the governmental entity involved will maintain the confidentiality of the Protected Materials.

34. **Best Efforts Defined.** The term “best efforts” as used in the preceding paragraph requires that the Reviewing Party attempt to ensure that disclosure is not made unless such disclosure is pursuant to a final order of a Texas governmental or Texas judicial body, the written opinion of the Texas Attorney General sought in compliance with the Public Information Act, or the request of governmental officials authorized to conduct a criminal or civil investigation that relates to or involves the Protected Materials. The Reviewing Party is not required to delay compliance with a lawful order to disclose such information but is simply required to timely notify the party asserting confidentiality, or its counsel,

that it has received a challenge to the confidentiality of the information and that the Reviewing Party will either proceed under the provisions of 552.301 of the Public Information Act, or intends to comply with the final governmental or court order. Provided, however, that no notice is required where the Protected Materials are sought by governmental officials authorized to conduct a criminal or civil investigation that relates to or involves the Protected Materials, and those governmental officials aver in writing that such notice could compromise the investigation and that the governmental entity involved will maintain the confidentiality of the Protected Materials.

35. **Notify Defined.** “Notify” for purposes of Paragraphs 32, 33, and 34 means written notice to the party asserting confidentiality at least five (5) calendar days prior to release; including when a Reviewing Party receives a request under the Public Information Act. However, the Commission, OAG, or OPC may provide a copy of Protected Materials to the Open Records Division of the OAG as provided herein.
36. **Requests for Non-Disclosure.** If the producing party asserts that the requested information should not be disclosed at all or should not be disclosed to certain parties under the protection afforded by this Protective Order, the producing party shall tender the information for in camera review to the presiding officer within ten (10) calendar days of the request. At the same time, the producing party shall file and serve on all parties its argument, including any supporting affidavits, in support of its position of nondisclosure. The burden is on the producing party to establish that the material should not be disclosed. The producing party shall serve a copy of the information under the classification of Highly Sensitive Protected Material to all parties requesting the information that the producing party has not alleged should be prohibited from reviewing the information.

Parties wishing to respond to the producing party's argument for non-disclosure shall do so within five (5) working days. Responding parties should explain why the information should be disclosed to them, including why disclosure is necessary for a fair adjudication of the case if the material is determined to constitute a trade secret. If the presiding officer finds that the information should be disclosed as Protected Material under the terms of this Protective Order, the presiding officer shall stay the order of disclosure for such period of time as the presiding officer deems necessary to allow the producing party to appeal the ruling to the Commission.

37. **Sanctions Available for Abuse of Designation.** If the presiding officer finds that a producing party unreasonably designated material as Protected Material or as Highly Sensitive Protected Material, or unreasonably attempted to prevent disclosure pursuant to Paragraph 36, the presiding officer may sanction the producing party pursuant to 16 TEX. ADMIN. CODE § 22.161.
38. **Modification of Protective Order.** Each party shall have the right to seek changes in this Protective Order as appropriate from the presiding officer.
39. **Breach of Protective Order.** In the event of a breach of the provisions of this Protective Order, the producing party, if it sustains its burden of proof required to establish the right to injunctive relief, shall be entitled to an injunction against such breach without any requirements to post bond as a condition of such relief. The producing party shall not be relieved of proof of any element required to establish the right to injunctive relief. In addition to injunctive relief, the producing party shall be entitled to pursue any other form of relief to which it is entitled.

ATTACHMENT A**Protective Order Certification**

I certify my understanding that the Protected Materials are provided to me pursuant to the terms and restrictions of the Protective Order in this docket and that I have received a copy of it and have read the Protective Order and agree to be bound by it. I understand that the contents of the Protected Materials, any notes, memoranda, or any other form of information regarding or derived from the Protected Materials shall not be disclosed to anyone other than in accordance with the Protective Order and unless I am an employee of the Commission or OPC shall be used only for the purpose of the proceeding in Docket No. 59913. I acknowledge that the obligations imposed by this certification are pursuant to such Protective Order; provided, however, that if the information contained in the Protected Materials is obtained from independent public sources, the understanding stated here shall not apply.

Signature

Party Represented

Printed Name

Date

Email Address

I certify that I am eligible to have access to Highly Sensitive Protected Material under the terms of the Protective Order in this docket.

Signature

Party Represented

Printed Name

Date

ATTACHMENT B

I request to view/copy the following documents:

Document Requested	# of Copies	Non- Confidential	Protected Materials and/or Highly Sensitive Protected Materials

Signature

Party Represented

Printed Name

Date

EXHIBIT B

From: [BZReclassification](#)
To: [Collin.Martin@oncor.com](#); [robert.holt](#); [Michael.Davitt@oncor.com](#); [Deric.Greenhaw@oncor.com](#); [jacob.lewis](#); [Malmgren_Kallie](#); [swathen](#); [rhill@rowan.digital](#); [bcarroll@rowan.digital](#); [ggrammer@rowan.digital](#); [Griffiths](#); [Meghan](#); [ltiblier@rowan.digital](#); [Liu, Meng](#); [Amjed.Kandah](#); [ltiblier@rowan.digital](#)
Subject: Dispute Process - BZ-117
Date: Wednesday, September 16, 2026 4:40:14 PM

Caution: **External Email.

Good afternoon. ERCOT has reviewed the Batch Zero dispute form and considered the additional information submitted and discussed during the dispute meeting today.

During that meeting, the ILLE and TSP raised two issues.

1. Will ERCOT Provide the Full List of Ranked Large Loads

To accommodate this request, ERCOT will send to the TSP the rank number and rank date for the seven Large Loads relevant to BZ-117. We will send that list under separate cover. With respect to the ILLE, ERCOT cannot agree to provide the ranking list.

2. Will ERCOT Grant a Good Cause Exception for BZ-117

Planning Guide (PG) § 9.2.1.1 sets forth the eligibility criteria for a Large Load to be modeled as base load and it requires that the Large Load meet certain. In its Batch Zero Load Information Form, BZ-117 opted for Batch Zero eligibility under PG § 9.2.1.1(1)(e). As ERCOT indicated during today's meeting BZ-117 does not meet the requirements to be classified as base load and, therefore, ERCOT must classify BZ-117 as studied load. The ERCOT Planning Guide provides no basis for varying from the Batch Zero Process as defined.

Ultimately, no argument was provided to justify granting the dispute and, therefore, ERCOT denies the dispute and BZ-117's classification as studied load stands.

Regards,

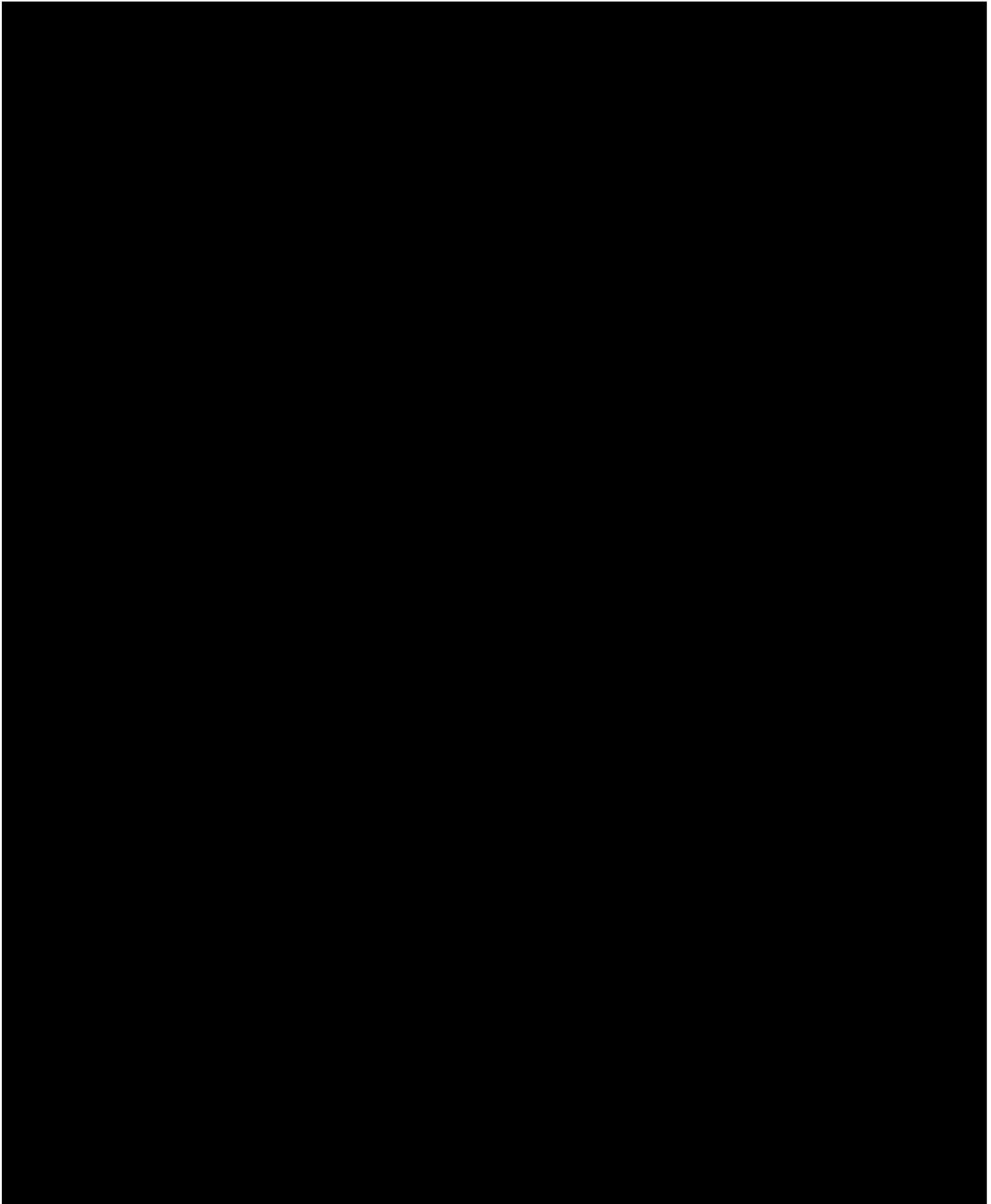
Andrew Gallo

Assistant General Counsel - Regulatory
Phone: 512-225-7010 (o); 512-689-7270 (c)
Email: andrew.gallo@ercot.com

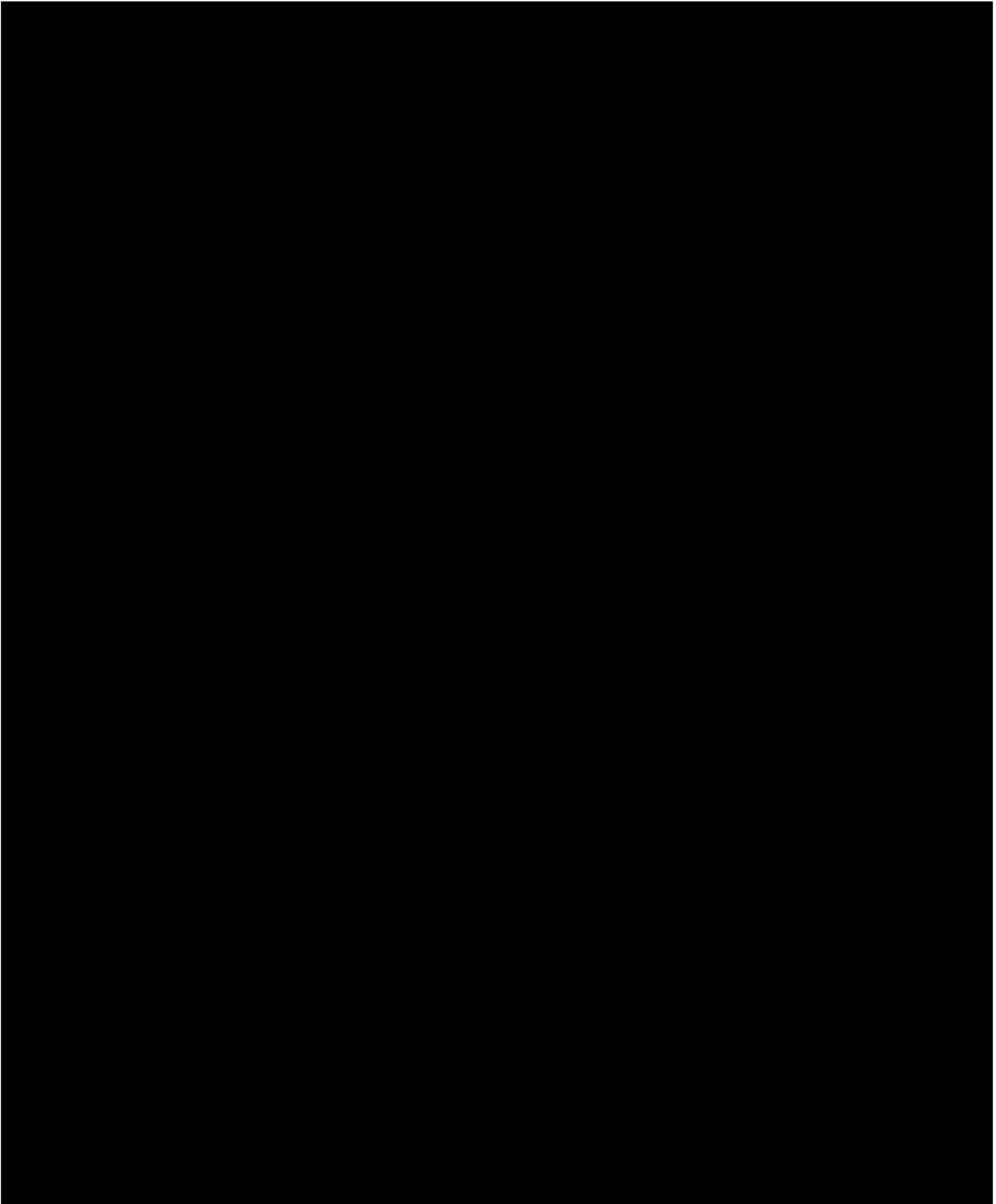


EXHIBIT C

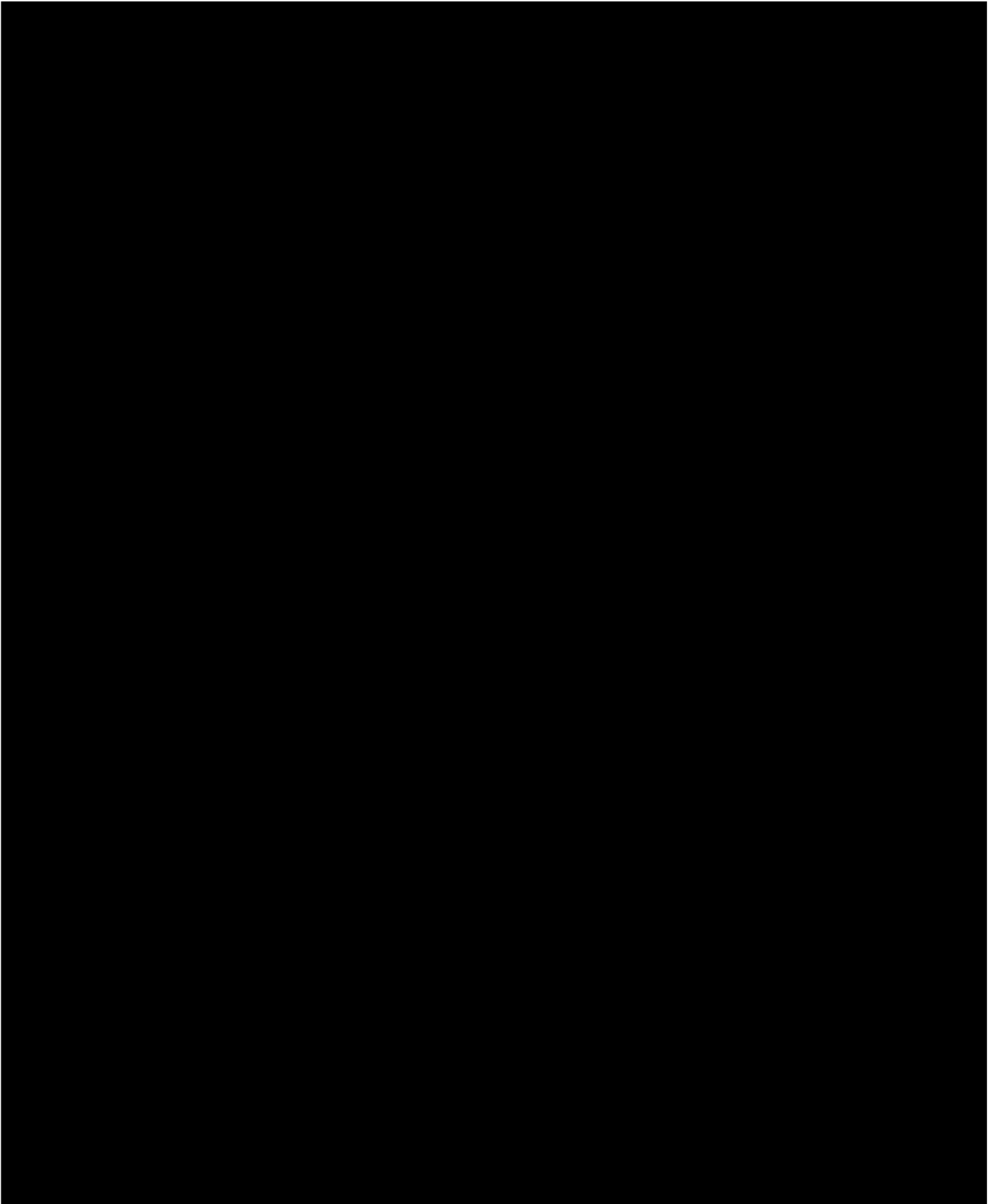
ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



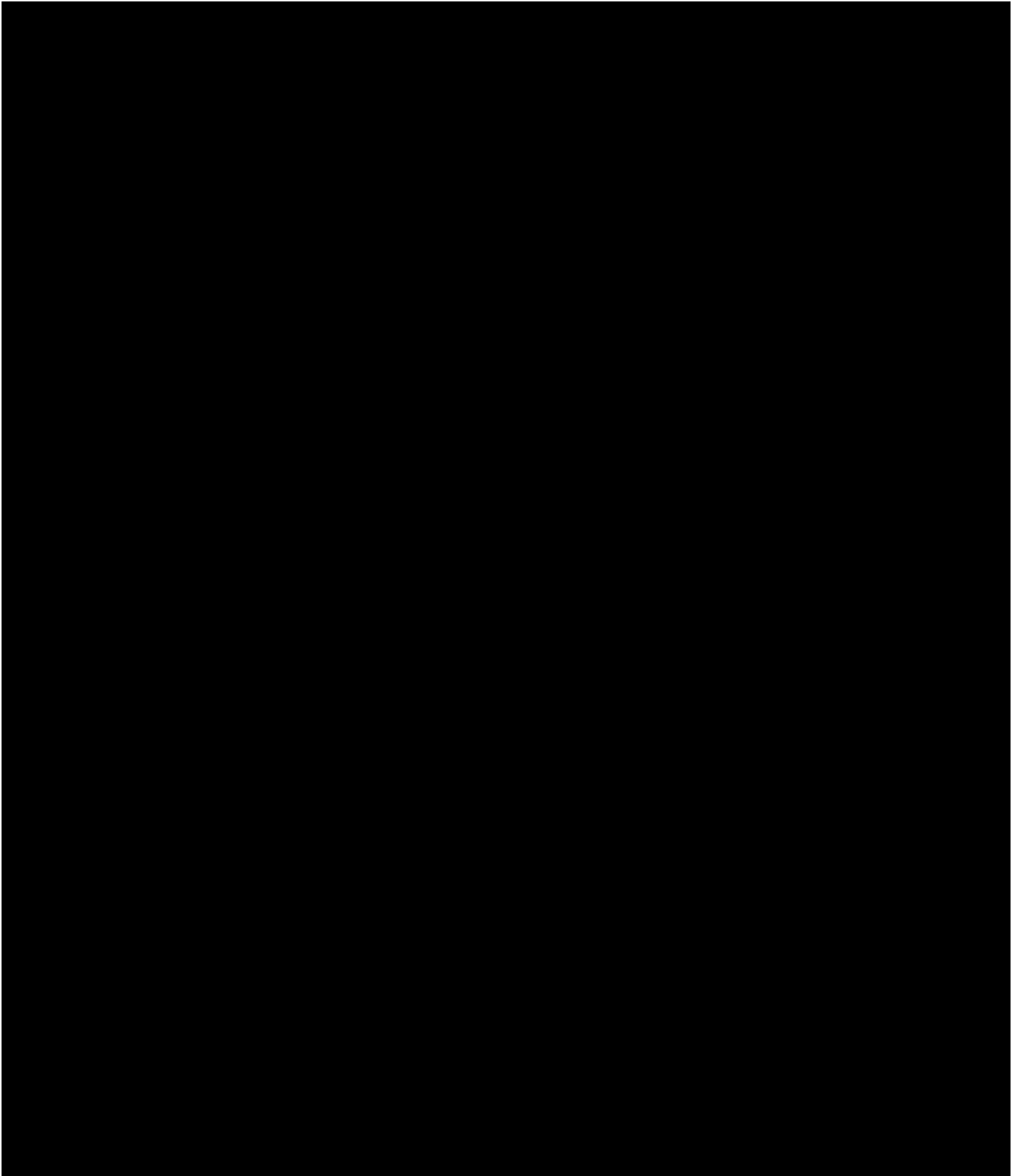
ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



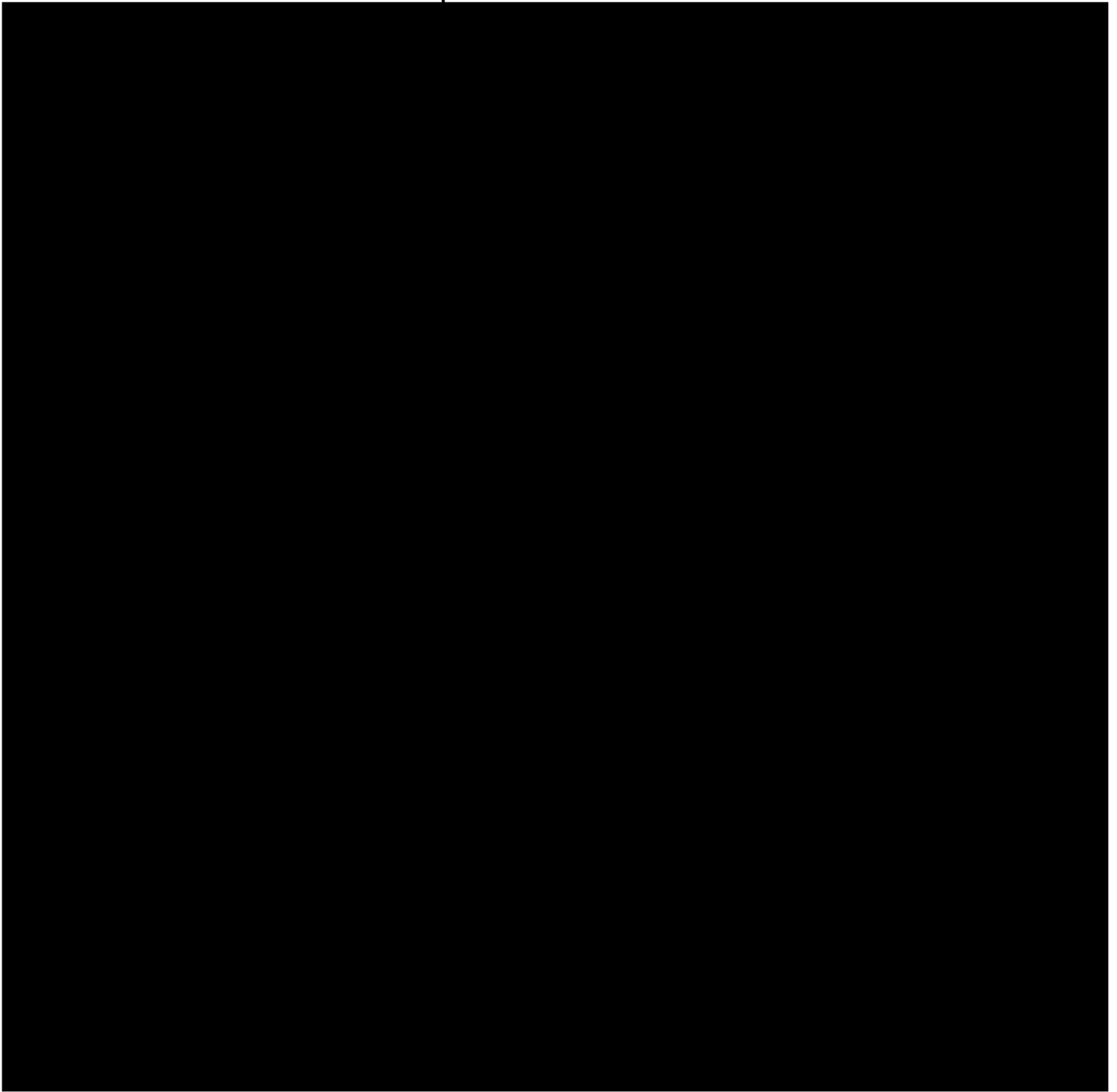
ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



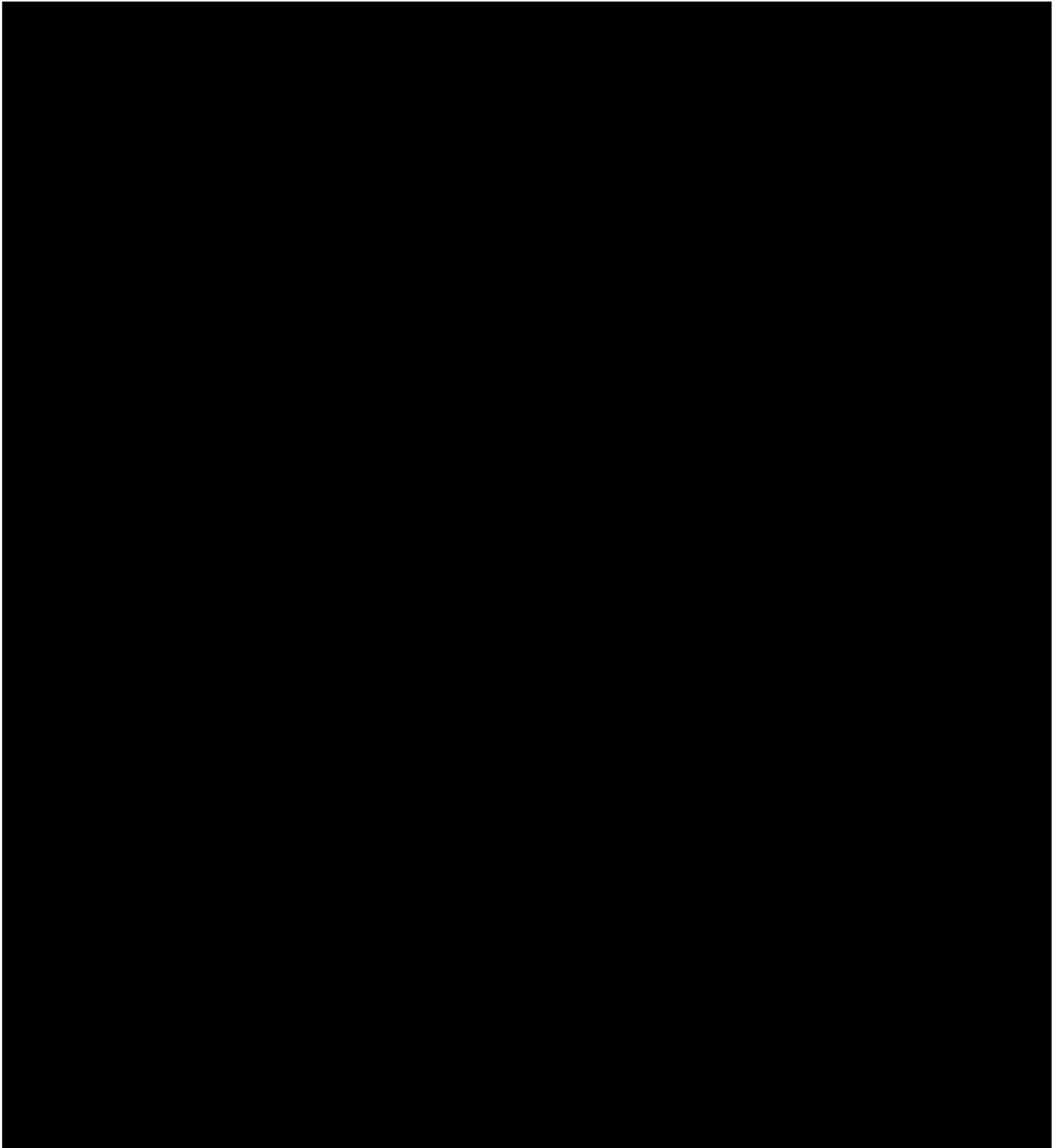
ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



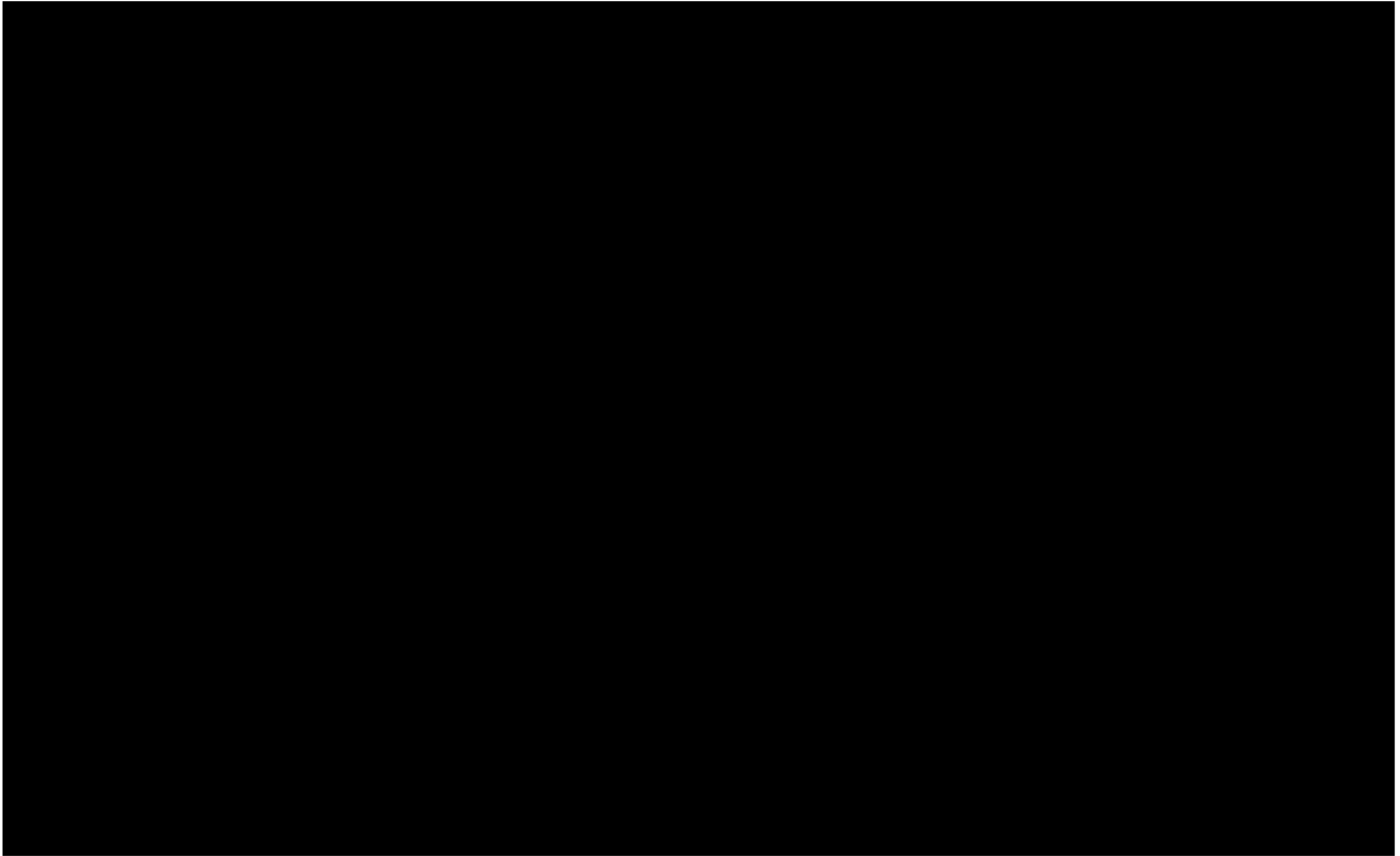
ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



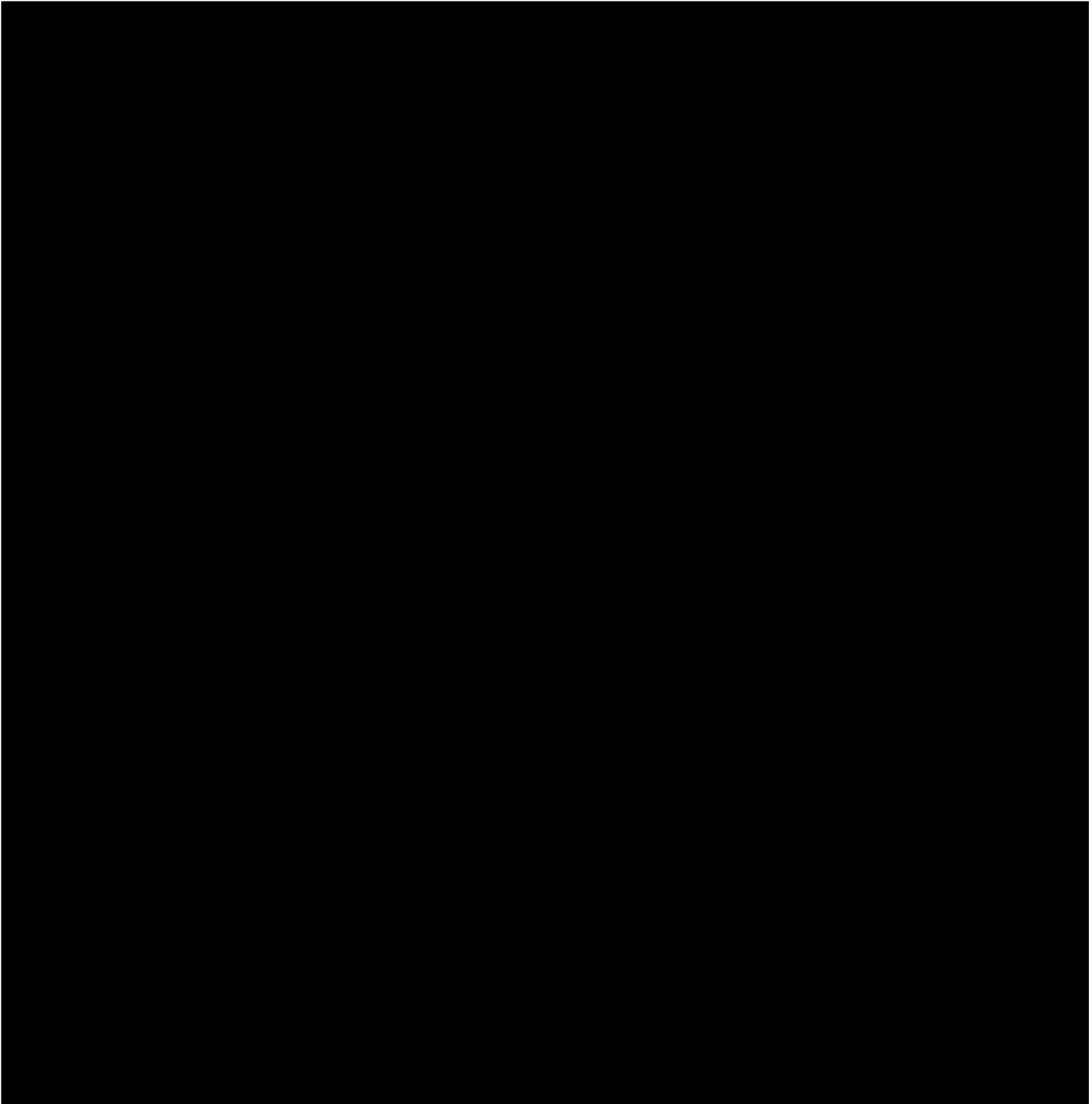
ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



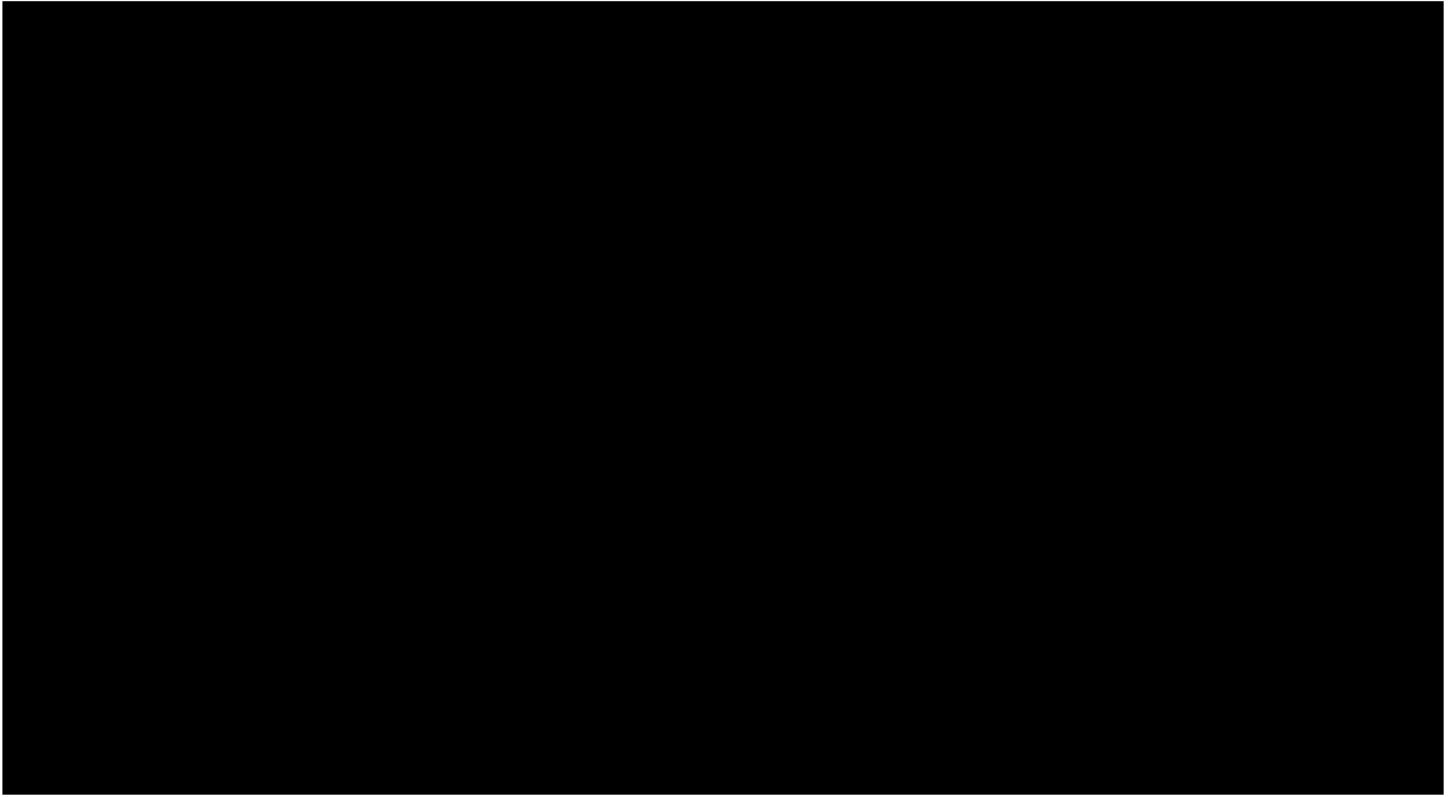
ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



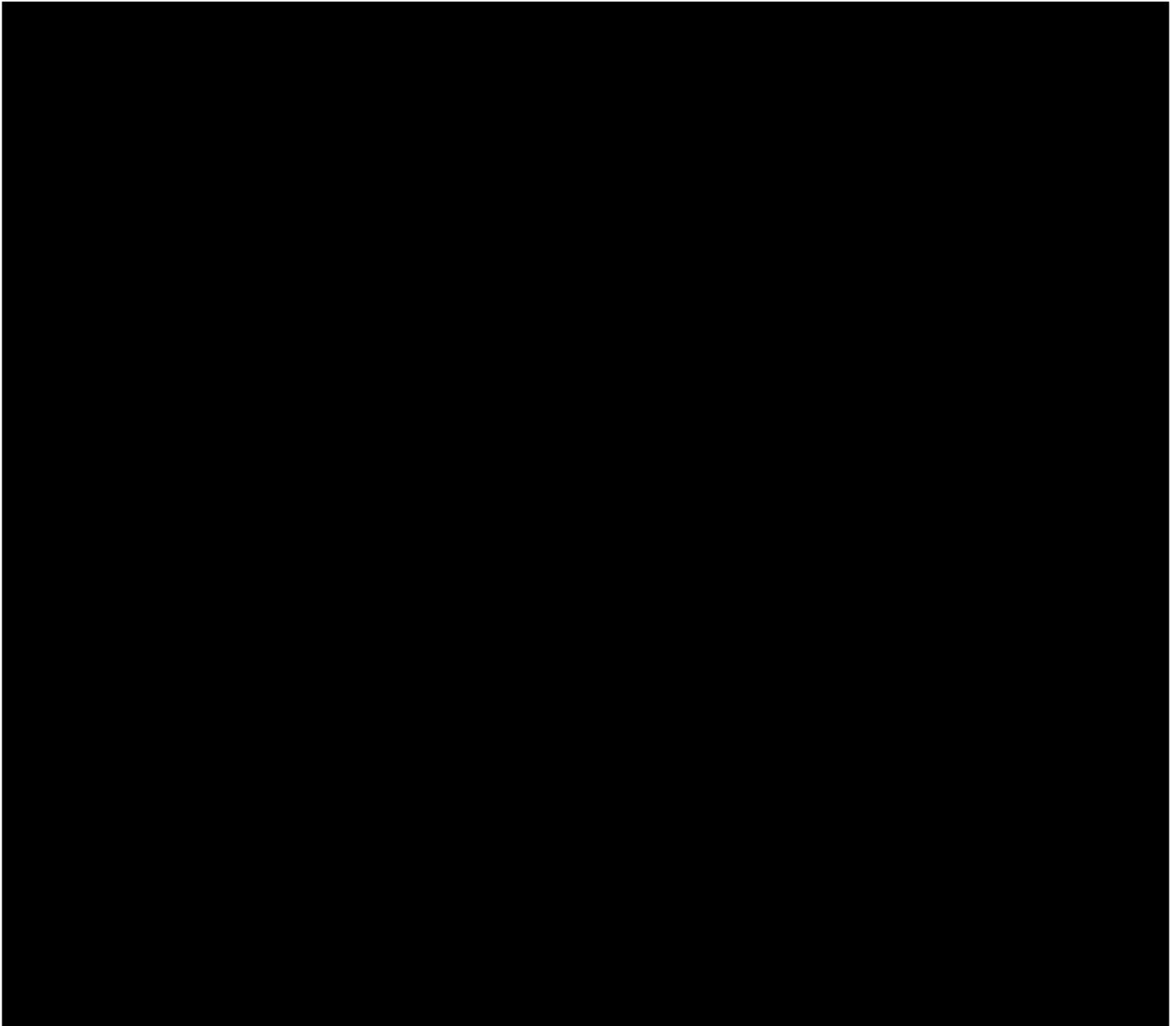
ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117



ERCOT Batch Zero Process: Planning Guide Section 9.3.1
Conditional Classification Dispute for BZ-117

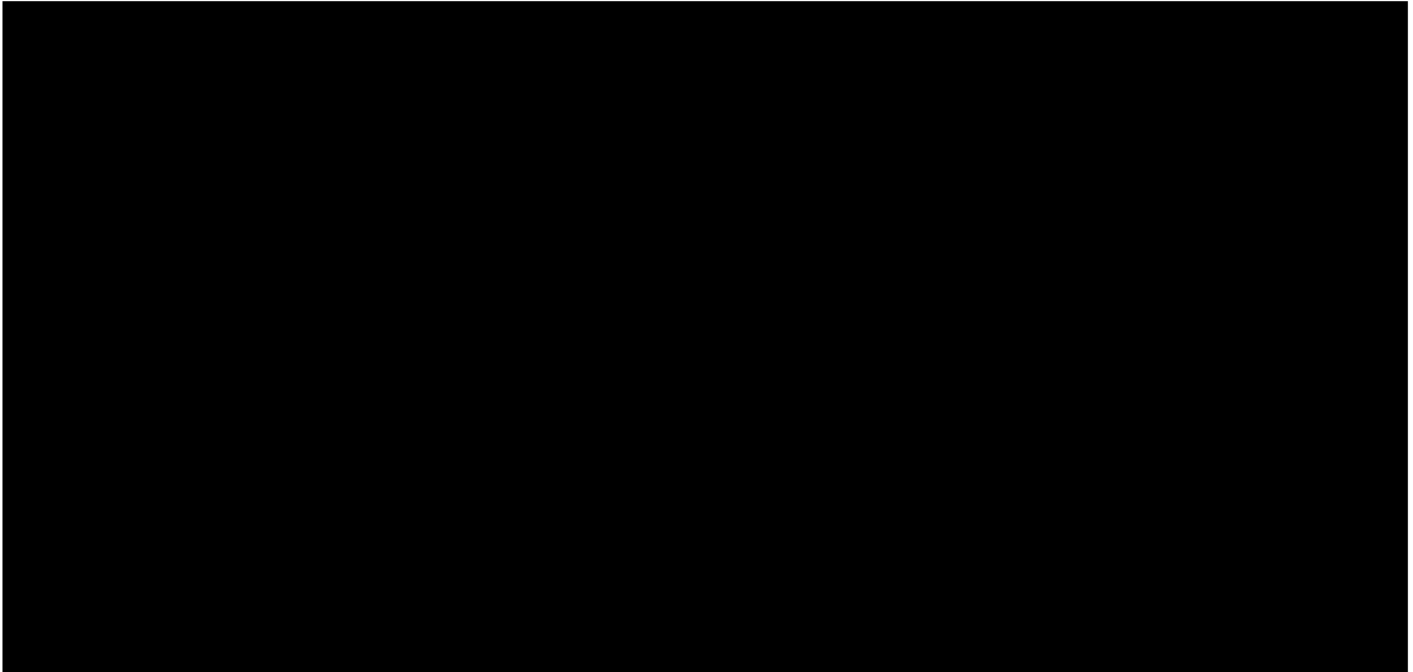


EXHIBIT D

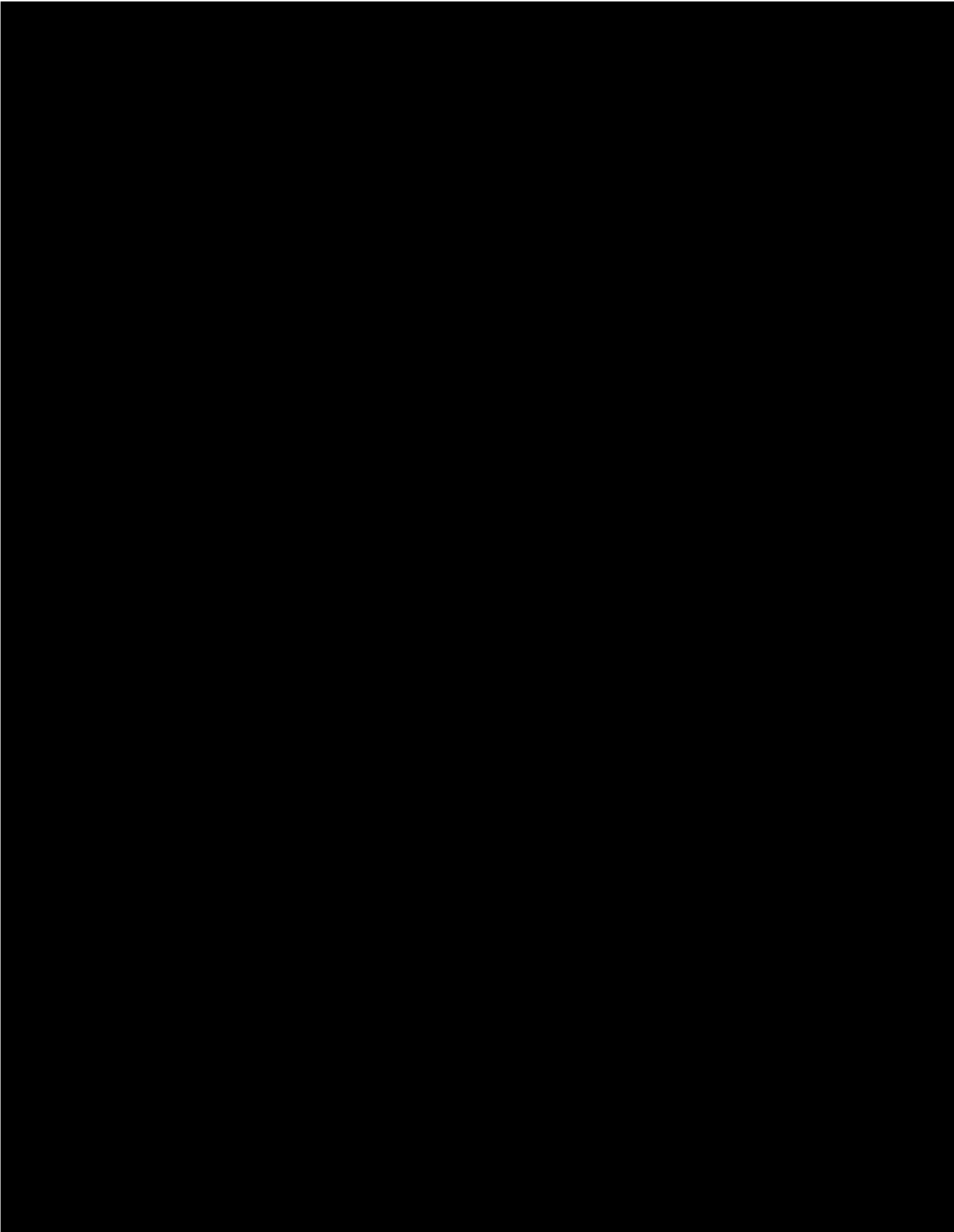
ERCOT Batch Zero Process: Section 9.3.1 Provisional Classification Dispute Form

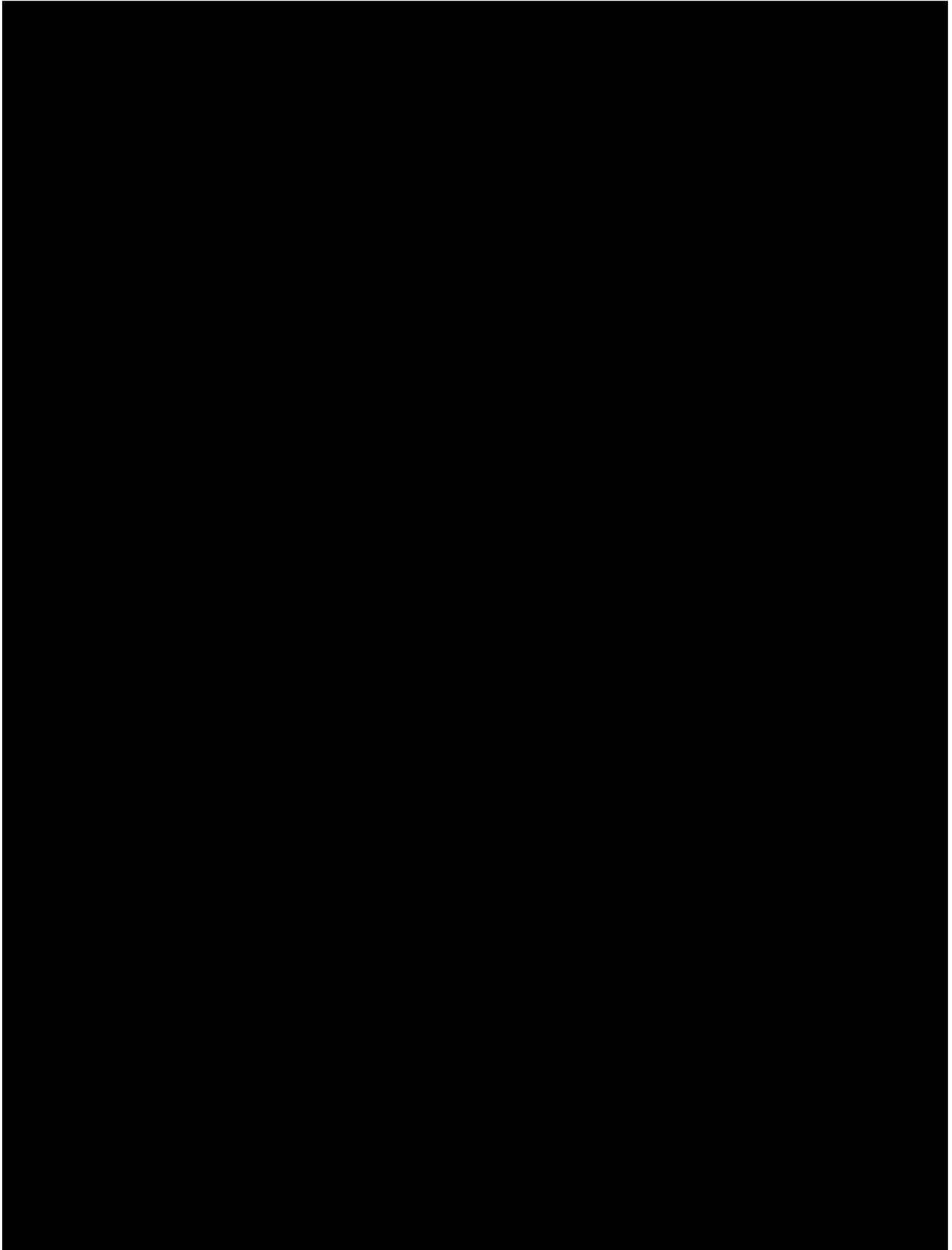
Purpose: ERCOT has provisionally classified the Large Load below under Planning Guide Section 9.2.1.2(1) rather than the base load path Section 9.2.1.1(1) under which it was submitted. Under Section 9.3.1(2)(a)(i), the Interconnecting Large Load Entity (ILLE) may dispute the provisional classification if it believes ERCOT based that classification on incomplete or inaccurate information. The ILLE must use this form to establish the basis for that dispute.

Who completes this form: The ILLE completes Sections 1–3 and returns this form to its Interconnecting Transmission Service Provider or Distribution Service Provider (Responsible TSP/DSP), which may add supporting information in Section 4. The Responsible TSP/DSP must email the form to ERCOT at BZReclassification@ercot.com no later than 5:00 p.m. CT on the due date specified in Section 9.3.1(2)(a)(i)–(iii) of the Planning Guide.

Deadline: Please review the applicable deadlines in Planning Guide Section 9.3.1(2)(a)(i). The chronologically dependent deadlines are illustrated below:

- ERCOT notifies the Responsible TSP/DSP of the provisional classification.
 - The Responsible TSP/DSP shall notify the ILLE within two Business Days of receipt of ERCOT's notice.
 - To initiate a dispute:
 - ILLE must complete and submit this form to the Responsible TSP/DSP no later than three Business Days after receiving notice from the Responsible TSP/DSP; and
 - The Responsible TSP/DSP must submit the completed form to ERCOT by the deadline above (i.e., no later than three Business Days after the ILLE's receipt of notice).
 - ERCOT, the ILLE, and the Responsible TSP/DSP shall attempt to resolve the dispute within three Business Days after ERCOT receives notice of an initiated dispute.
-





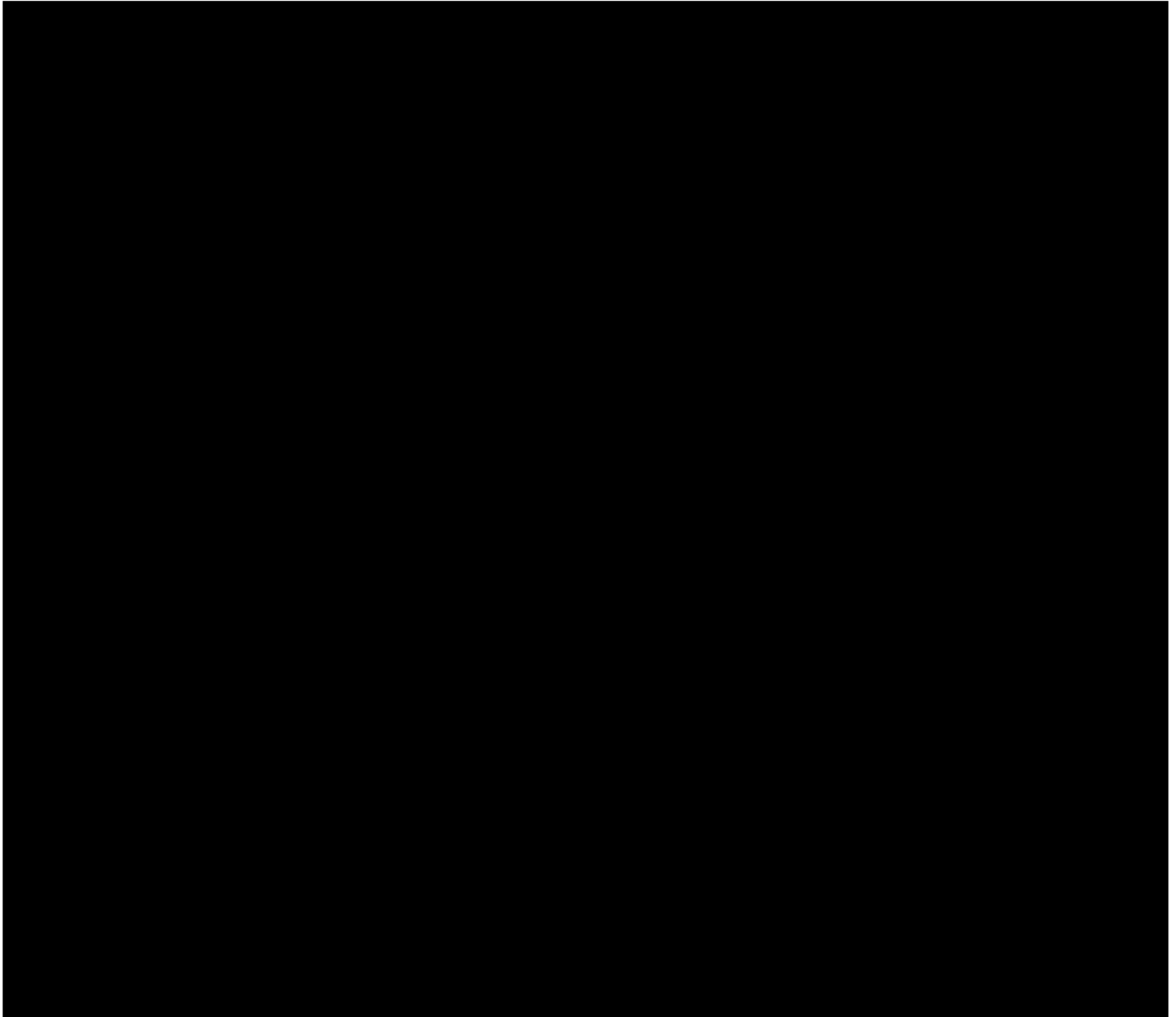


EXHIBIT E



September 11, 2026

Electric Reliability Council of Texas (ERCOT)
Attention: Batch Zero Large Load Team
8000 Metropolis Drive
Building One
Austin, TX. 78744
RE: Letter of Support for Rowan Digital Infrastructure's Project Stampede

To Whom It May Concern:

I am writing on behalf of the City of Temple regarding Project Stampede, a major data center development currently under construction within our community.

Project Stampede represents a significant investment in Temple and has already become an important contributor to our local economy. Construction is actively underway and today supports 280 construction workers and expects thousands of jobs during peak development activities. The project also represents a substantial long-term investment in the City of Temple and the broader Texas region.

Since first engaging with Rowan Digital Infrastructure, the City has found the company to be a committed community partner. Rowan has worked closely with local stakeholders and has demonstrated a strong commitment to advancing a project that will create jobs, generate economic activity, and contribute to the continued growth and success of our community.

The City of Temple has invested considerable time and effort supporting this development because we recognize the positive economic impact the project is expected to bring to our residents, businesses, and workforce. Project Stampede is one of the most significant private investments and economic development projects currently underway in our region, and we look forward to its successful completion. Timely completion of the project is important to realizing the anticipated economic benefits, workforce opportunities, tax base growth, and long-term investment associated with this development. Delays that prevent the project from moving forward as planned could defer or reduce those benefits for the City of Temple and the broader Central Texas region.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Timothy A. Davis".

Tim Davis
Mayor
City of Temple, Texas

EXHIBIT F



September 15, 2026

Electric Reliability Council of Texas (ERCOT)

Attention: Batch Zero Large Load Team
8000 Metropolis Drive Building One
Austin, TX 78744

RE: Letter of Support for Rowan Digital Infrastructure's Project Stampede (BZ-117)

To Whom It May Concern:

I am writing on behalf of Temple Economic Development Corporation (TEDC) regarding Project Stampede, a major data center development currently under construction in Temple, Texas.

Project Stampede represents one of the most significant private investment and economic development opportunities currently underway in our community. The project is actively under construction today and is already contributing to economic activity, workforce development, and business growth within Temple and the broader Central Texas region.

TEDC has worked closely with Rowan Digital Infrastructure throughout the development of Project Stampede and has consistently found Rowan to be a collaborative and committed partner. Rowan has invested substantial time and resources in Temple and has demonstrated a long-term commitment to supporting economic growth, job creation, and community investment.

From TEDC's perspective, Project Stampede is a highly advanced project with meaningful progress already achieved. Continued advancement of the project is important to realizing the anticipated economic benefits, construction activity, workforce opportunities, tax base growth, and long-term investment associated with this development.

TEDC has devoted significant effort to supporting this project because of the transformational impact it is expected to have on our community. Delays that prevent Project Stampede from moving forward as planned could defer or reduce the economic and workforce benefits anticipated for Temple and the surrounding region.

We appreciate your consideration and look forward to the successful completion of this important project.

Sincerely,

Adrian Cannady
President & Chief Executive Officer
Temple Economic Development Corporation

EXHIBIT G

SUFFOLK

Electric Reliability Council of Texas (ERCOT)
Attention: Batch Zero Large Load Team
8000 Metropolis Drive
Building One
Austin, TX 78744

September 10, 2026

RE: Letter of Support for Rowan Digital Infrastructure's Project Stamped

To Whom It May Concern:

I am writing on behalf of Suffolk in support of Rowan Digital Infrastructure's Project Stamped, a major data center development currently under construction in Temple, Texas.

As the general contractor supporting construction of Project Stamped, Suffolk has direct visibility into the project's advanced stage of development and the substantial work already underway. The project currently supports approximately 280 craft and office personnel onsite, with thousands of construction jobs expected during peak development activity. Through our work with Rowan, we have seen the company's commitment to advancing the project responsibly and working collaboratively with its construction, workforce, and community partners. Project Stamped represents a significant long-term investment in Temple and the broader Central Texas region, supporting meaningful employment, economic activity, and continued growth.

Timely completion of Project Stamped is important to maintaining construction momentum and realizing the anticipated workforce and economic benefits associated with the development. Delays that prevent the project from moving forward as planned could disrupt ongoing work and defer or reduce those benefits.

Thank you for your consideration.

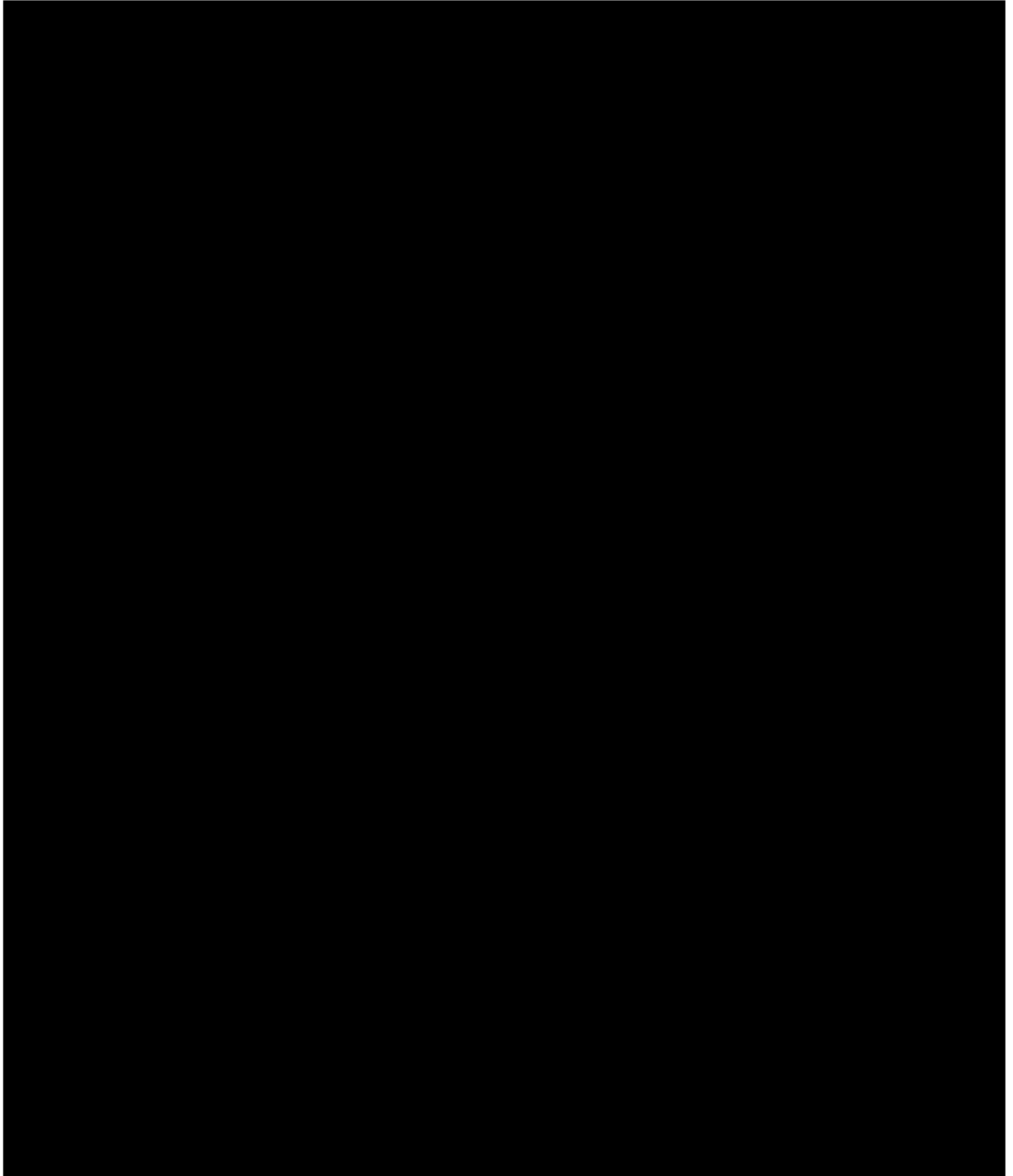
Sincerely,

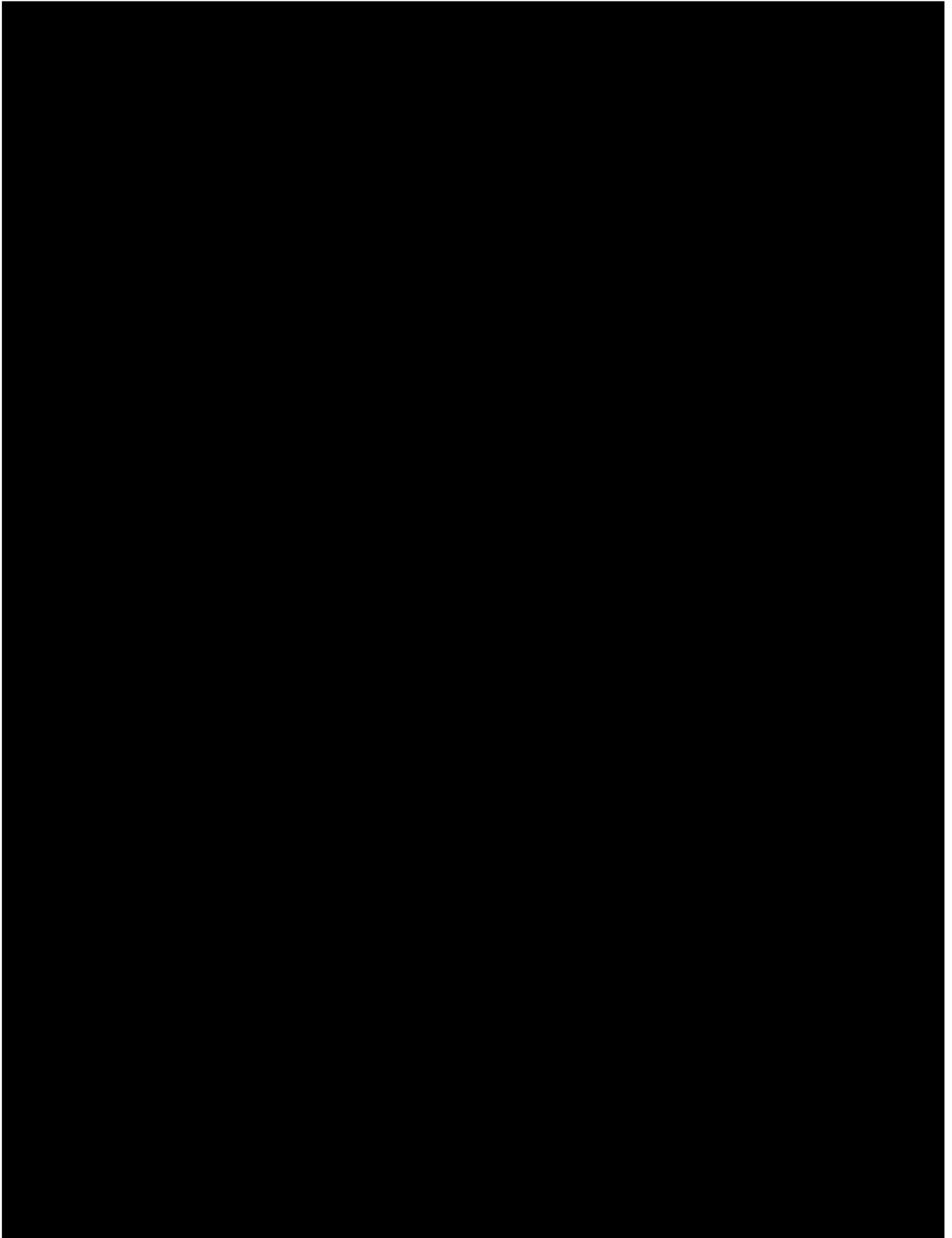


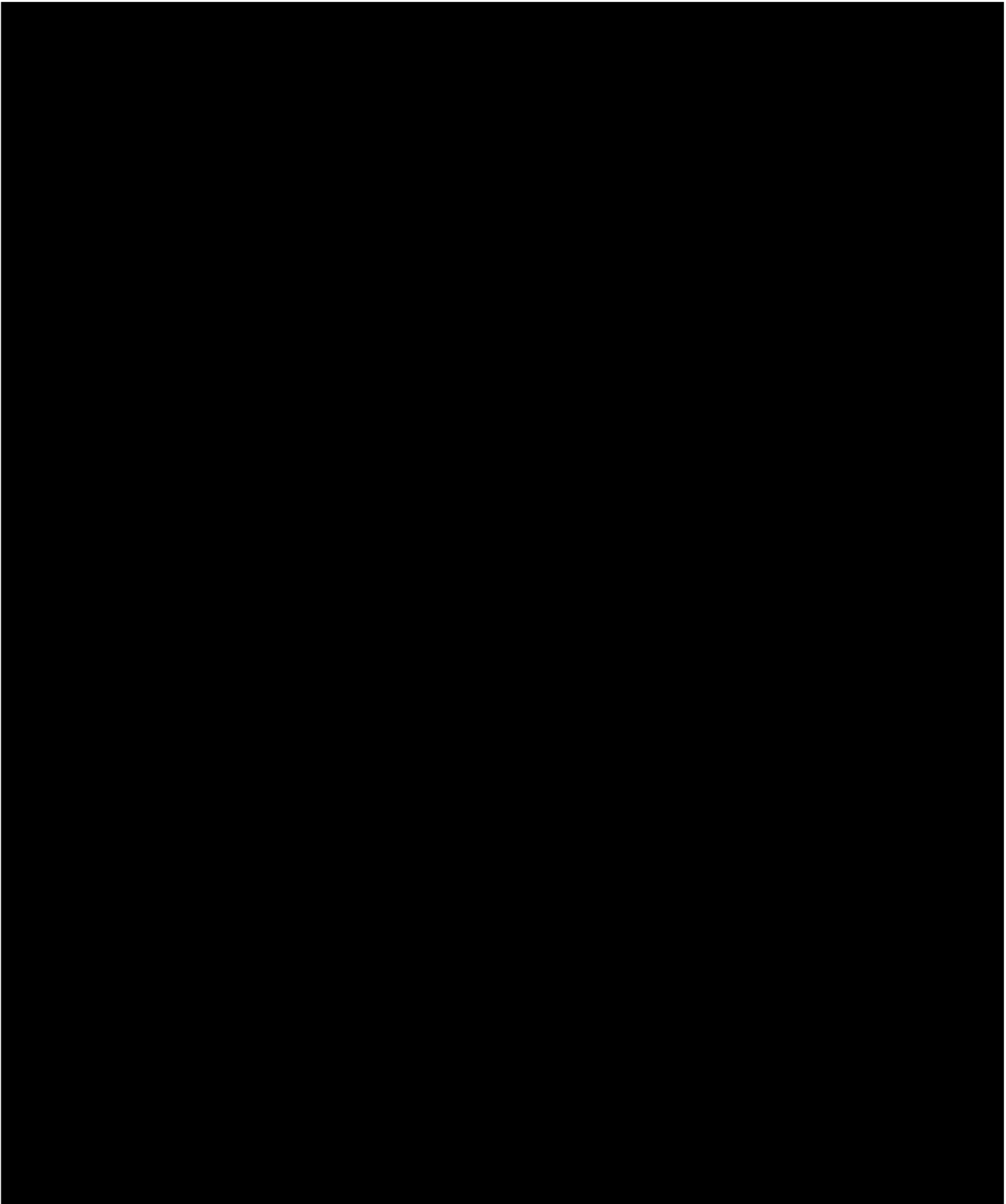
President, Suffolk South Central

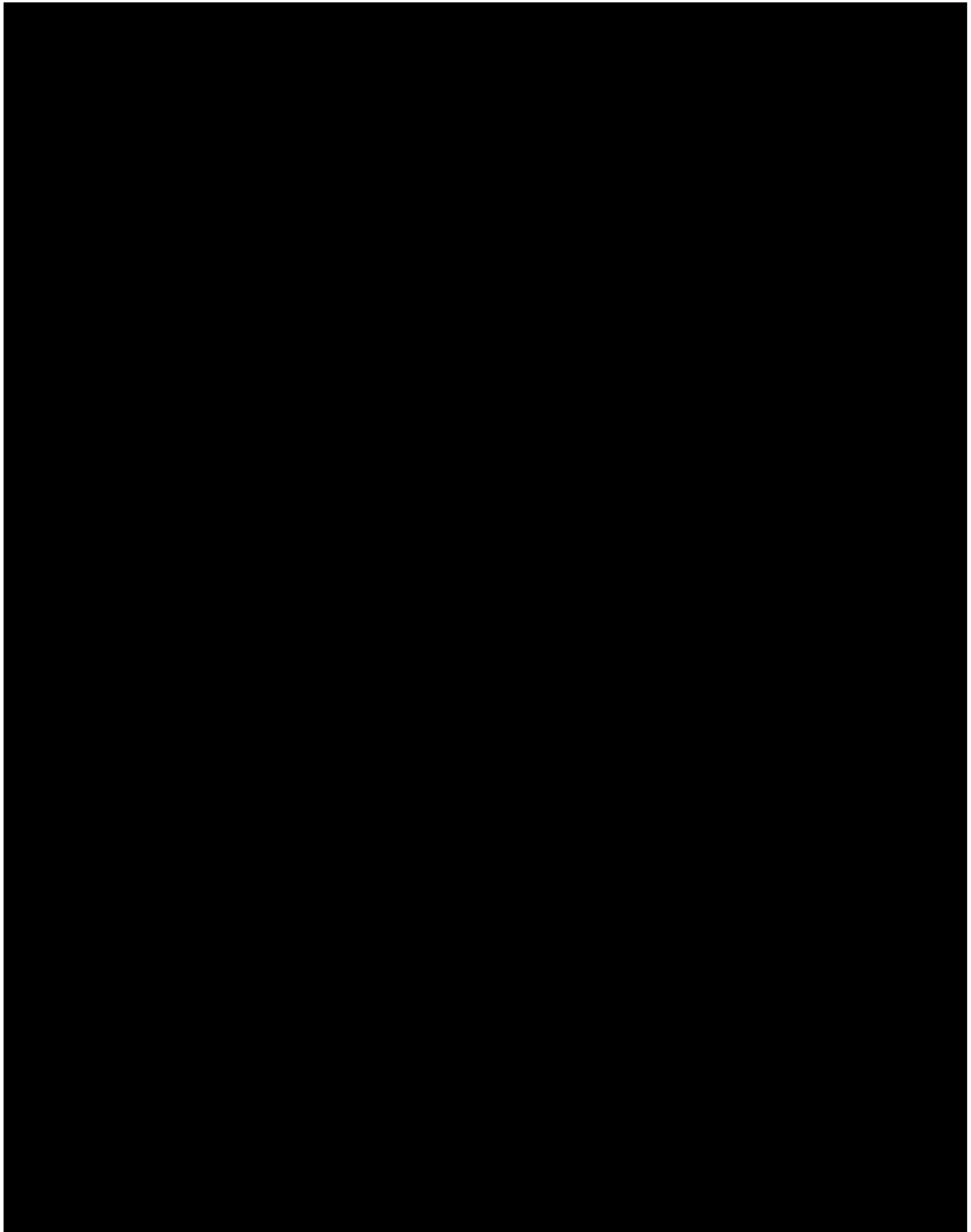
EXHIBIT H

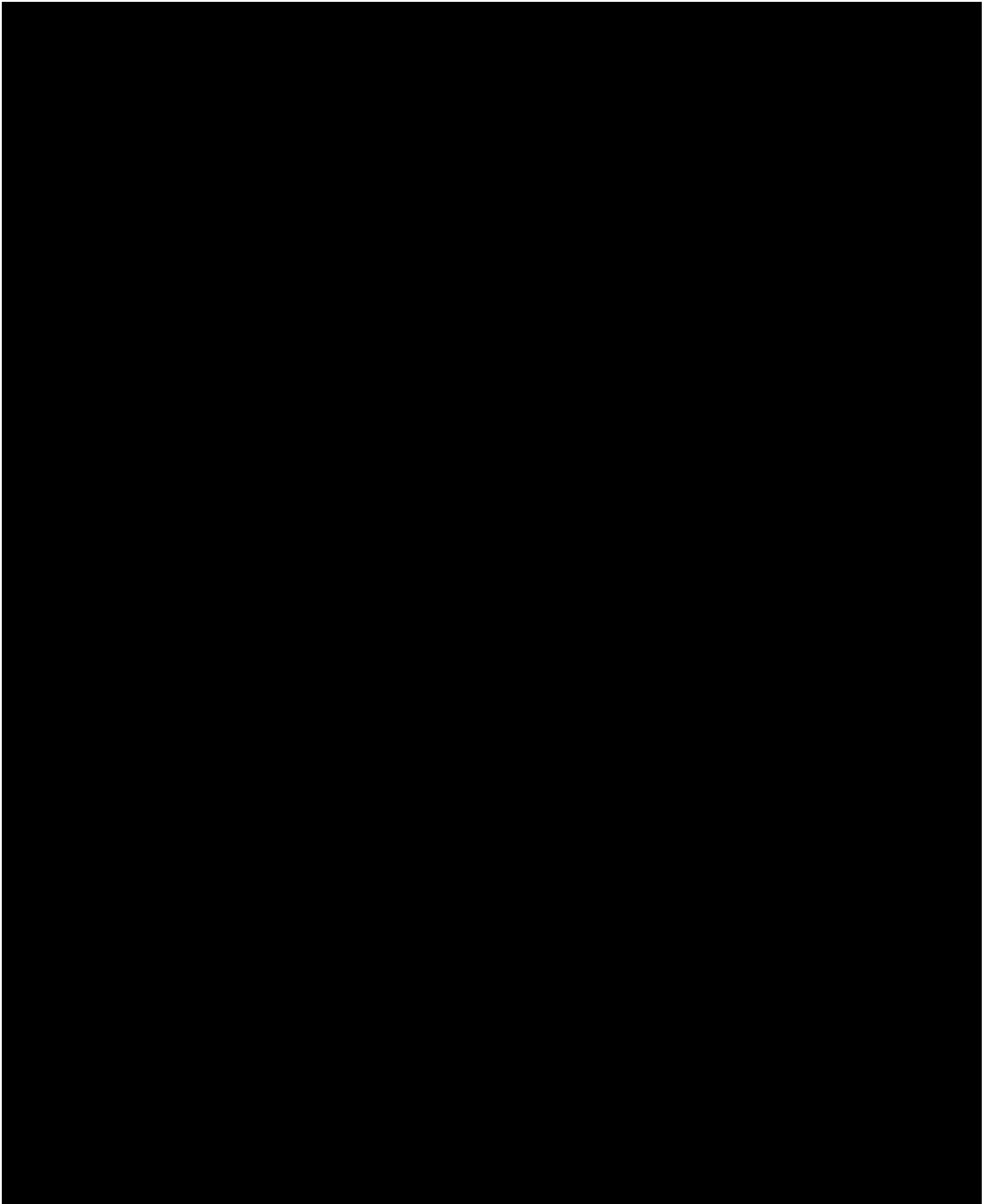
Transmission/Substation Facility Extension Agreement Rowan – Moriah II – Temple TX

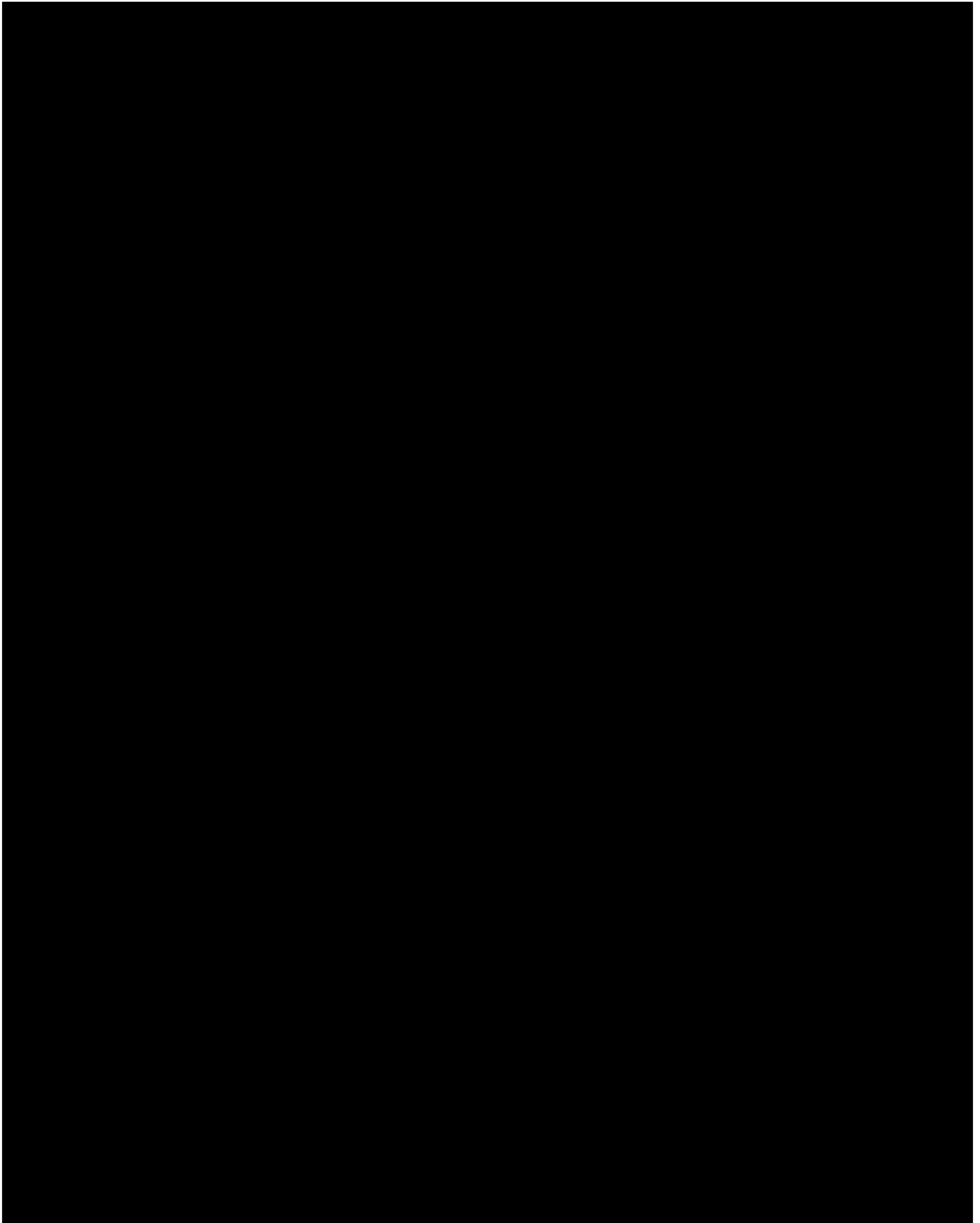


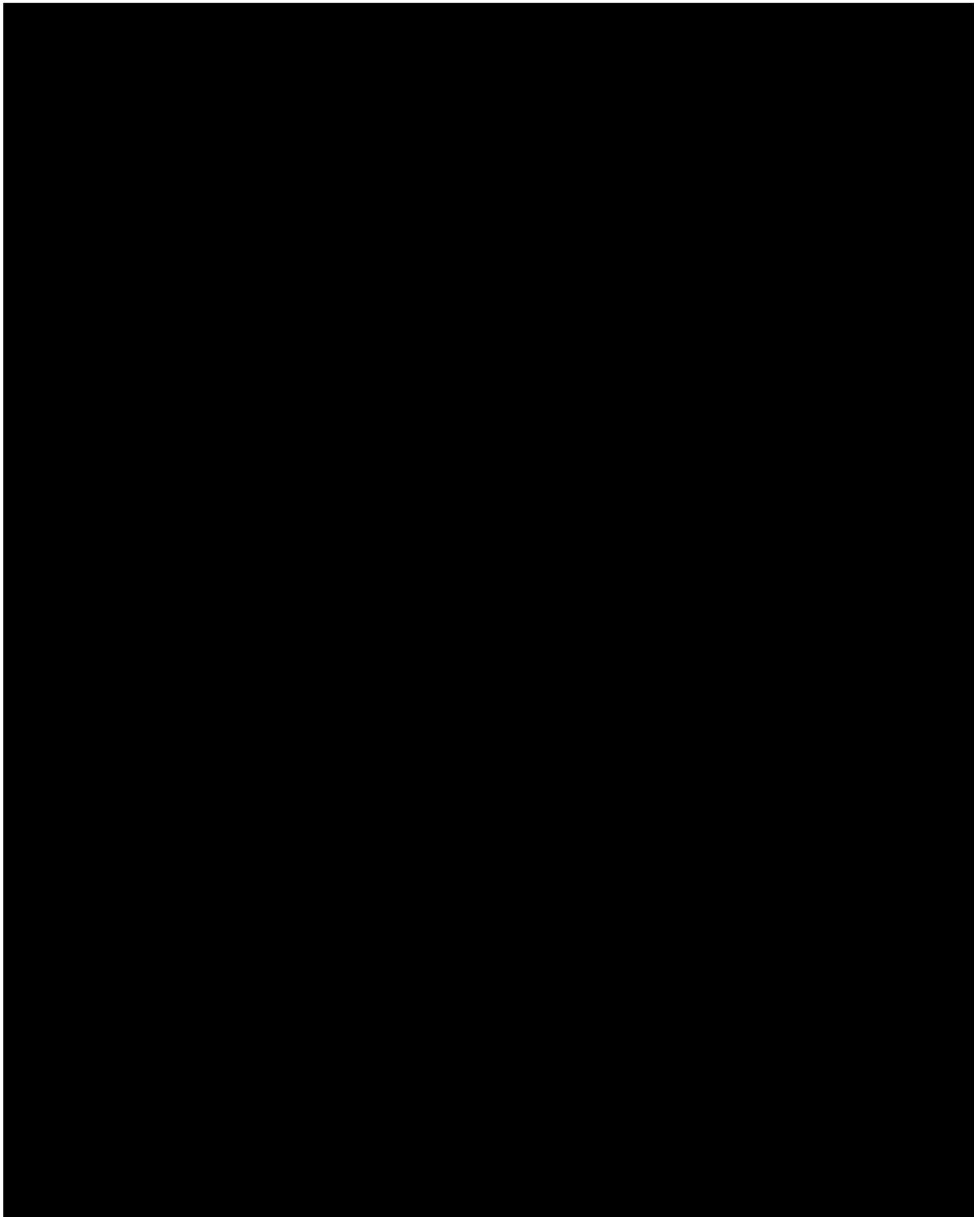


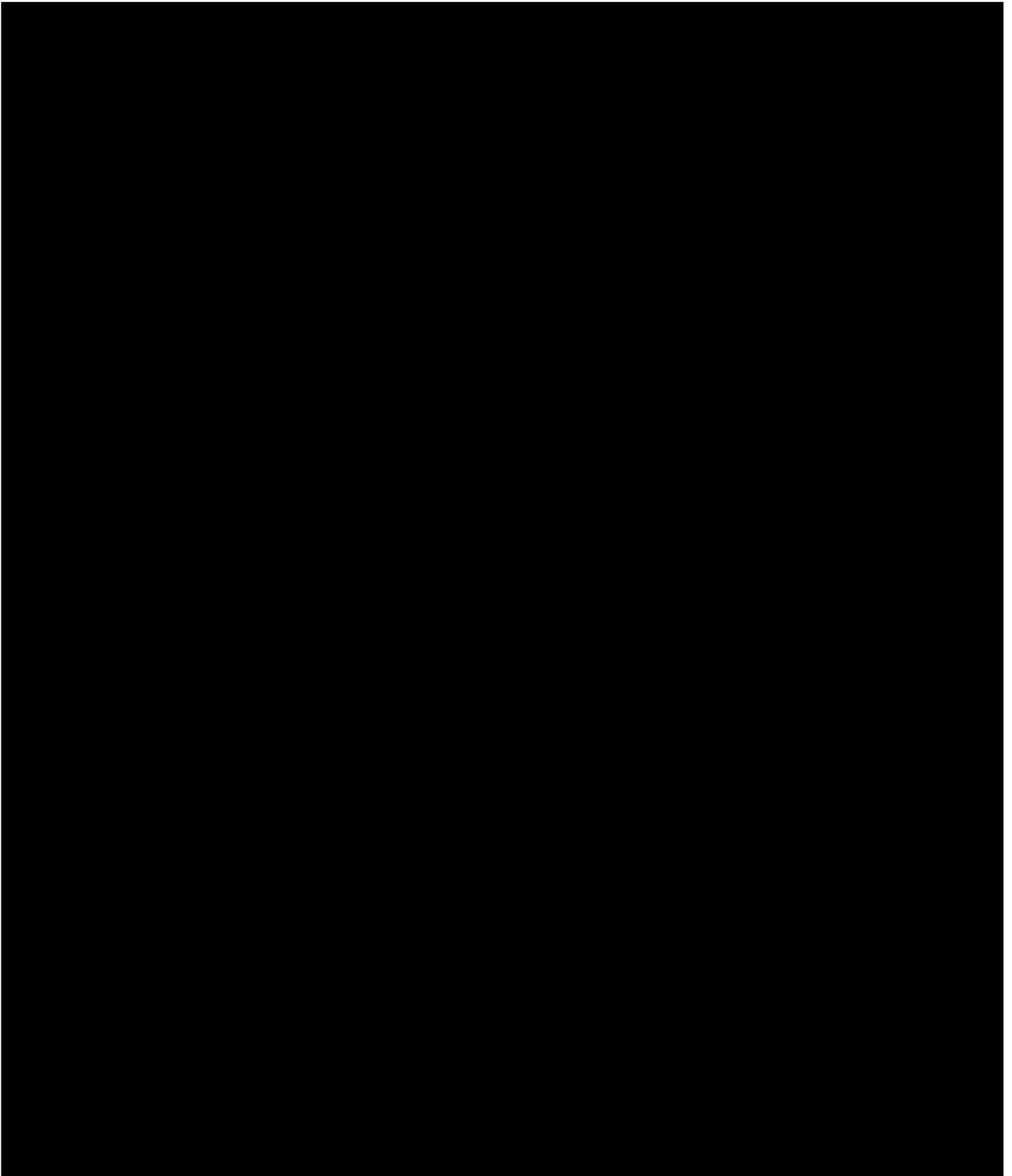


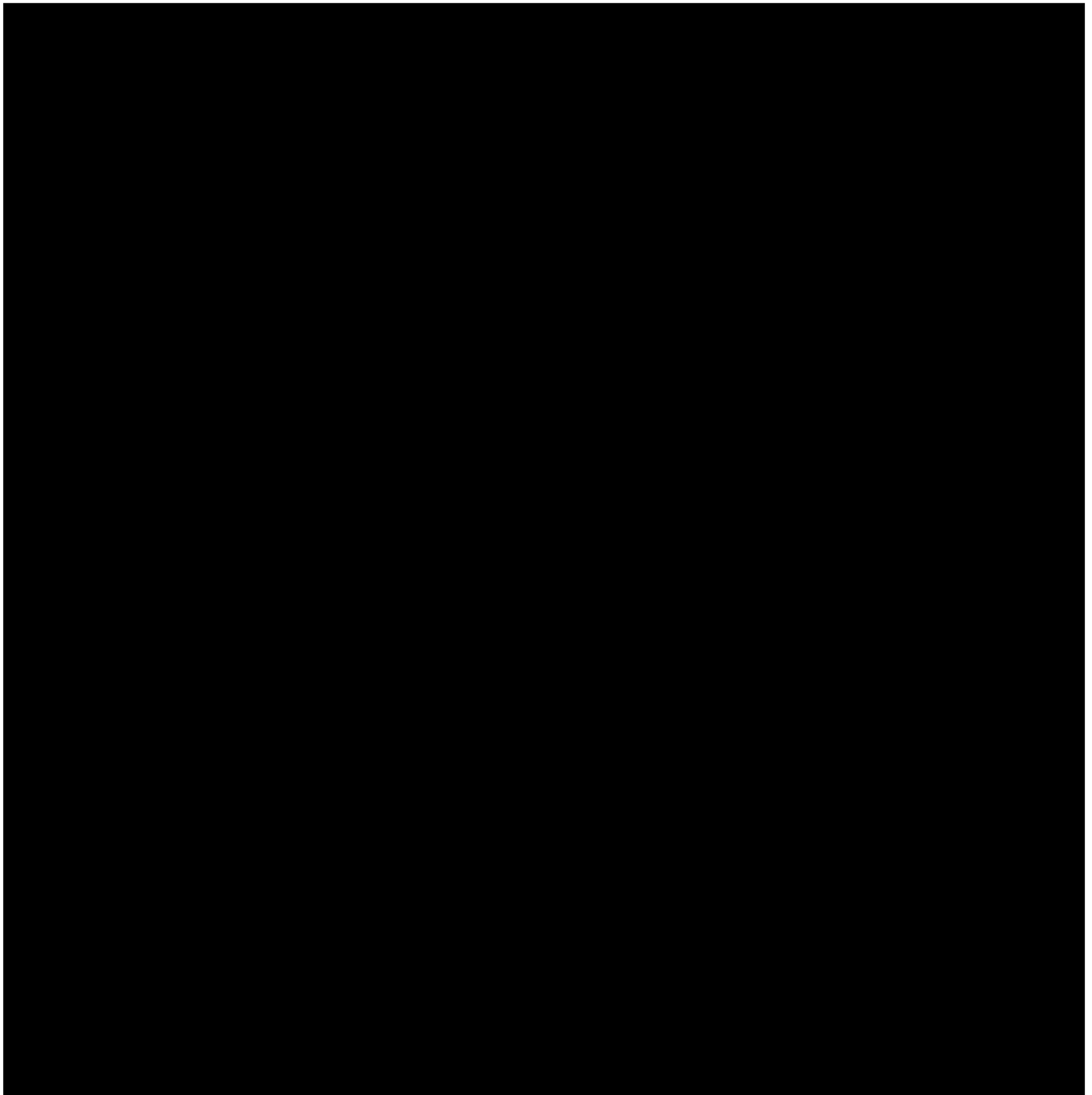






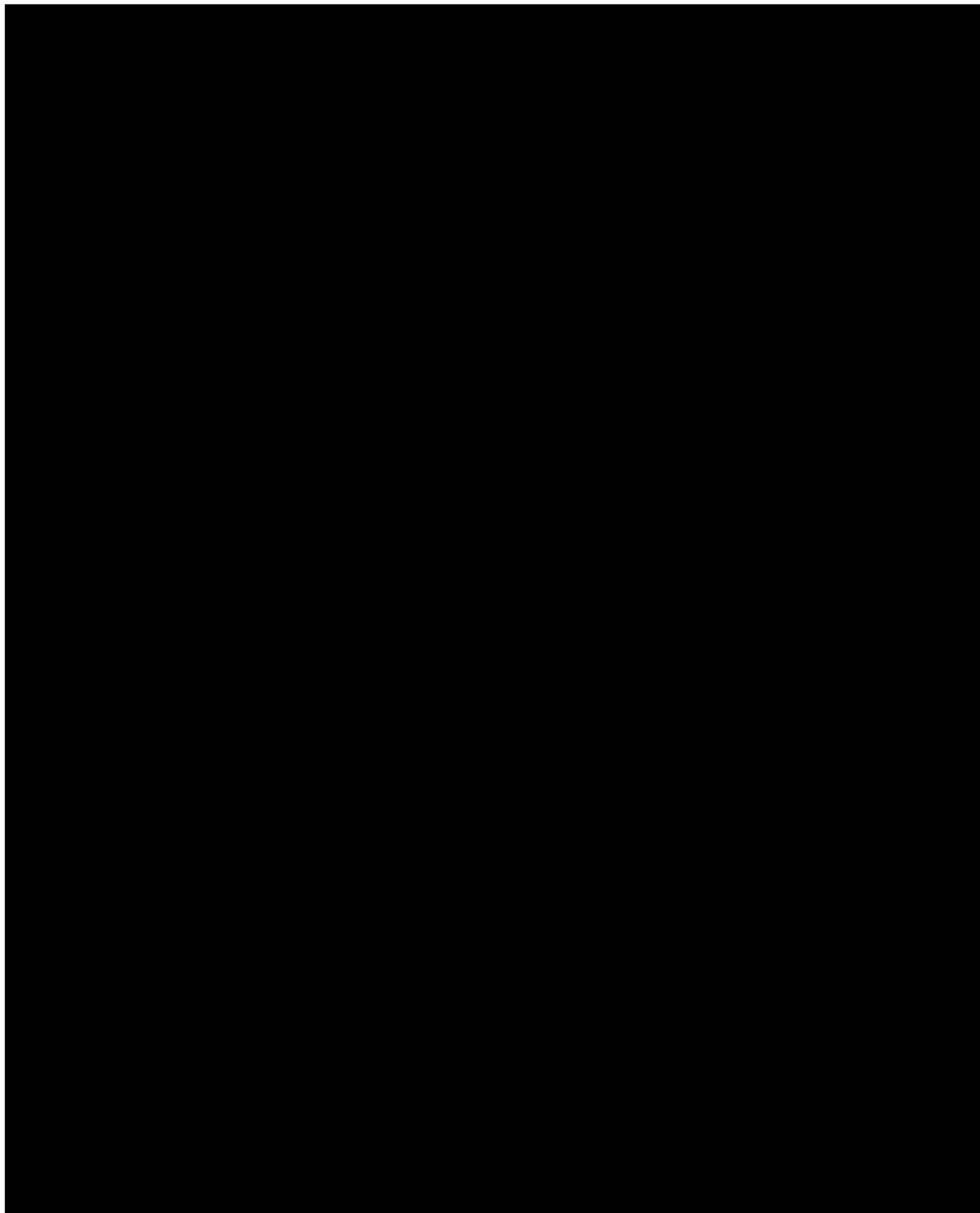


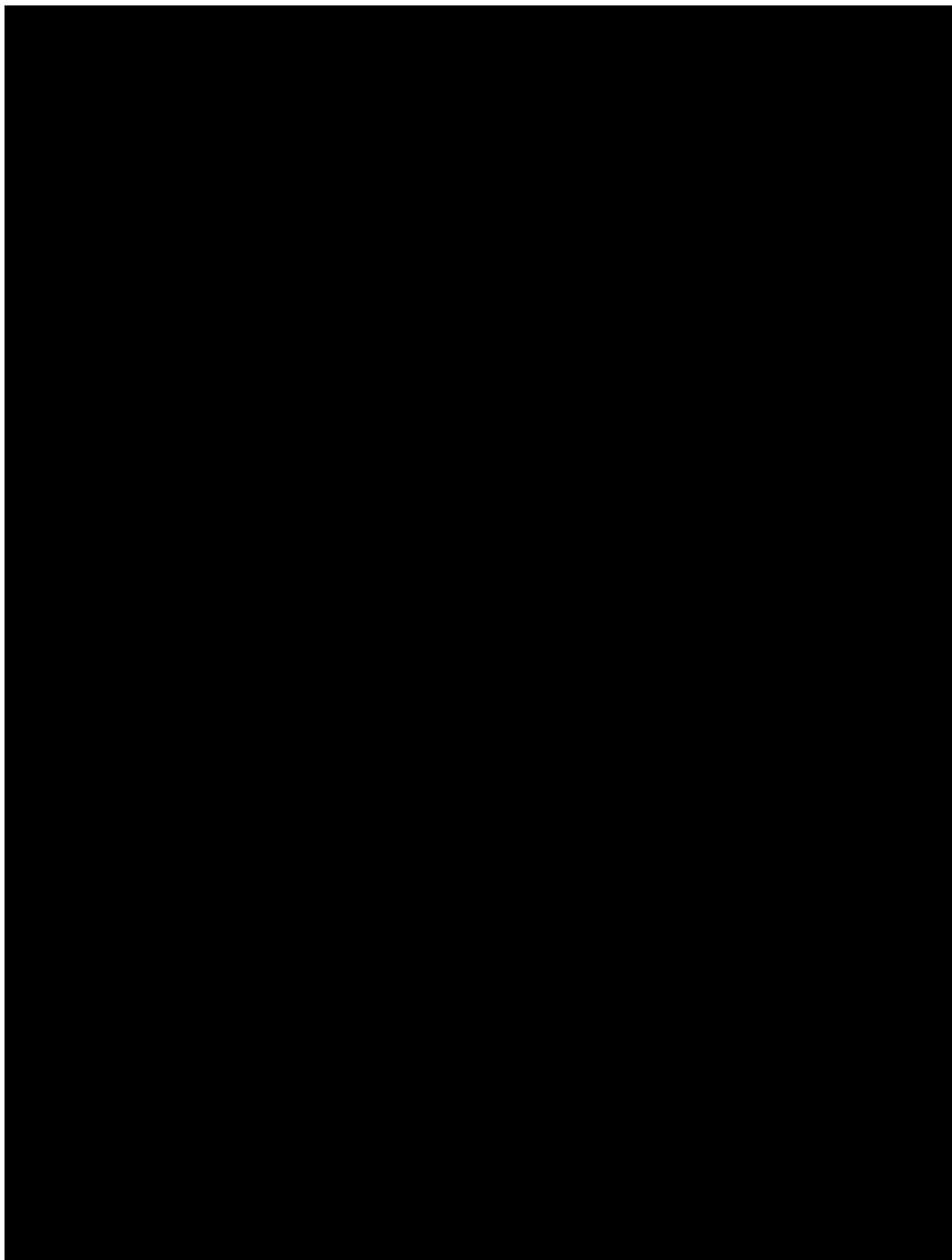


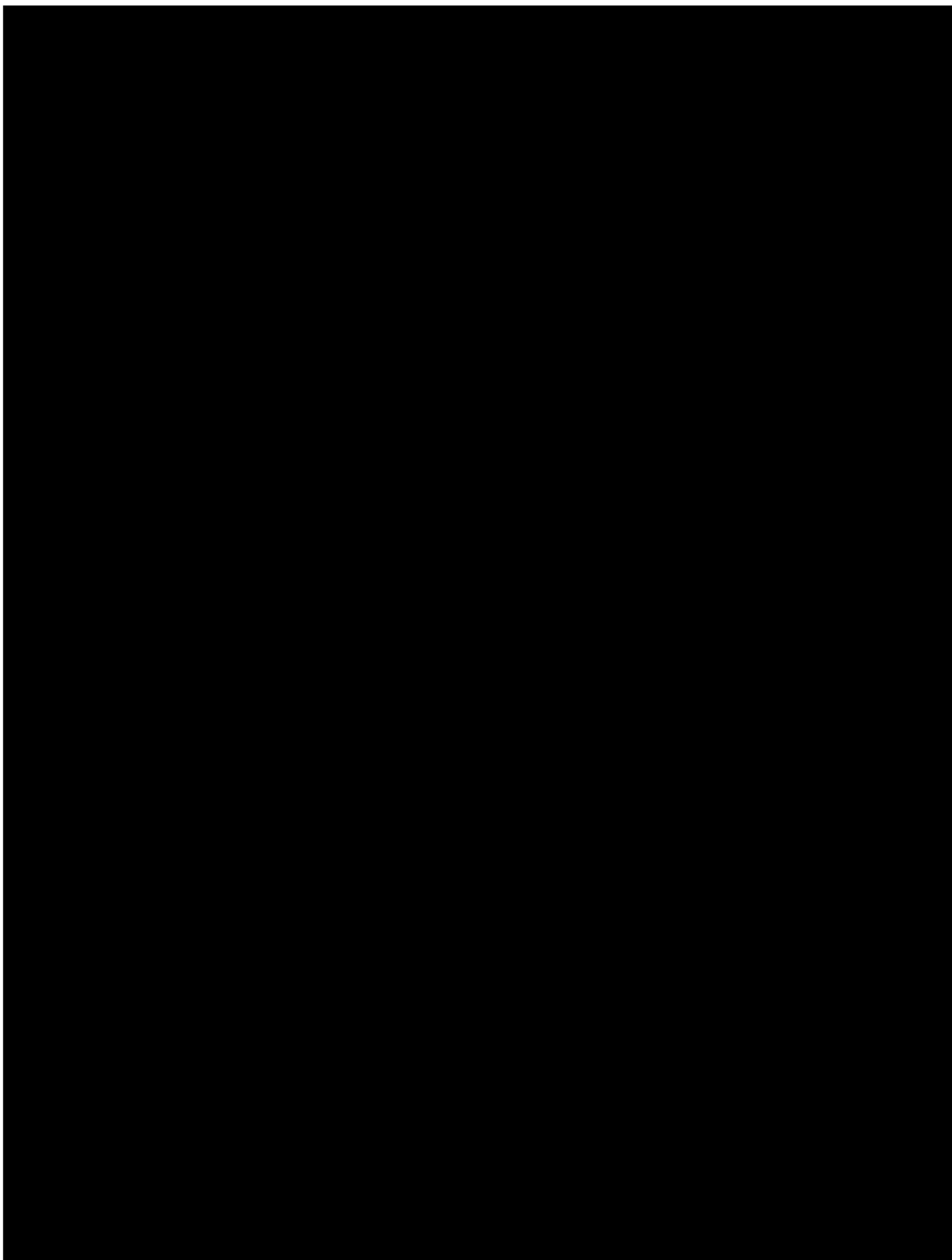


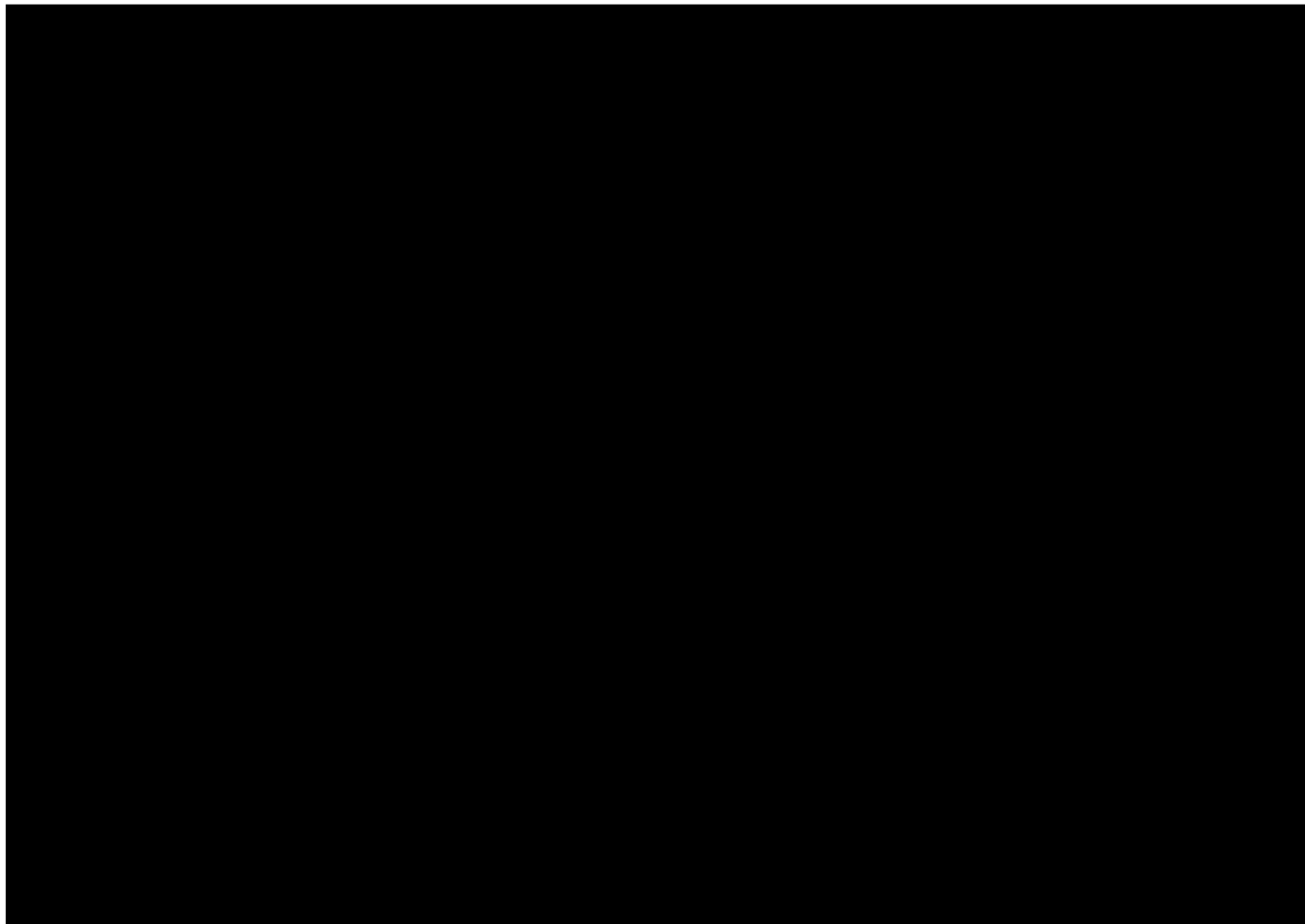
10. Financial Security Requirements:

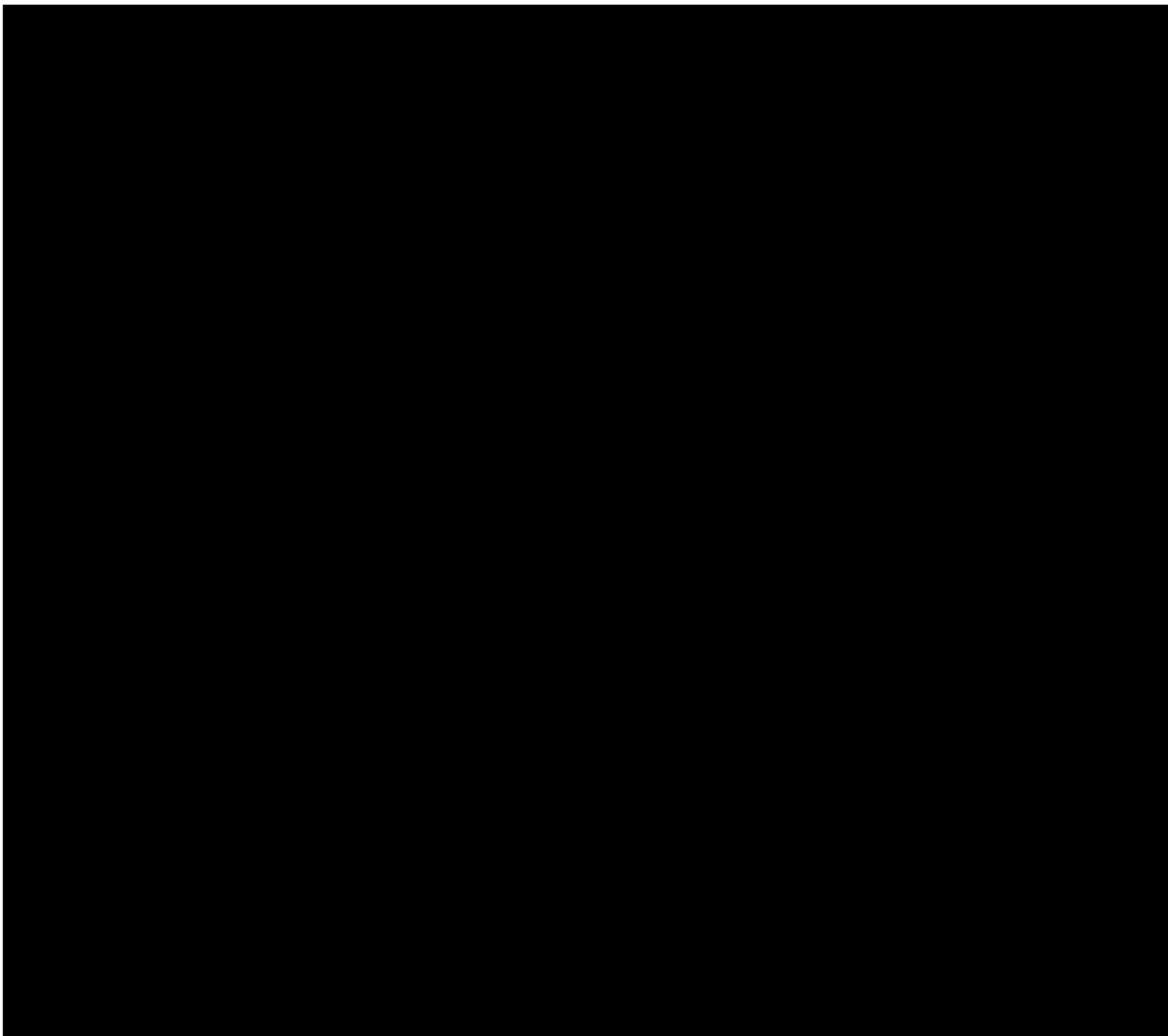
- a) **In conjunction with Customer's payment obligations to Company pursuant to this Agreement, Customer shall deliver to Company on or before July 10, 2026, financial security in the amount of \$[REDACTED], which is equal to the total of the following:**
 - (i) The CIAC described in Article I, Paragraph 1 above; and
 - (ii) \$0.00 as financial security for system upgrades as completed studies indicate that no transmission facility upgrades are required.

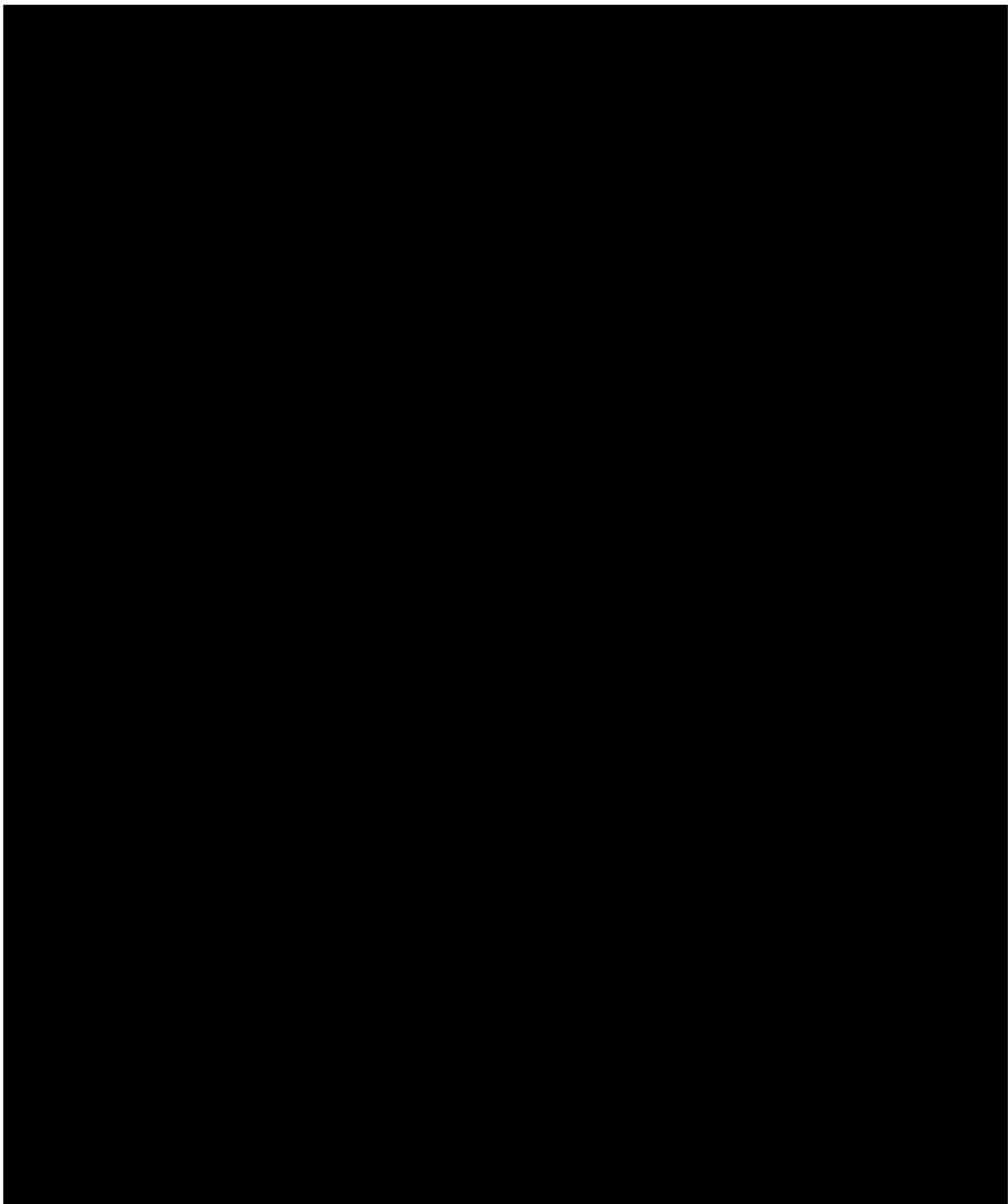


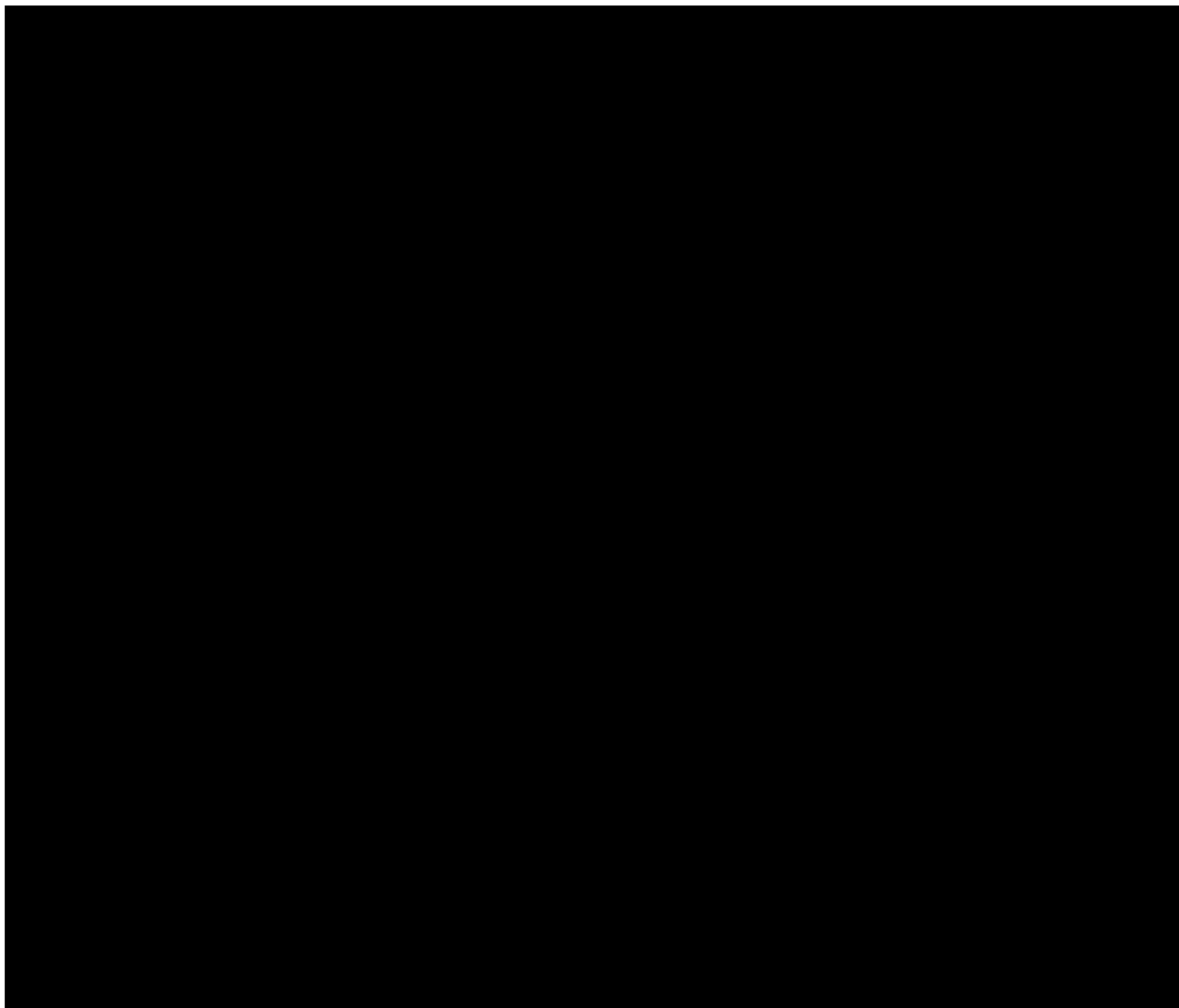


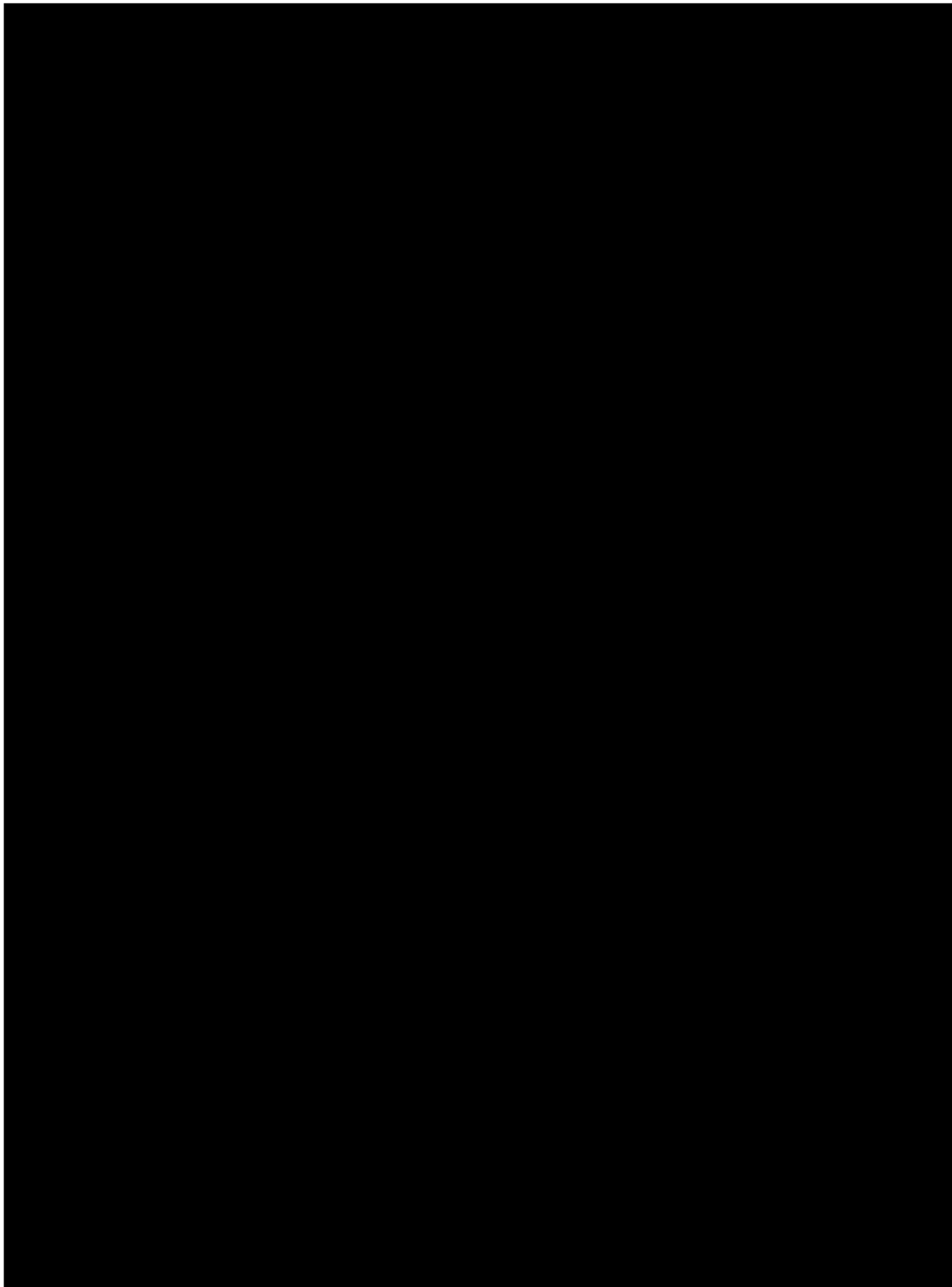


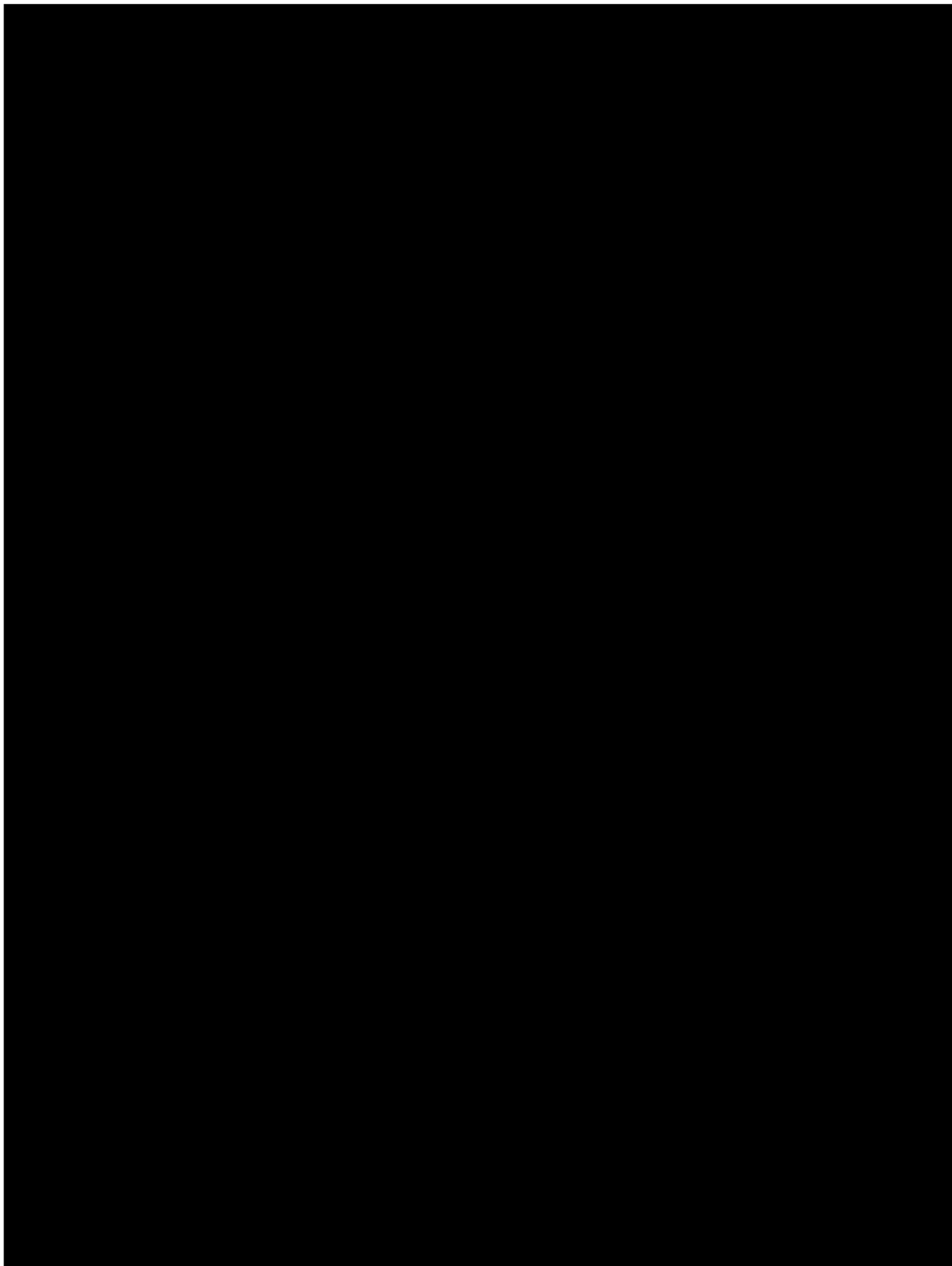


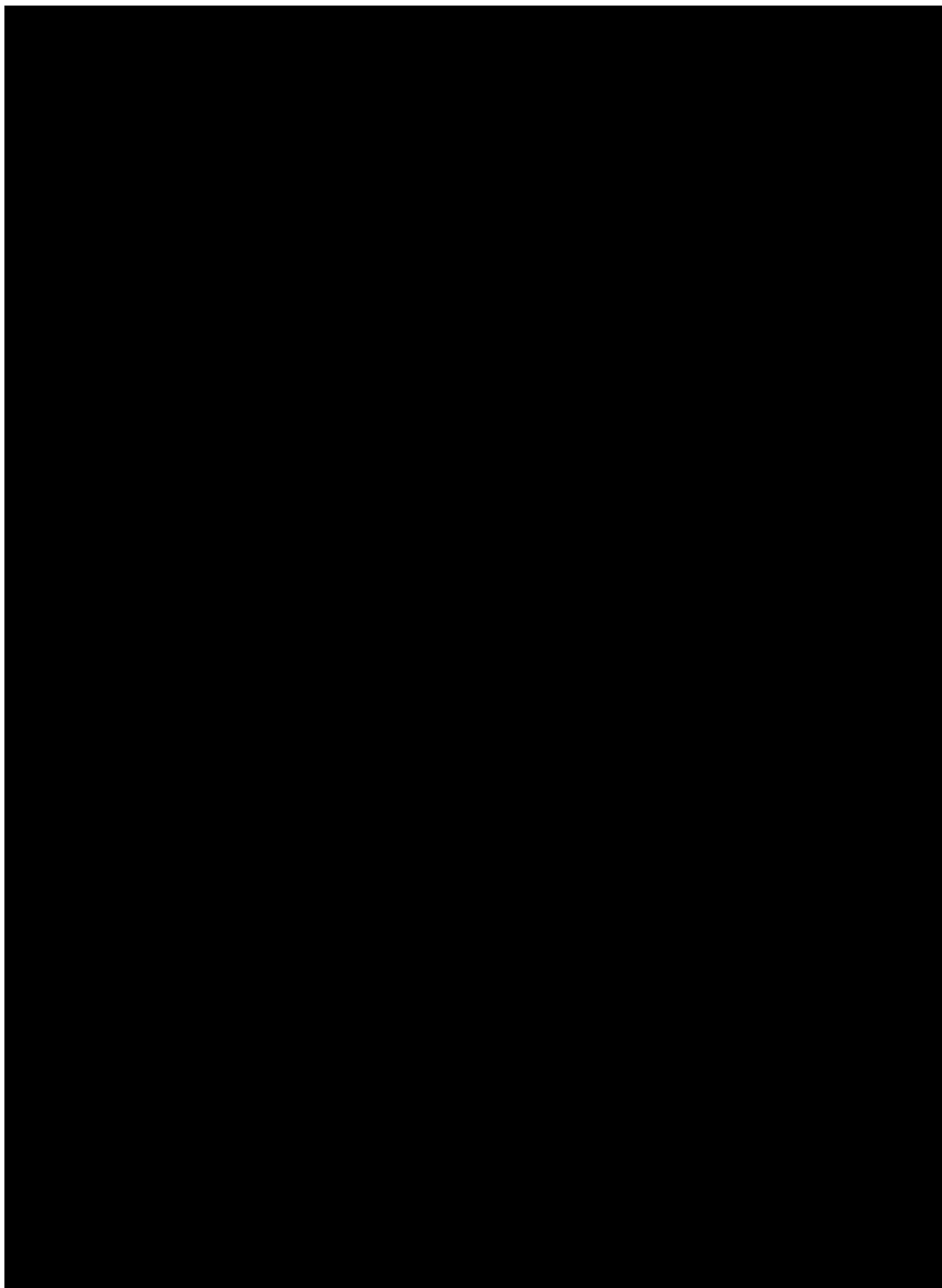


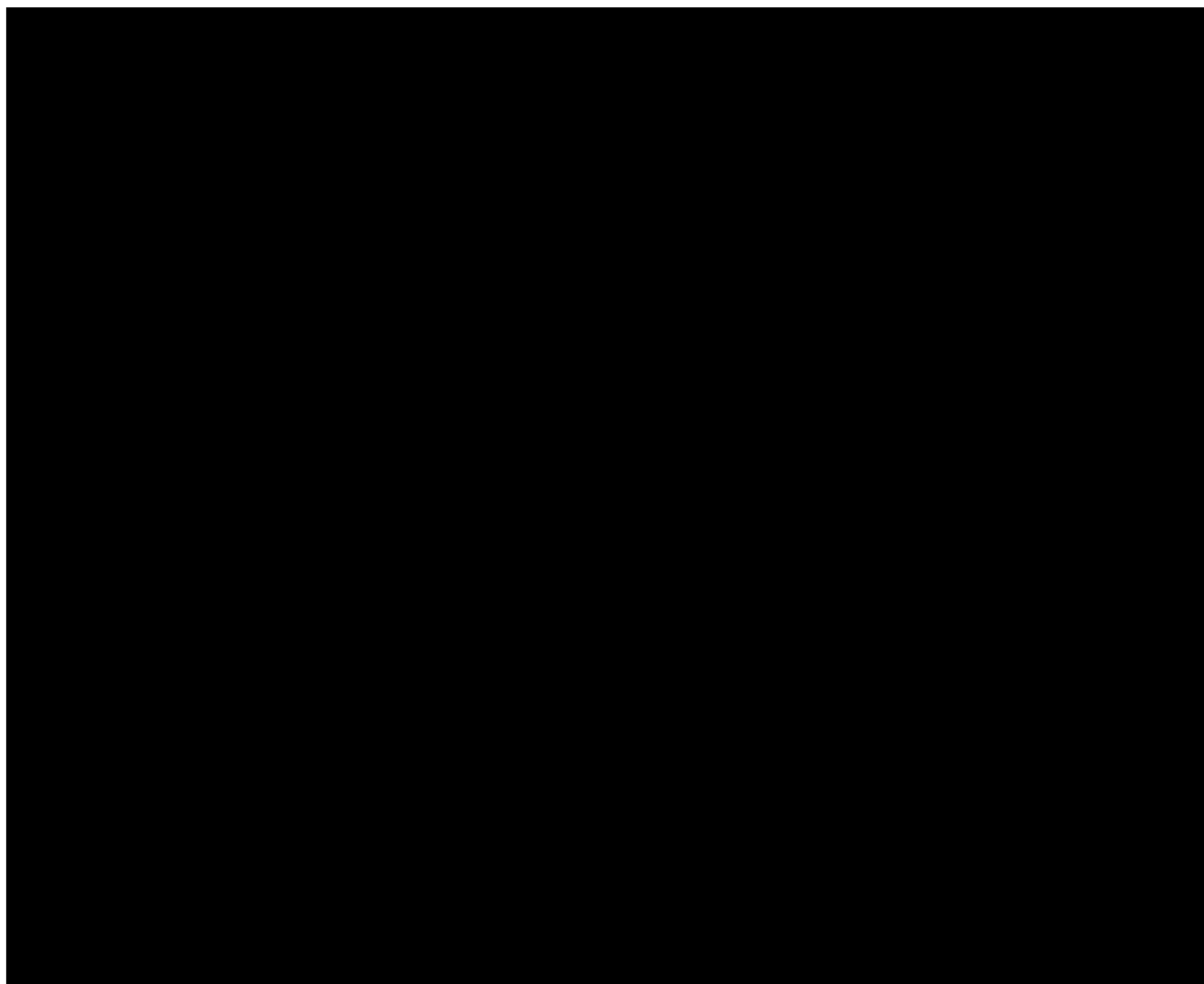


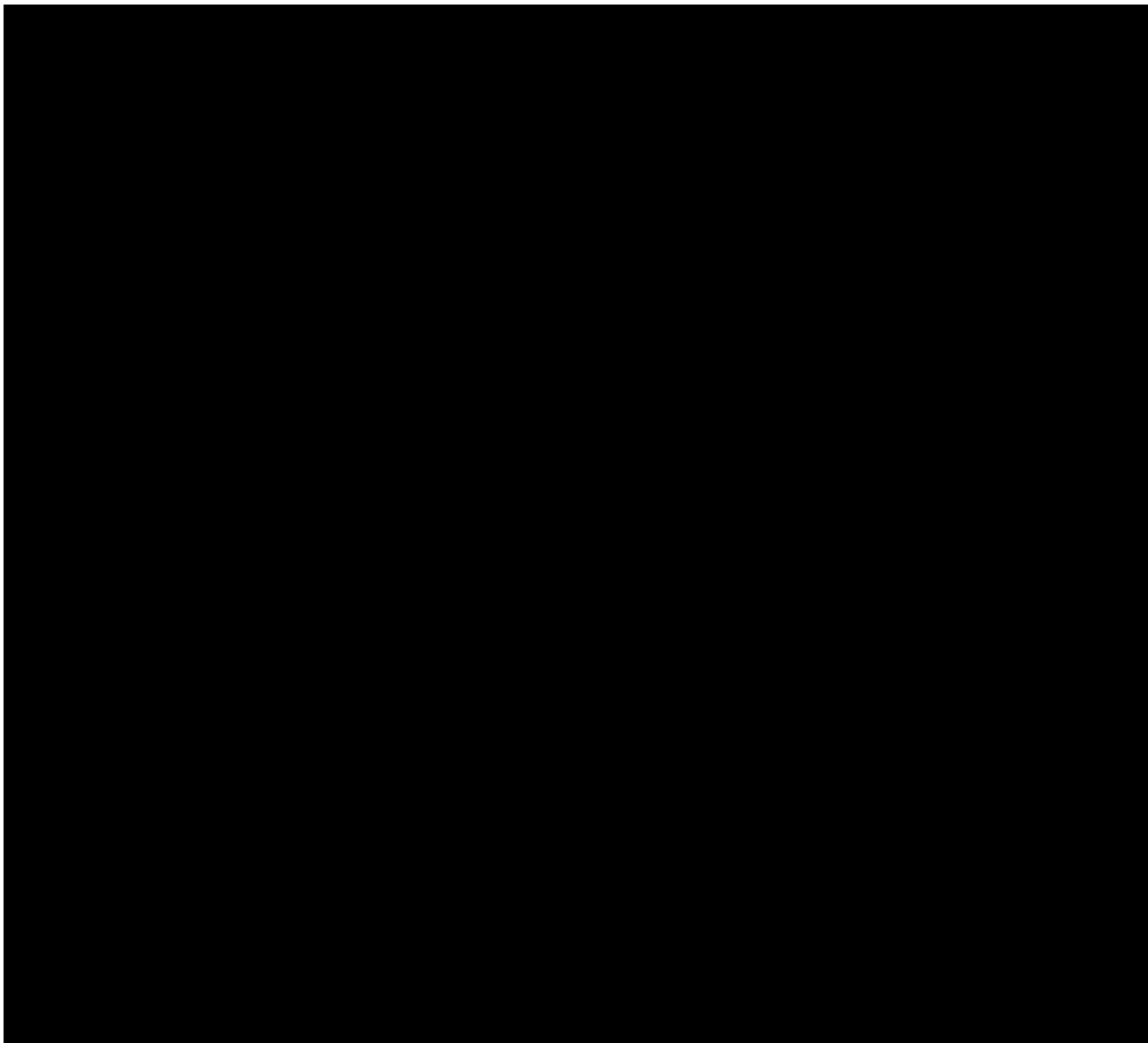


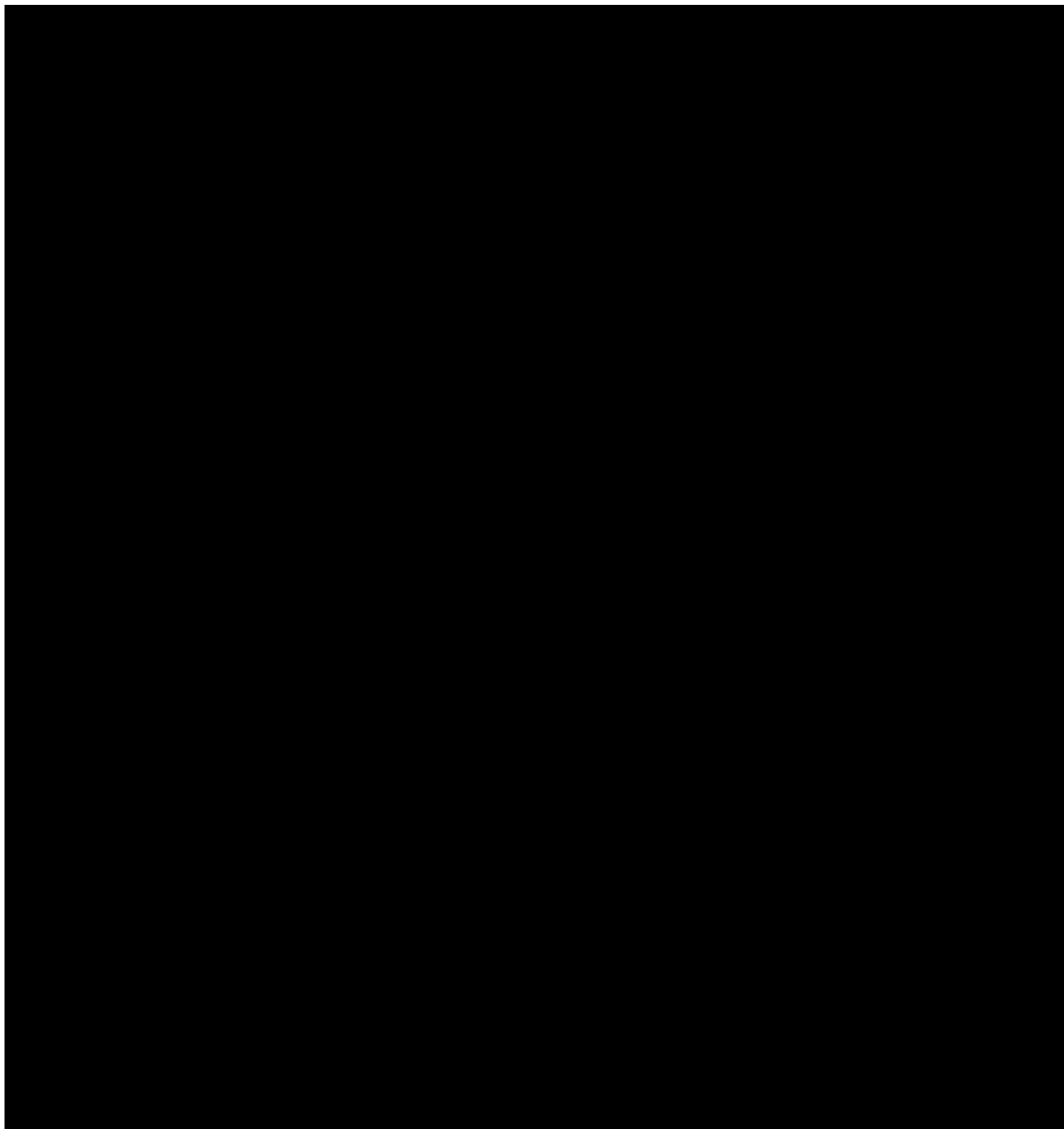


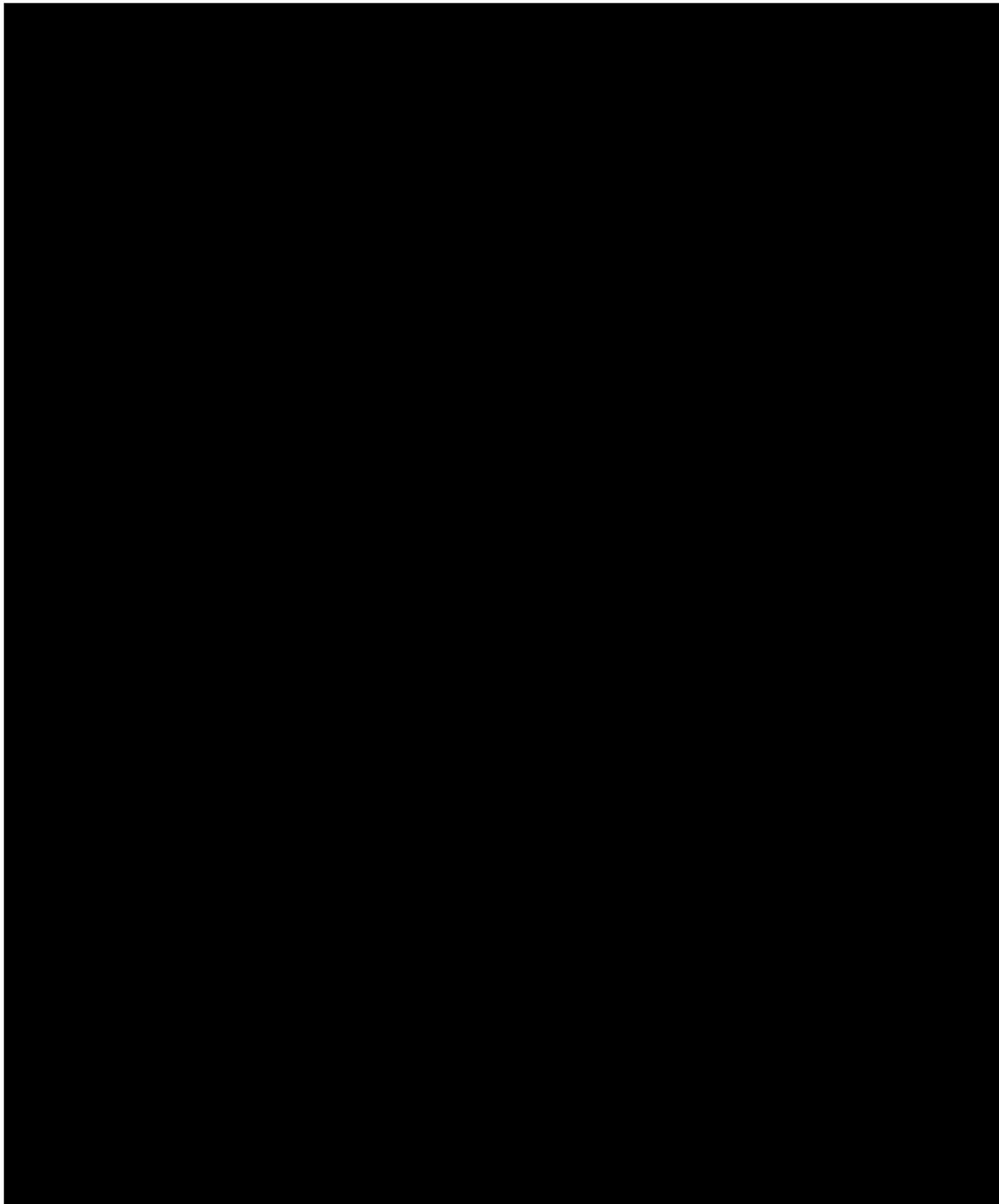


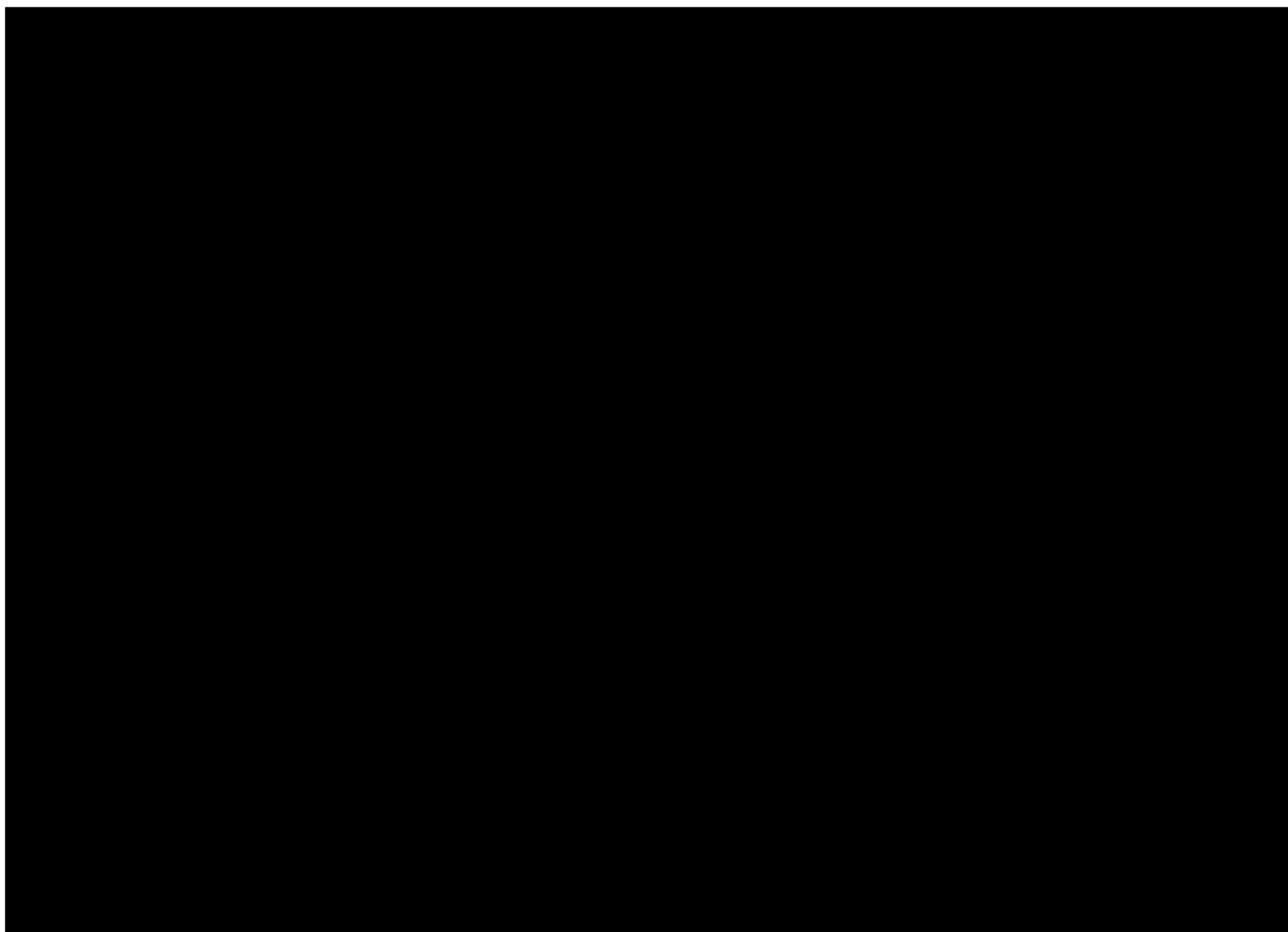


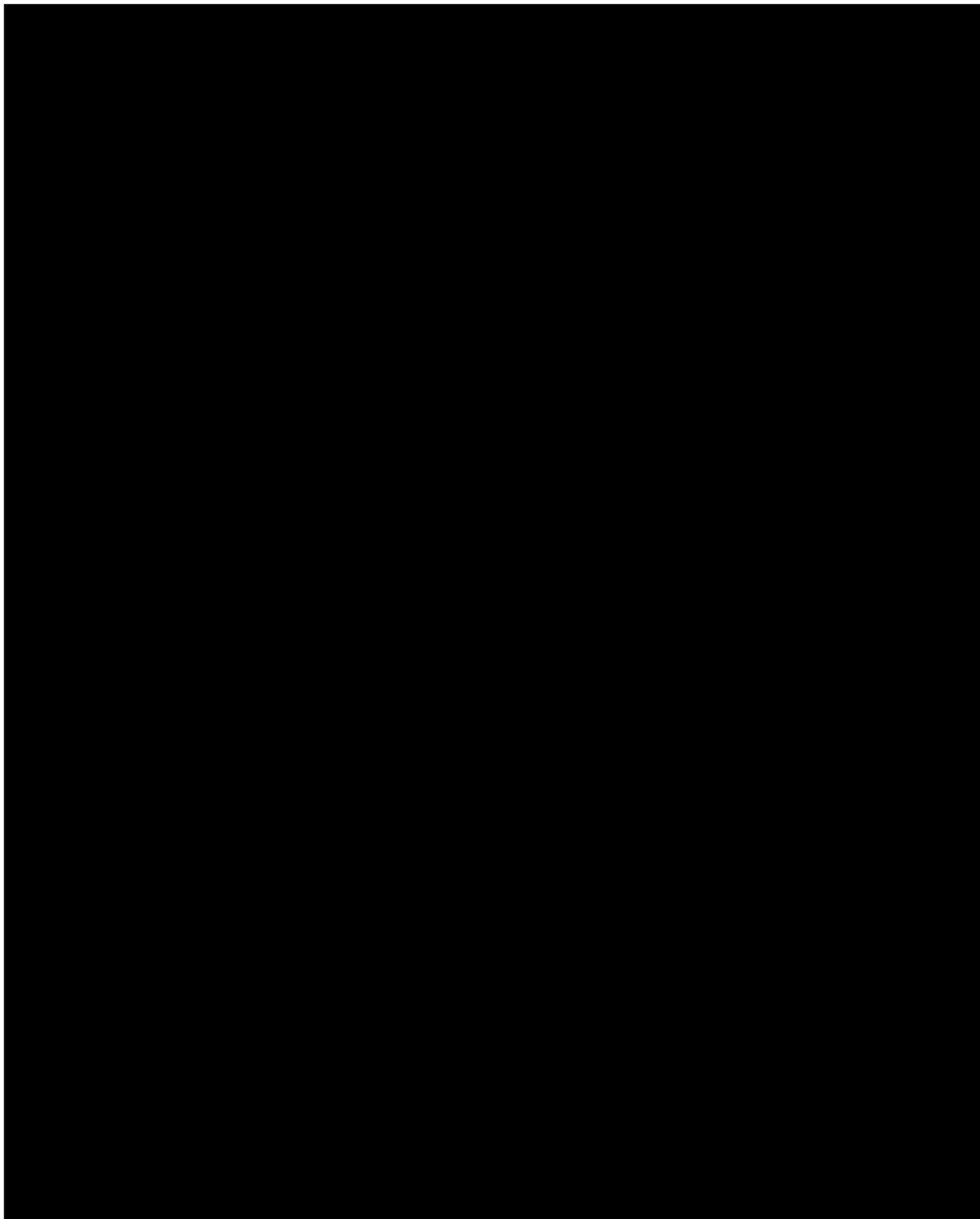


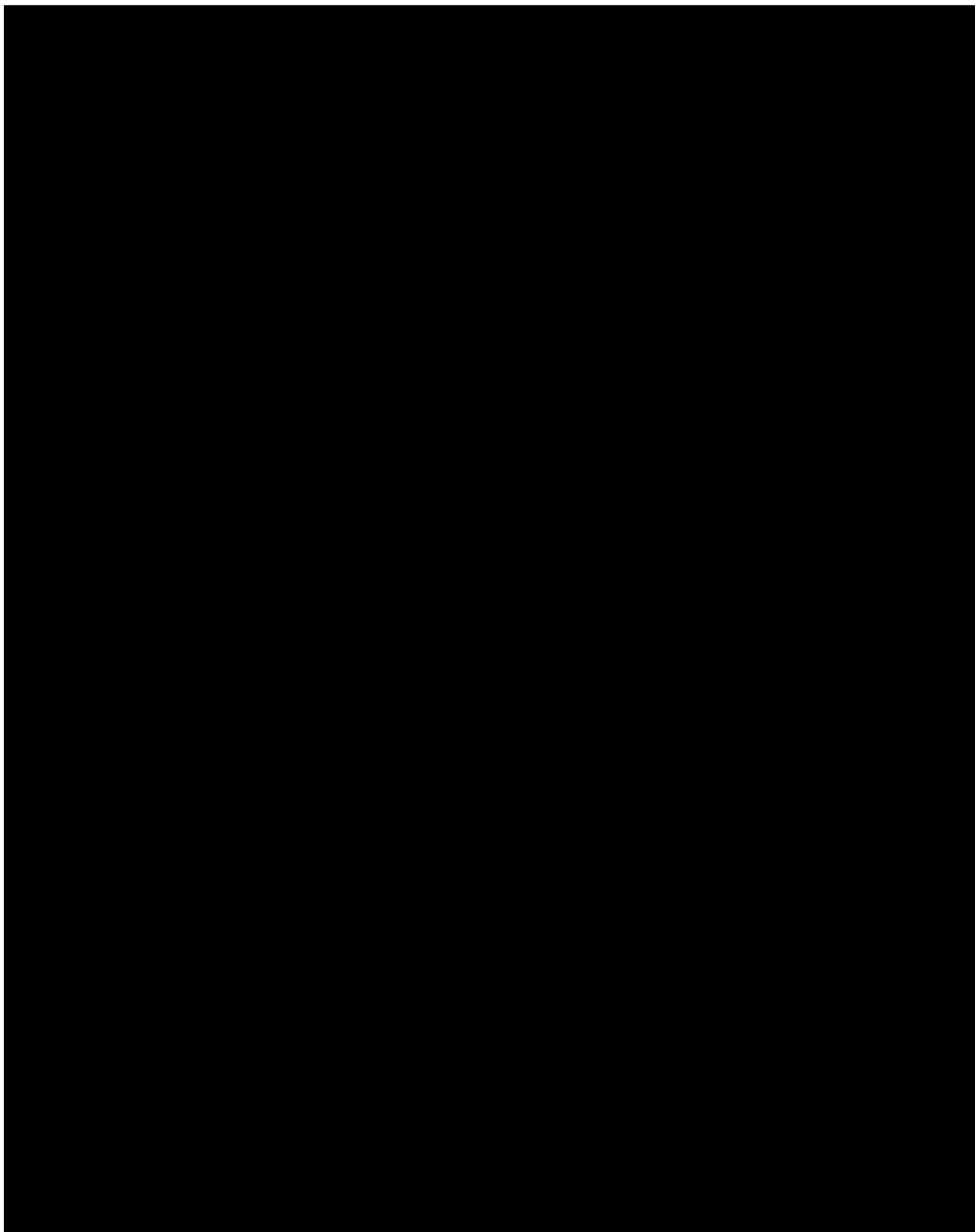


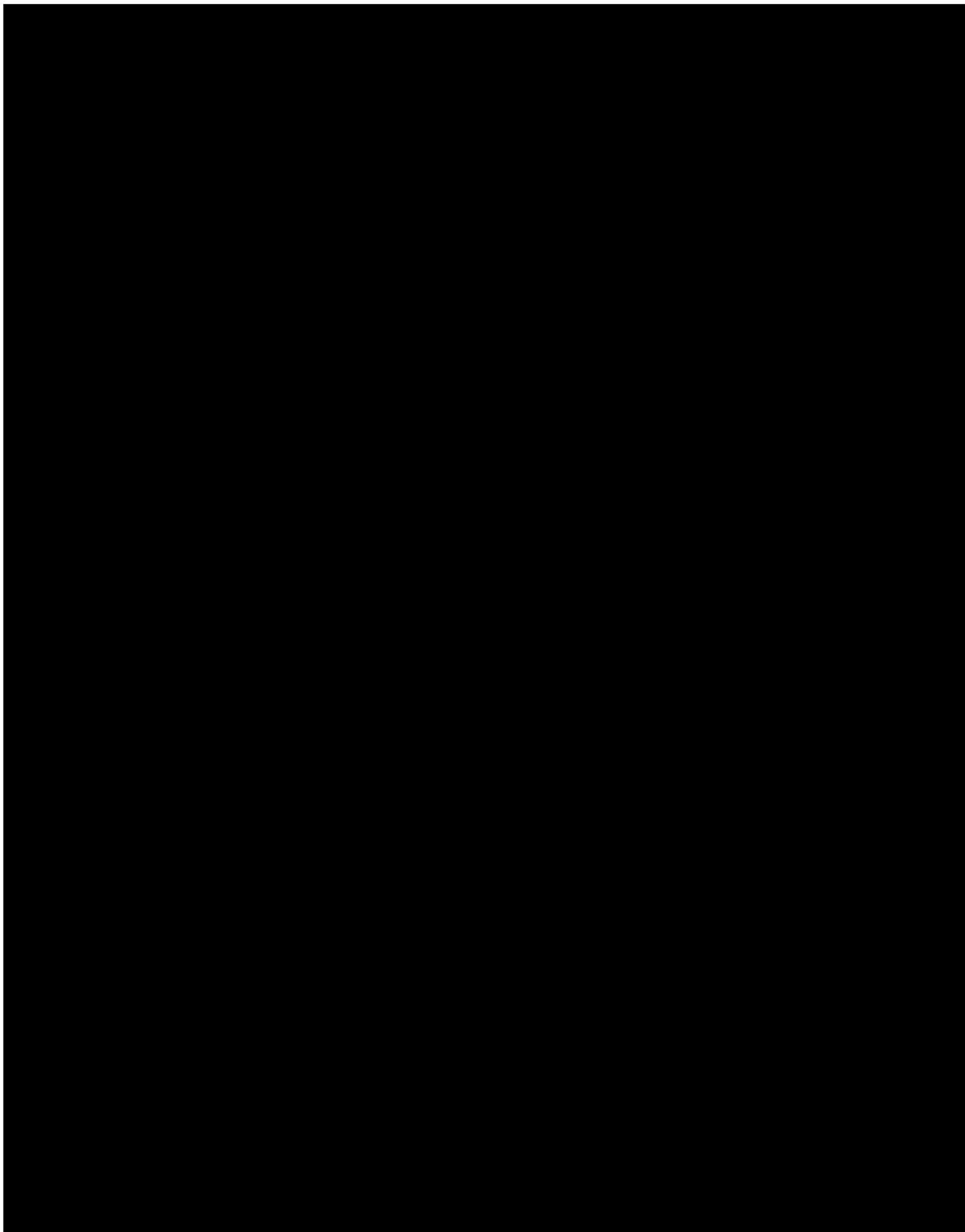


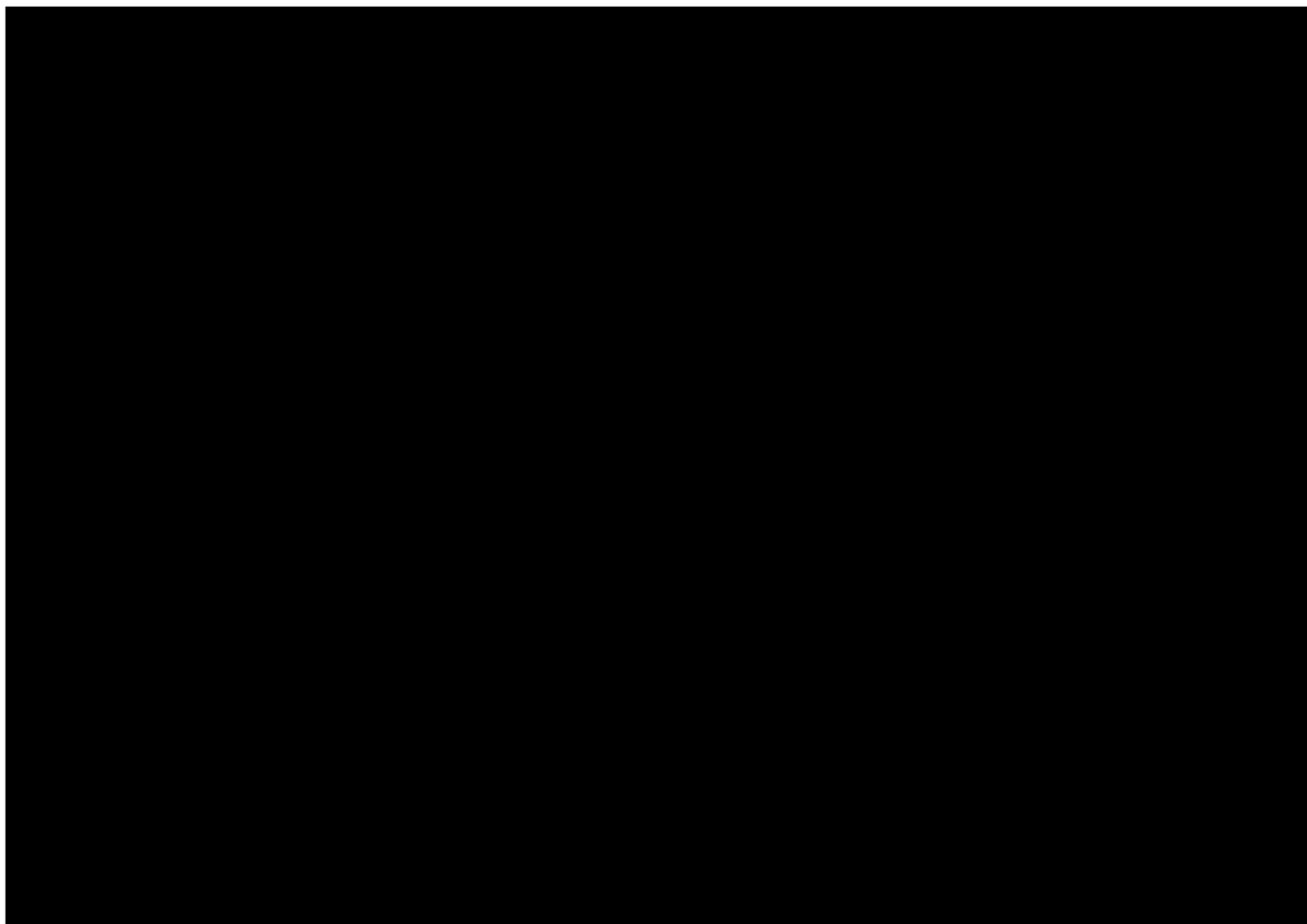


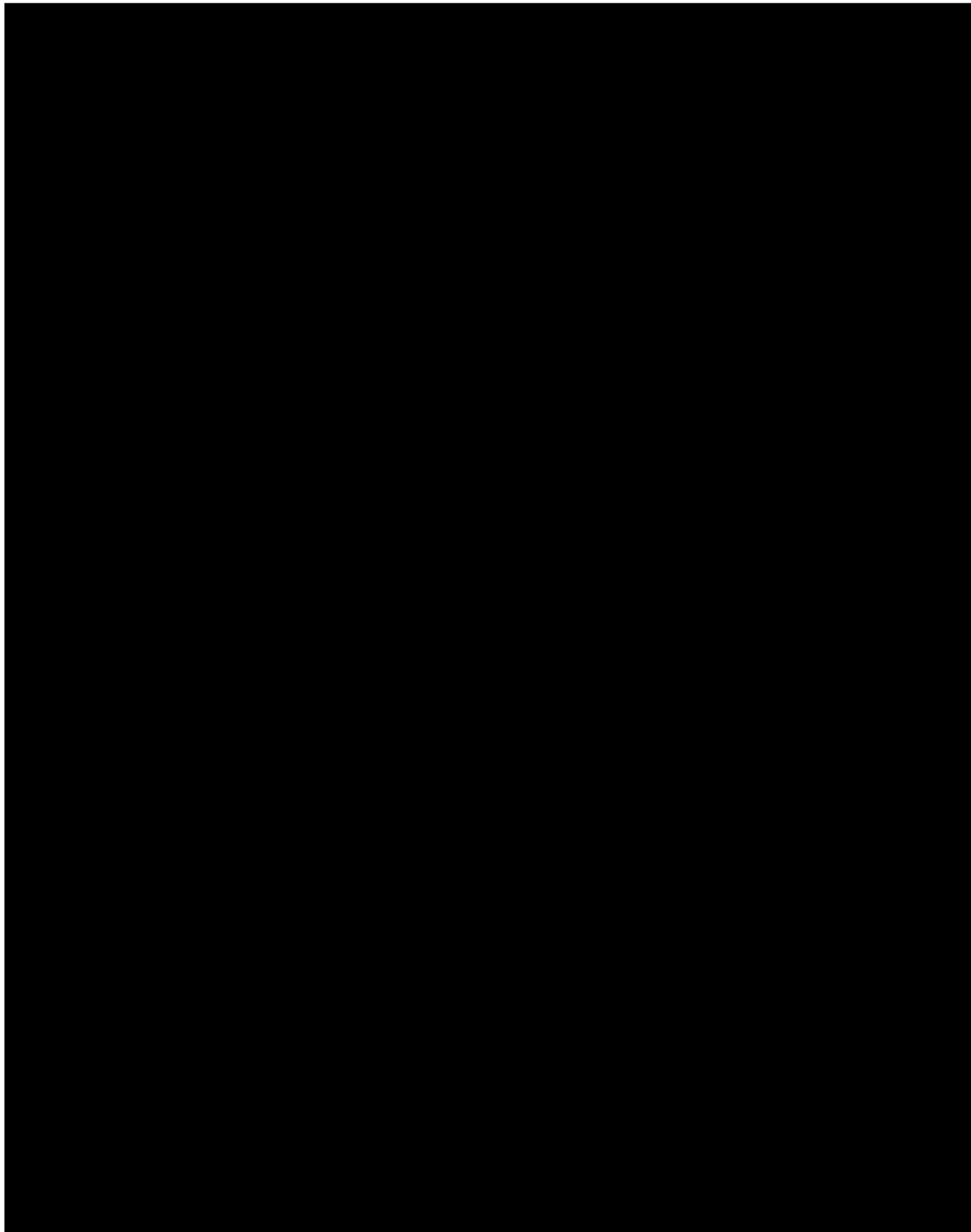


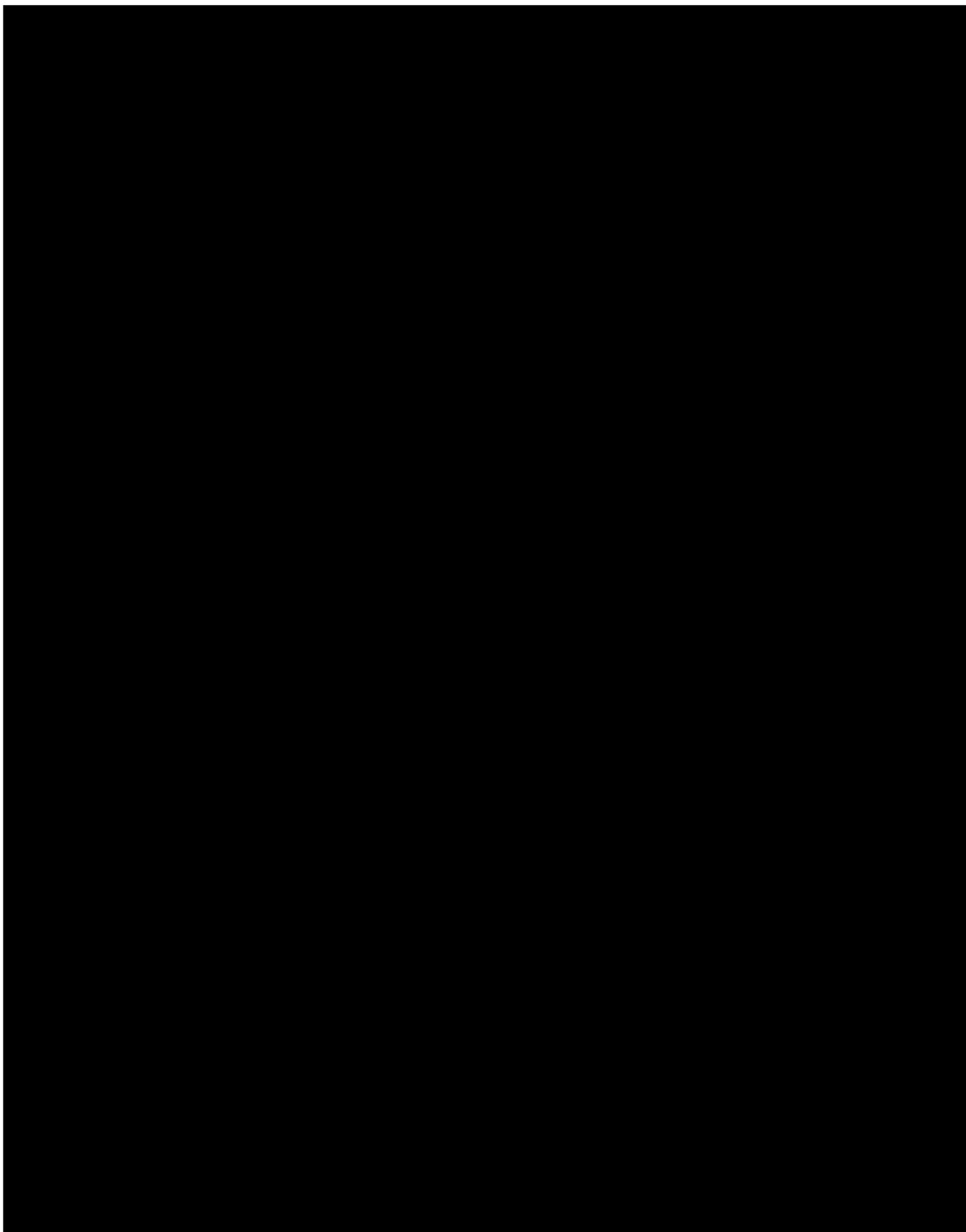


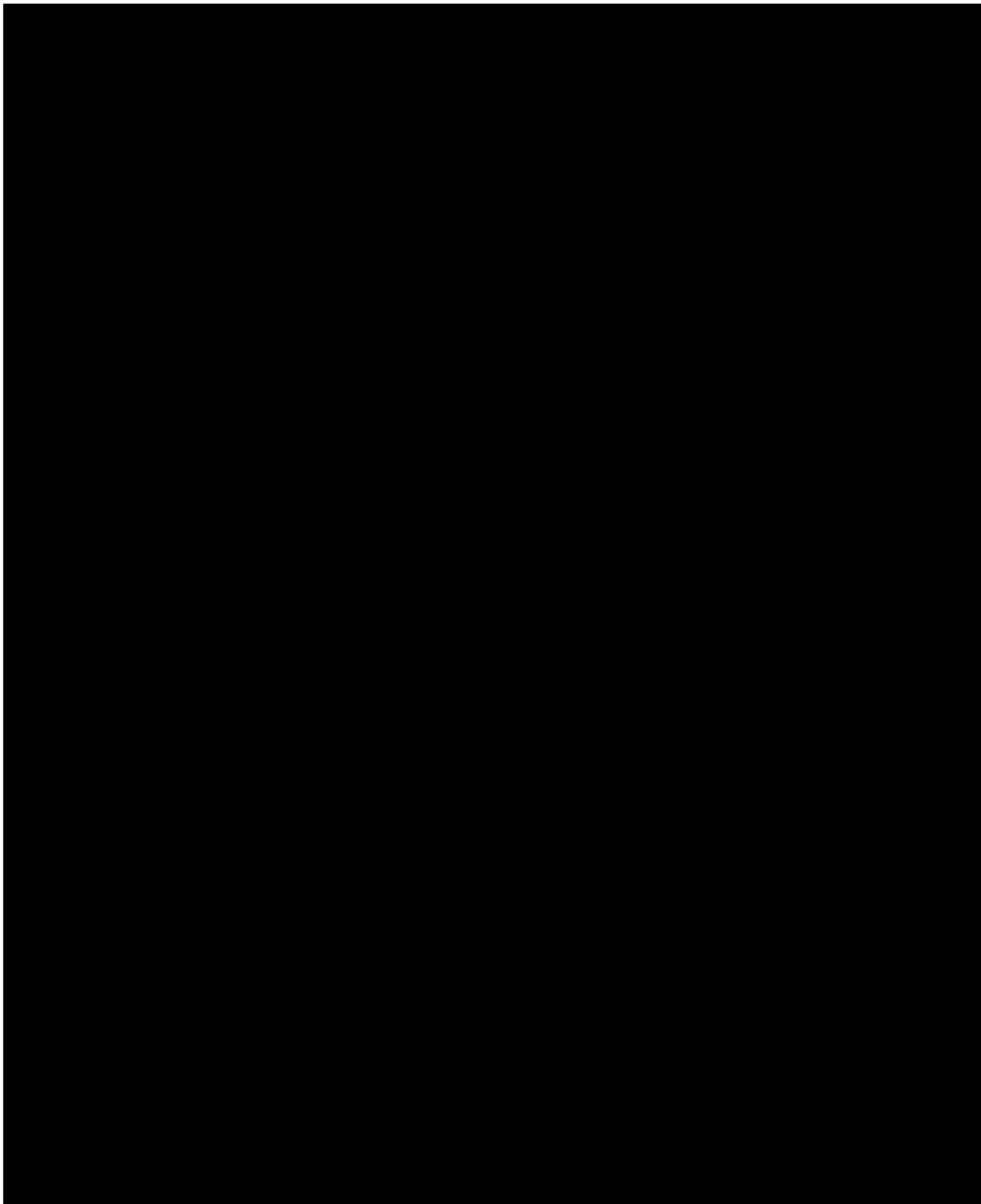


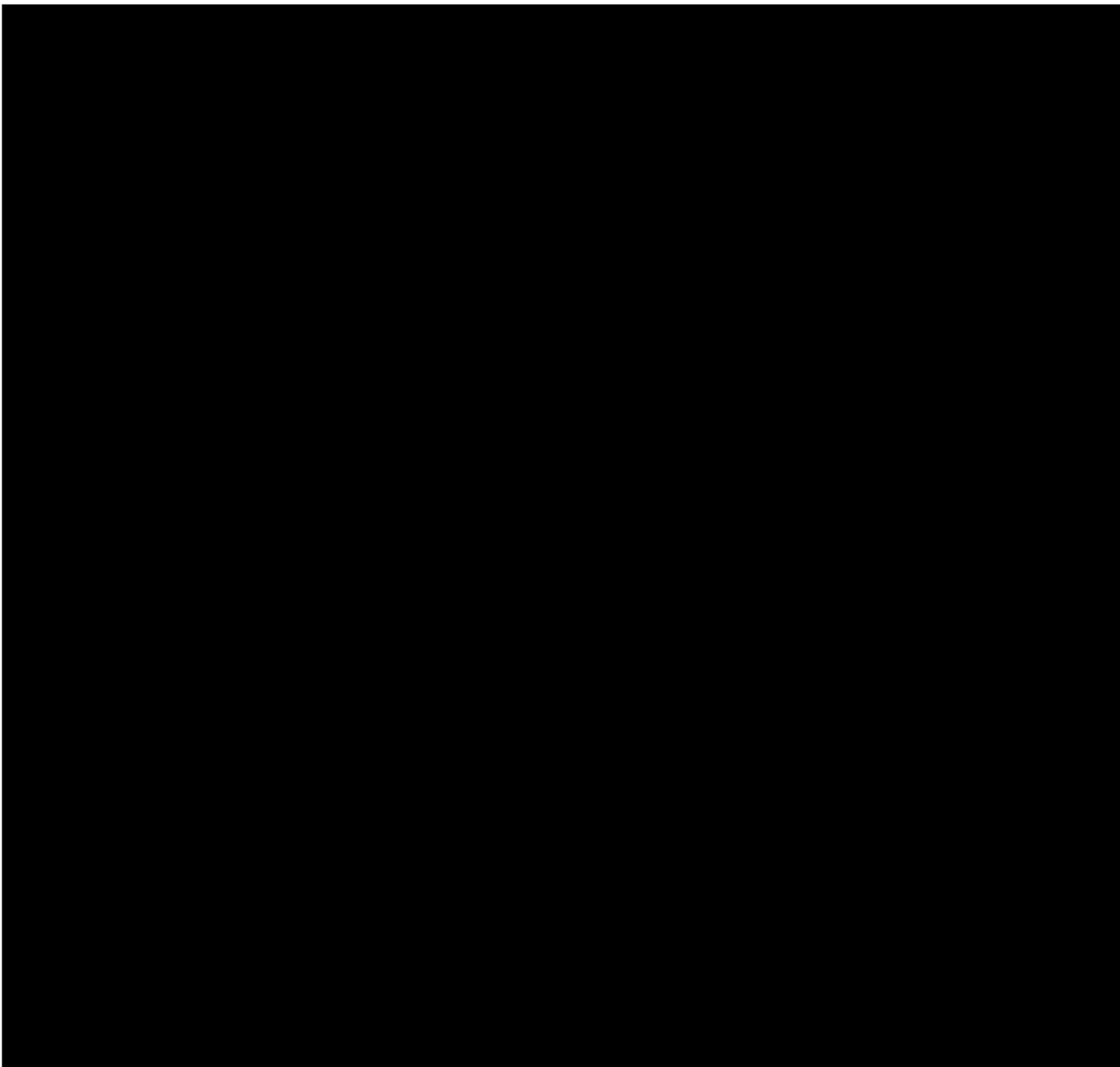


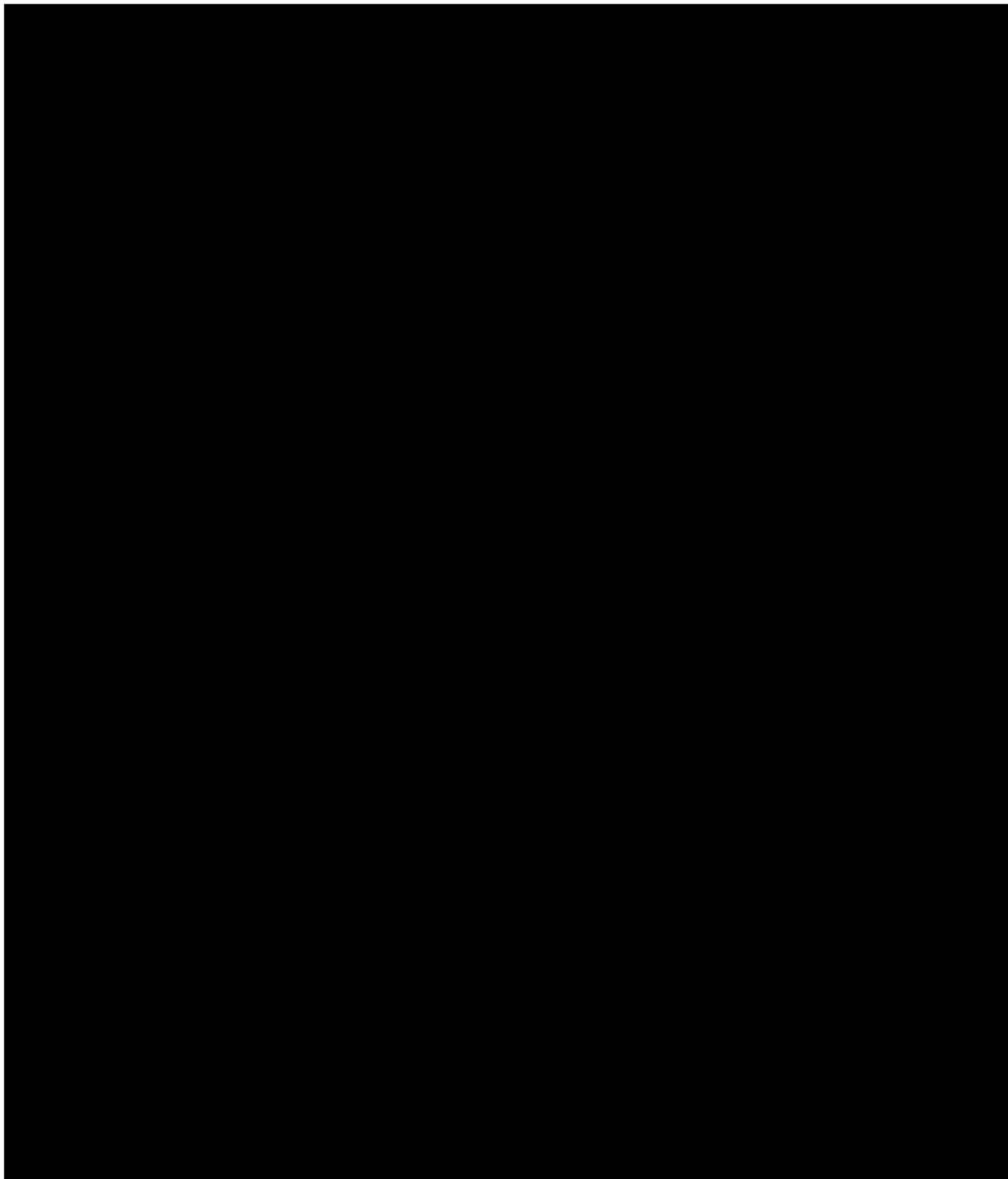


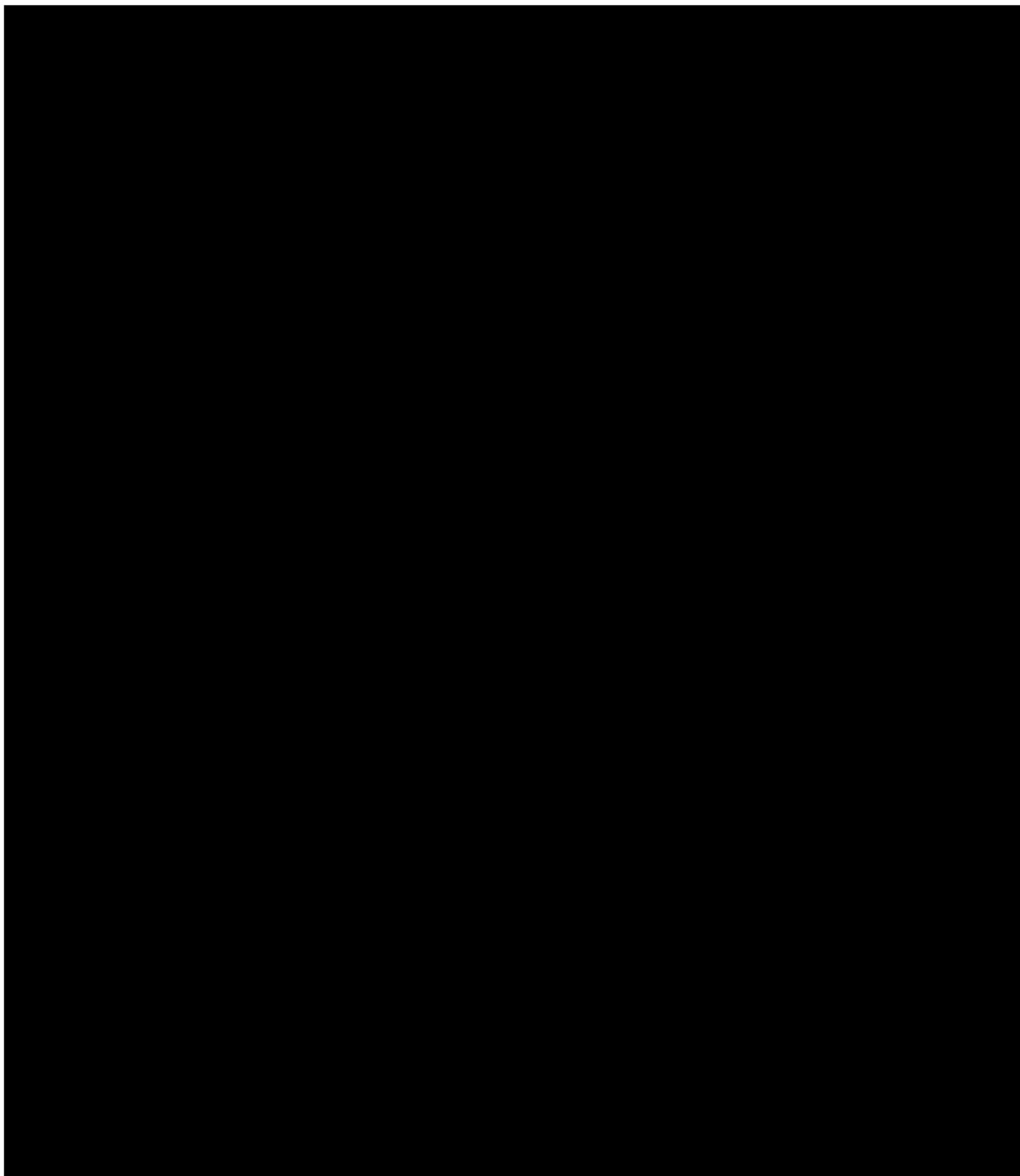


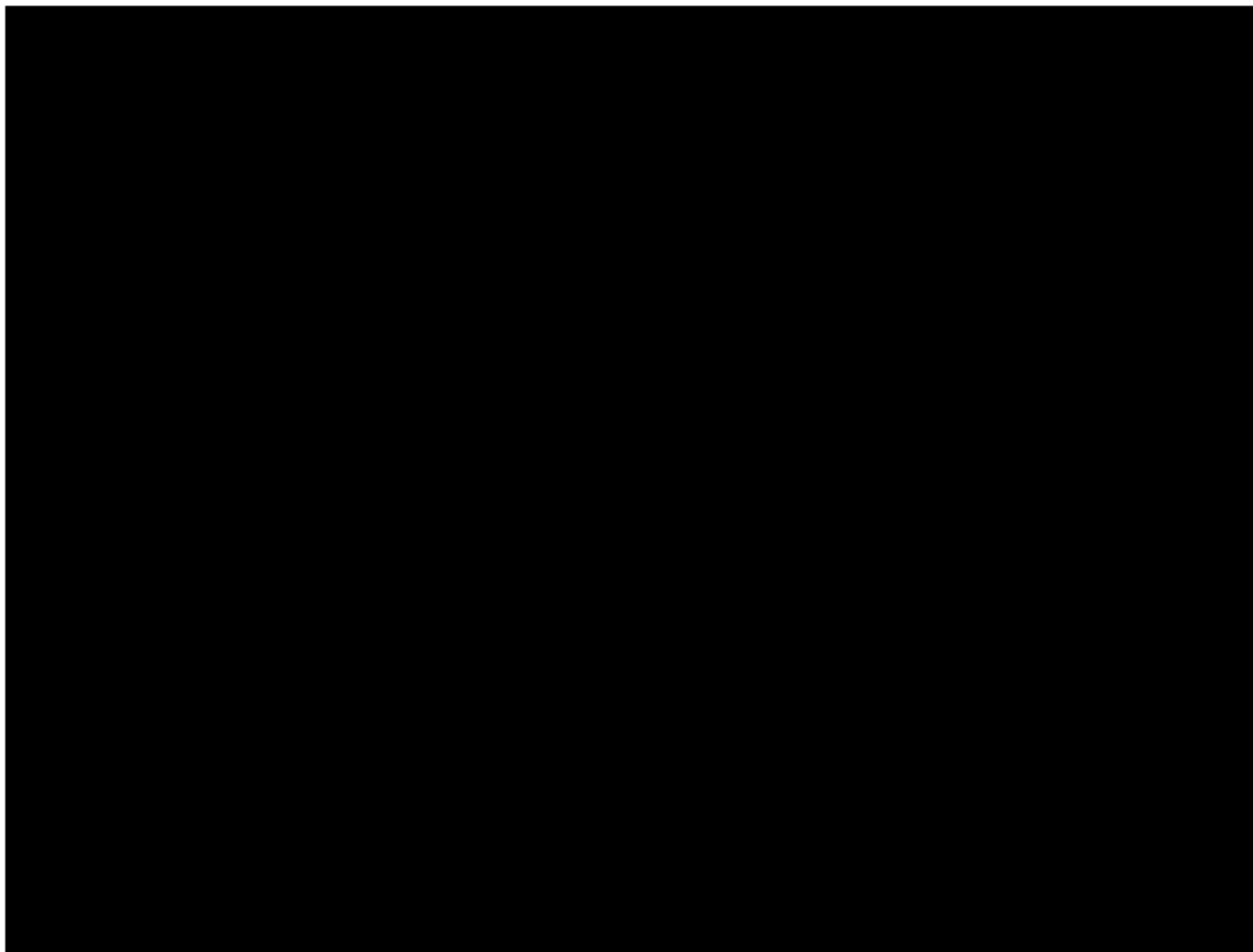


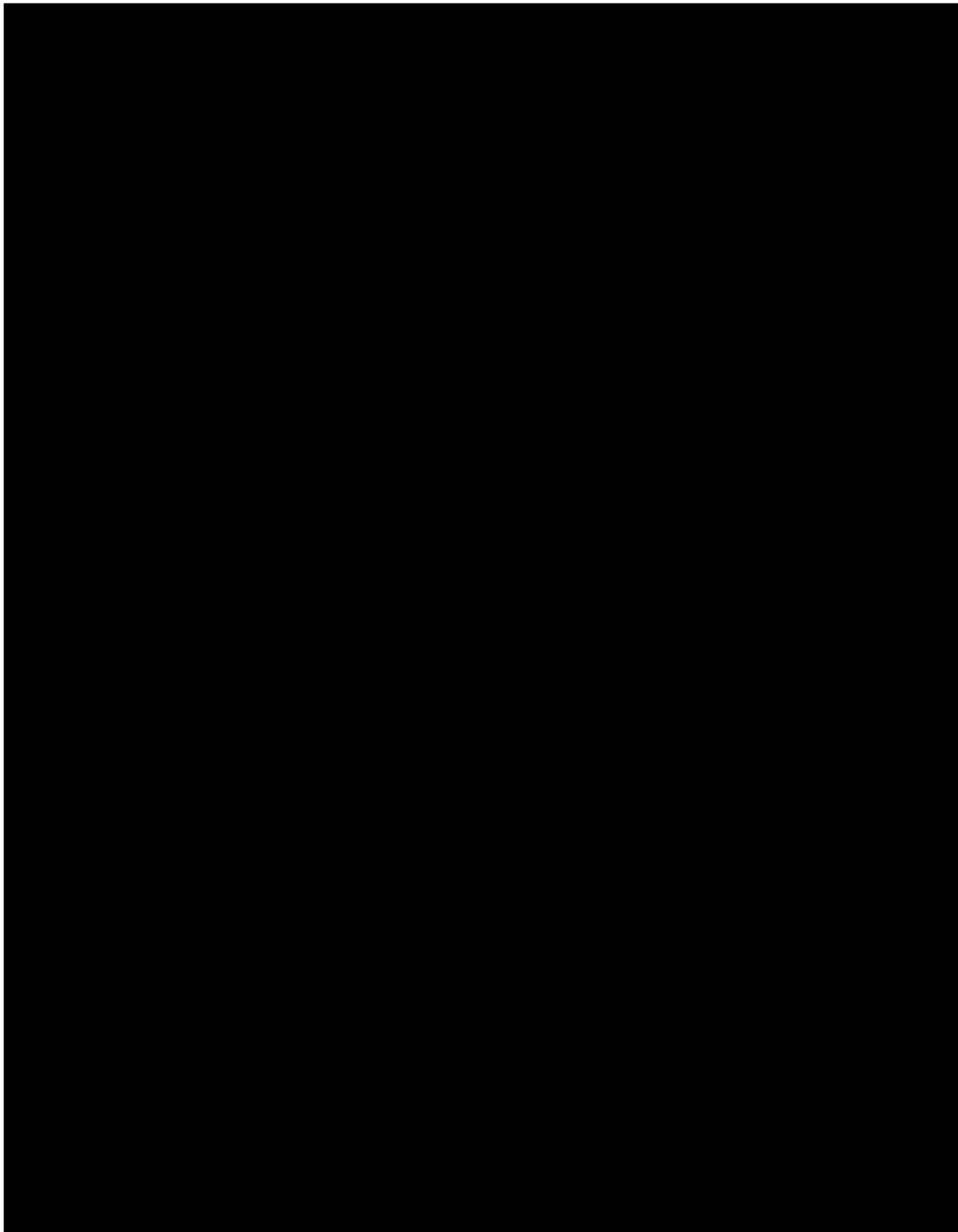


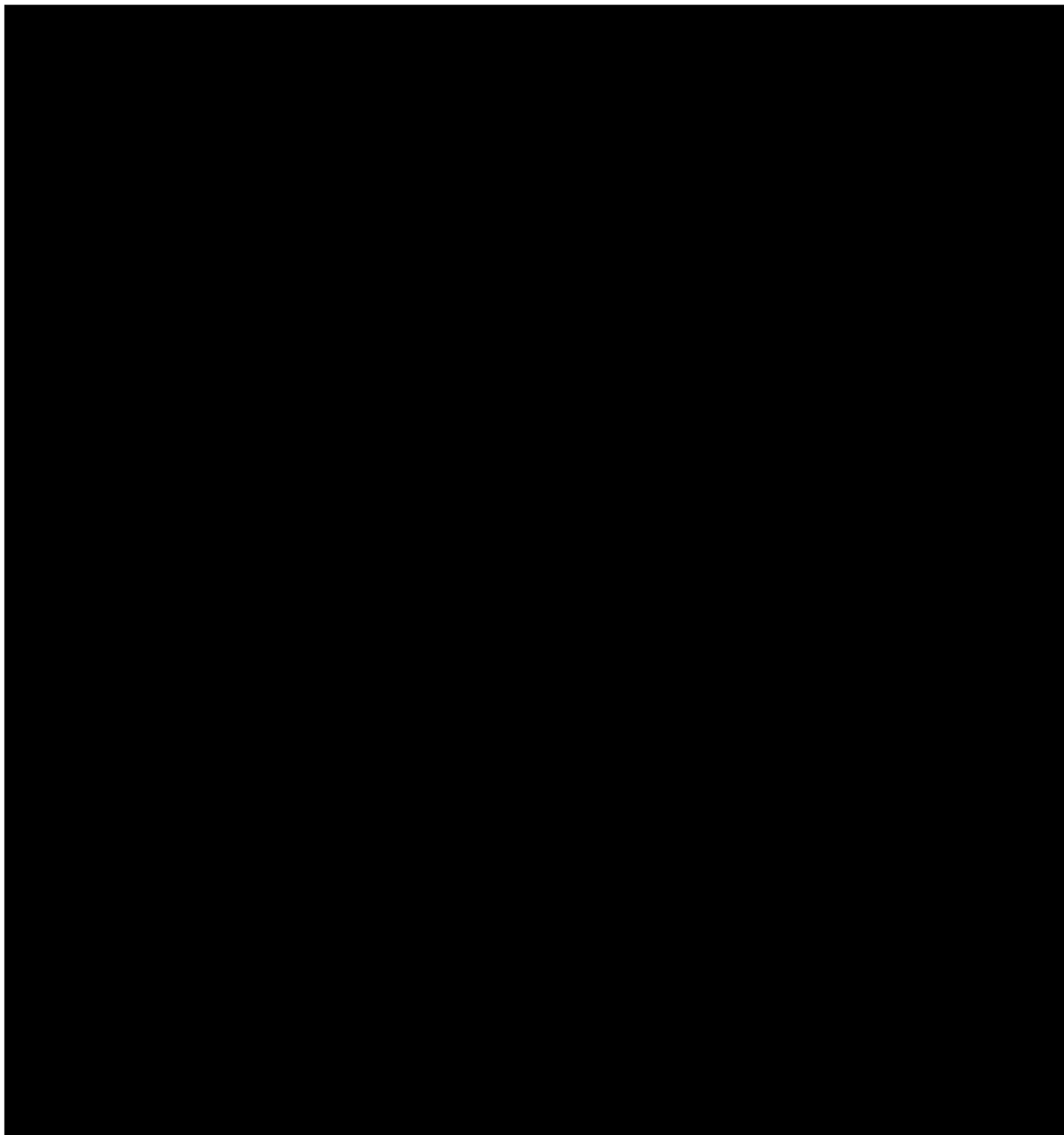












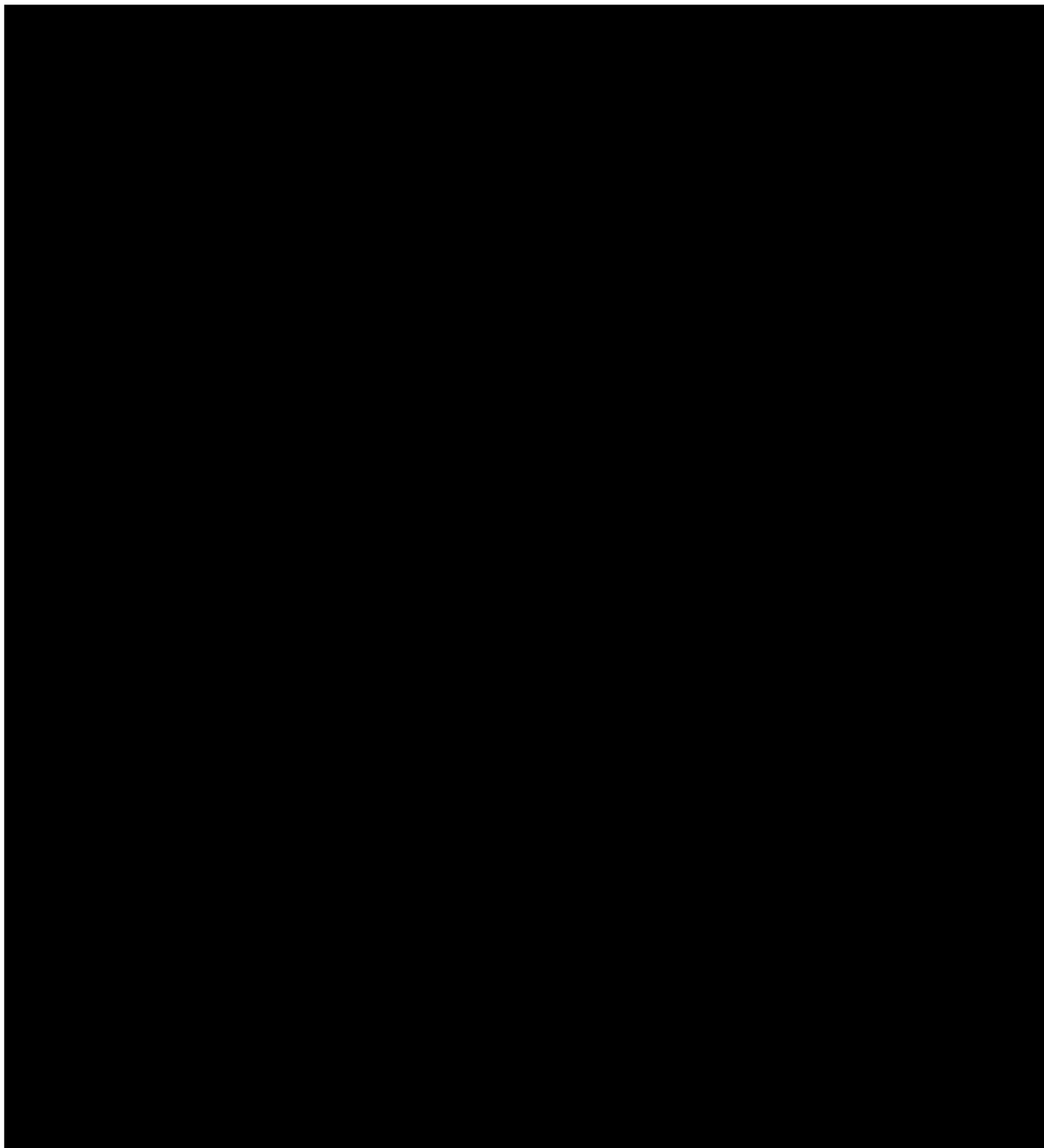
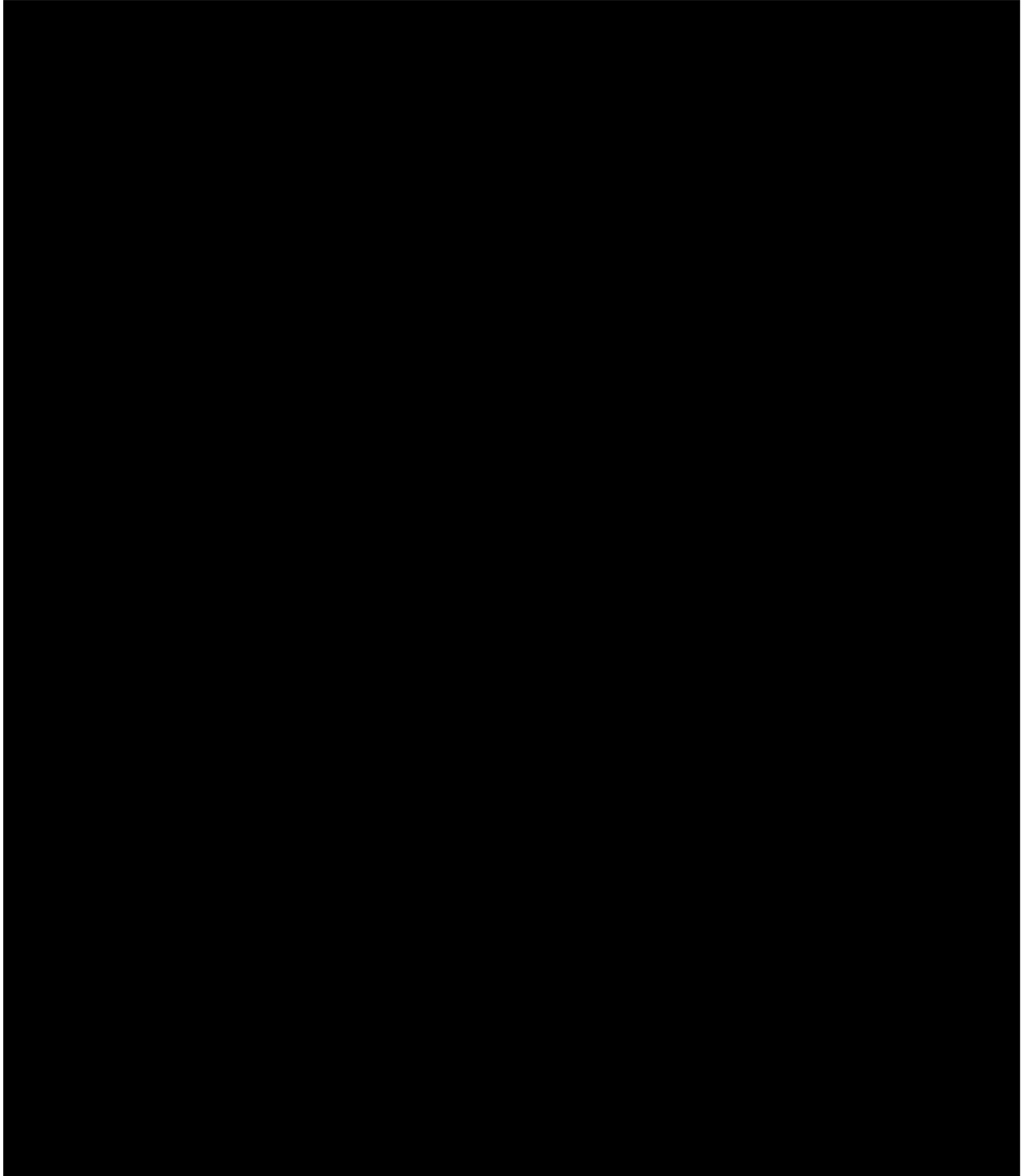


EXHIBIT I

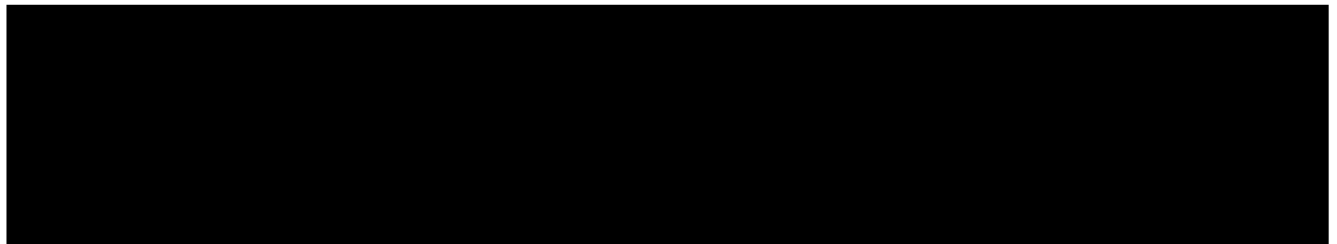
**Interim Transmission/Substation Facility Extension
Agreement
Rowan Stampede LLC/Moriah 2 – Belton**



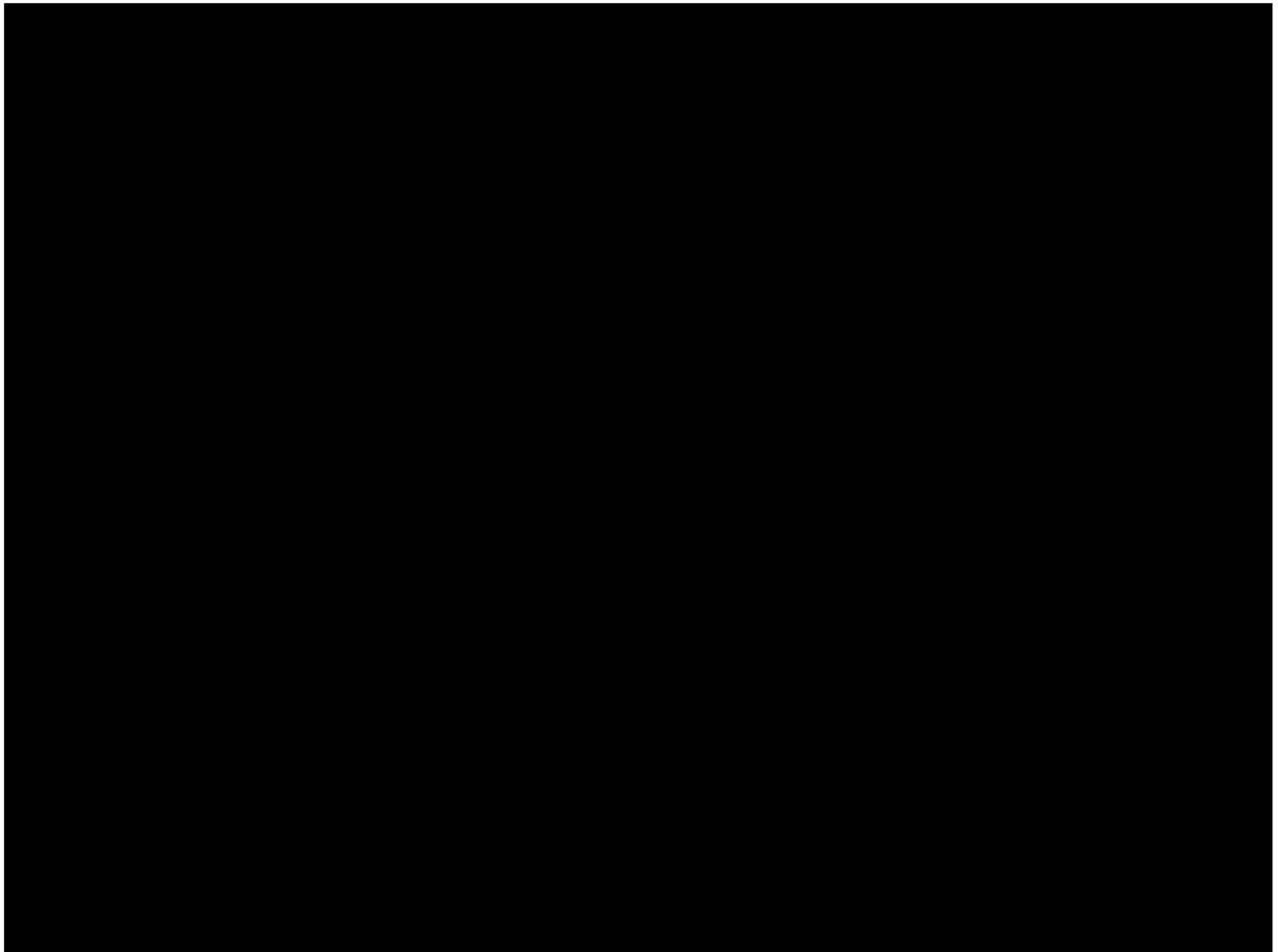
ARTICLE II - TITLE AND OWNERSHIP



ARTICLE III - TERM AND TERMINATION

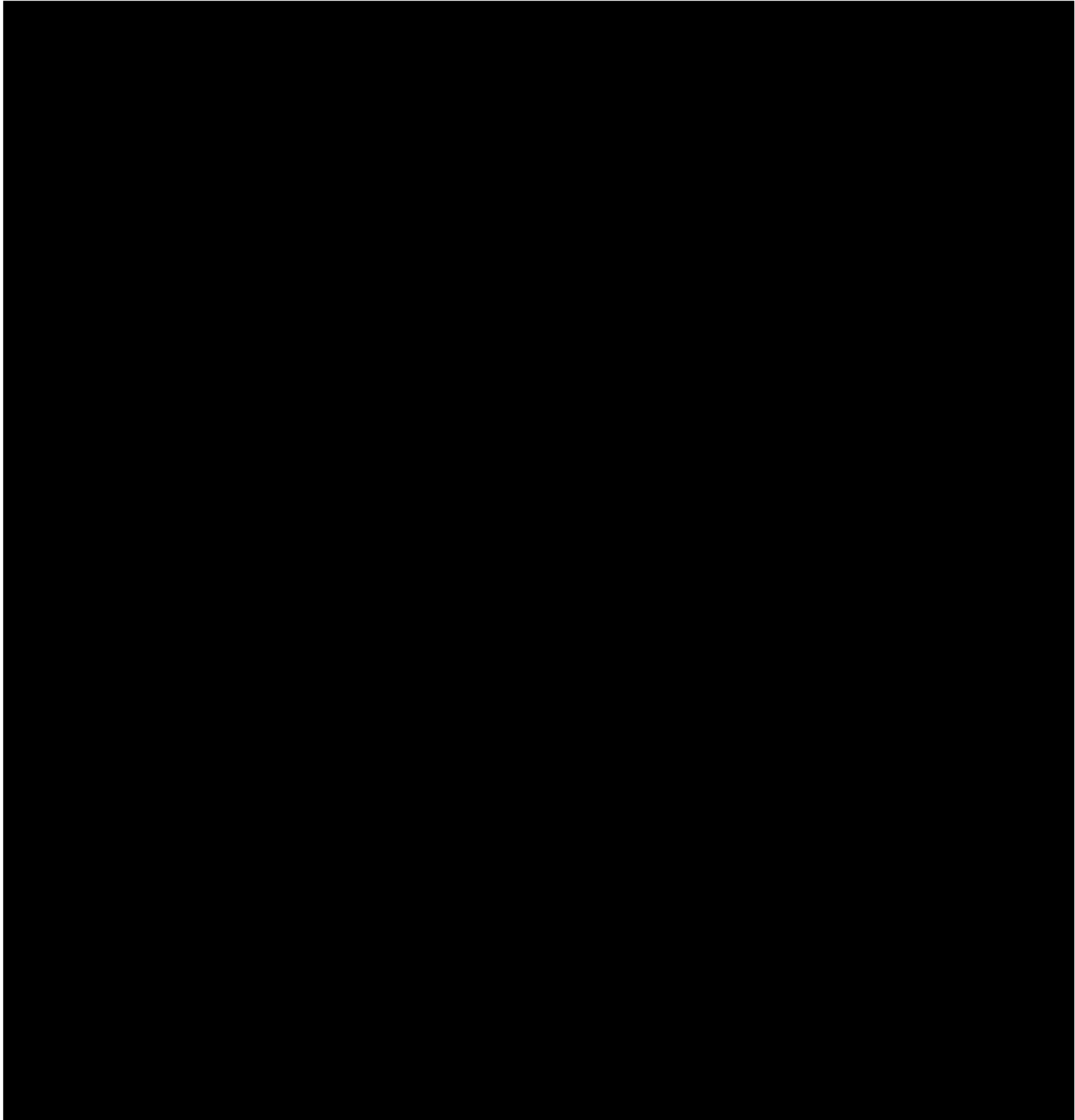


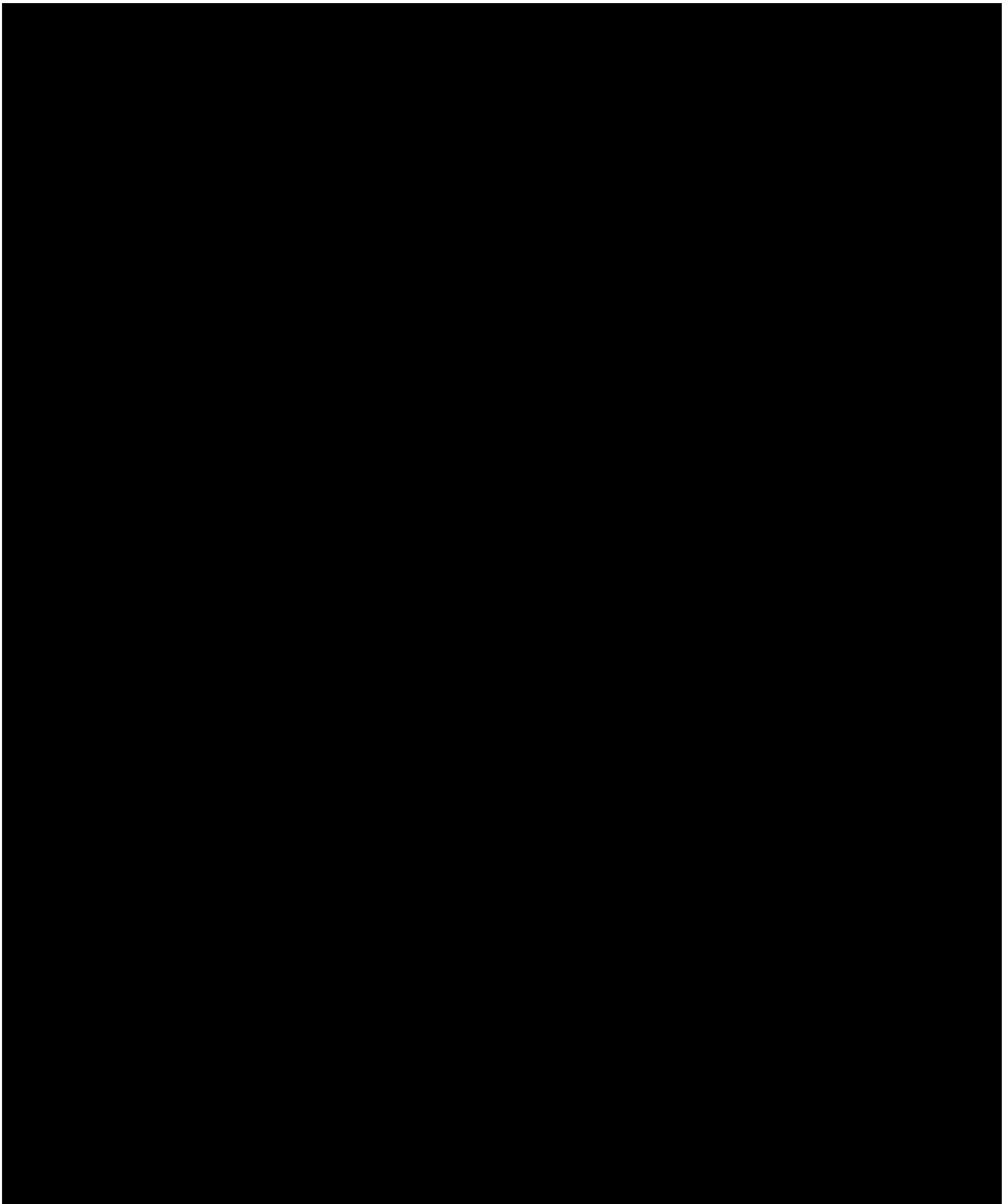
ARTICLE IV - GENERAL CONDITIONS

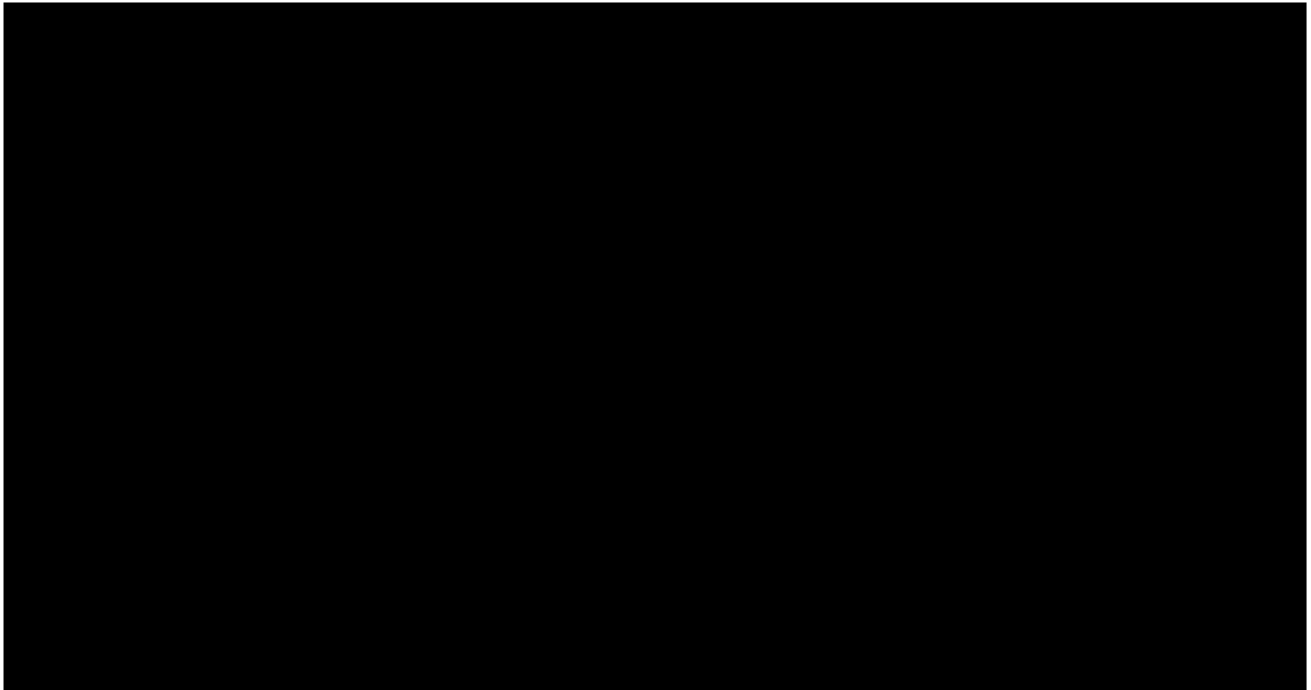




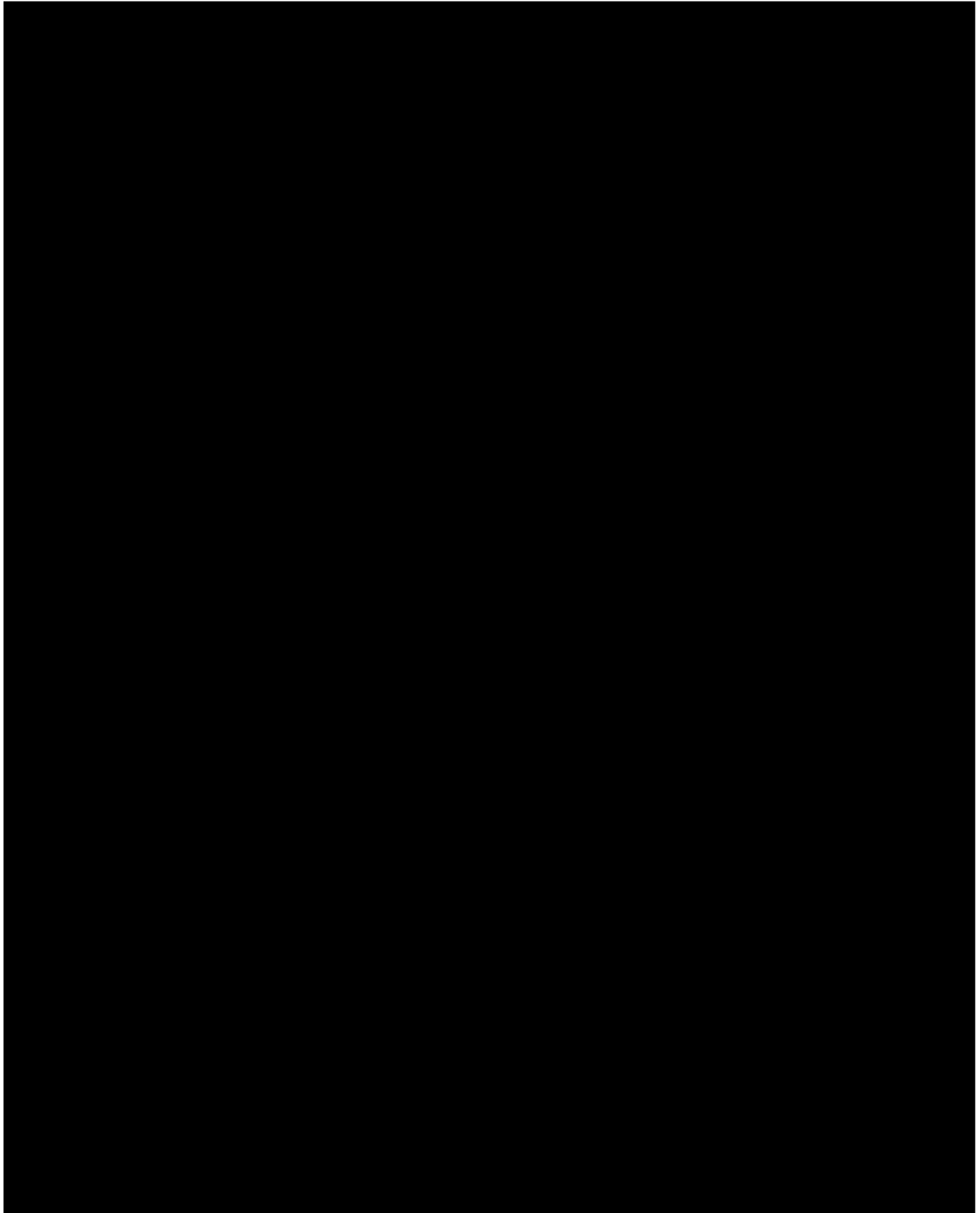
ARTICLE V – OTHER SPECIAL CONDITIONS



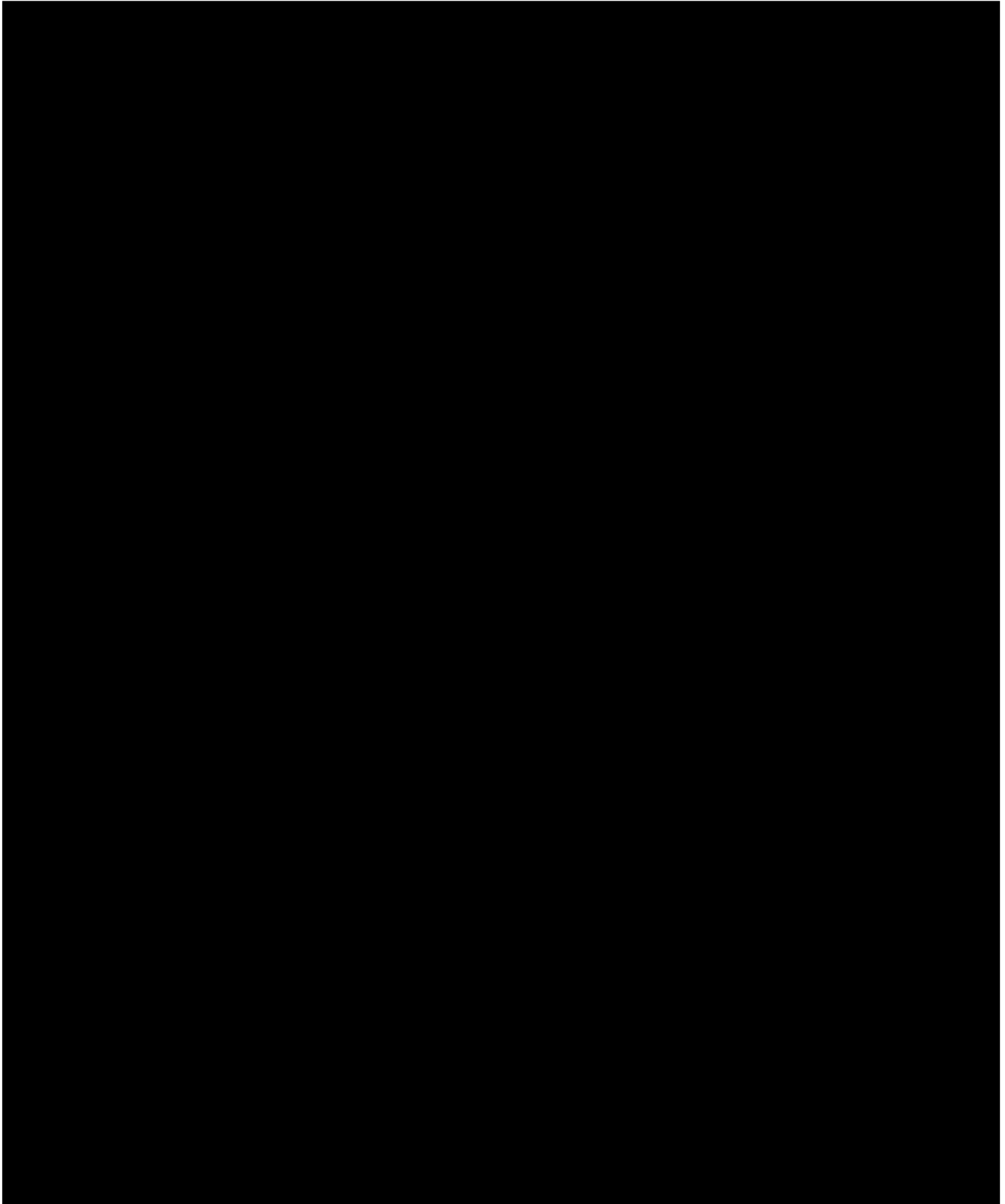


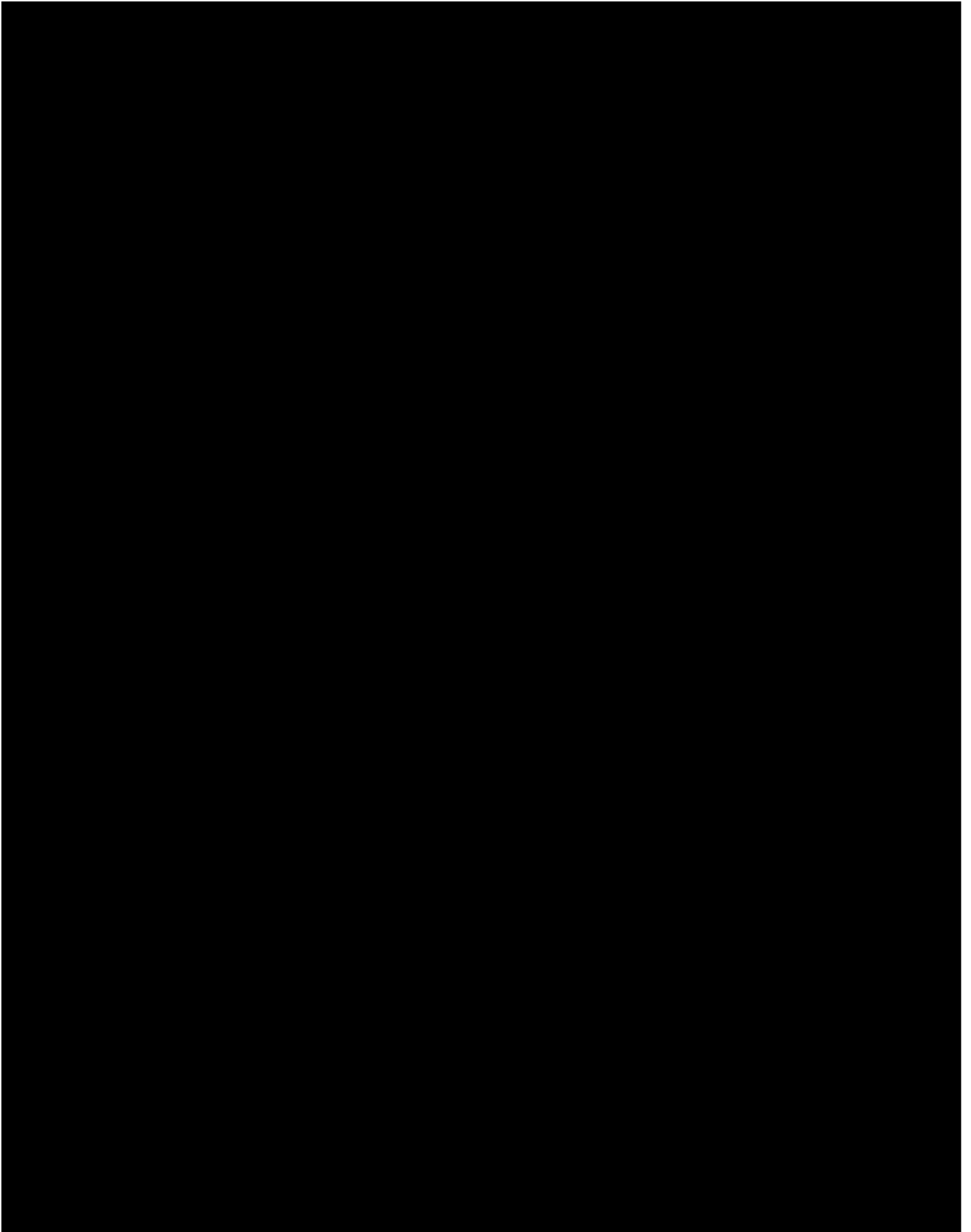


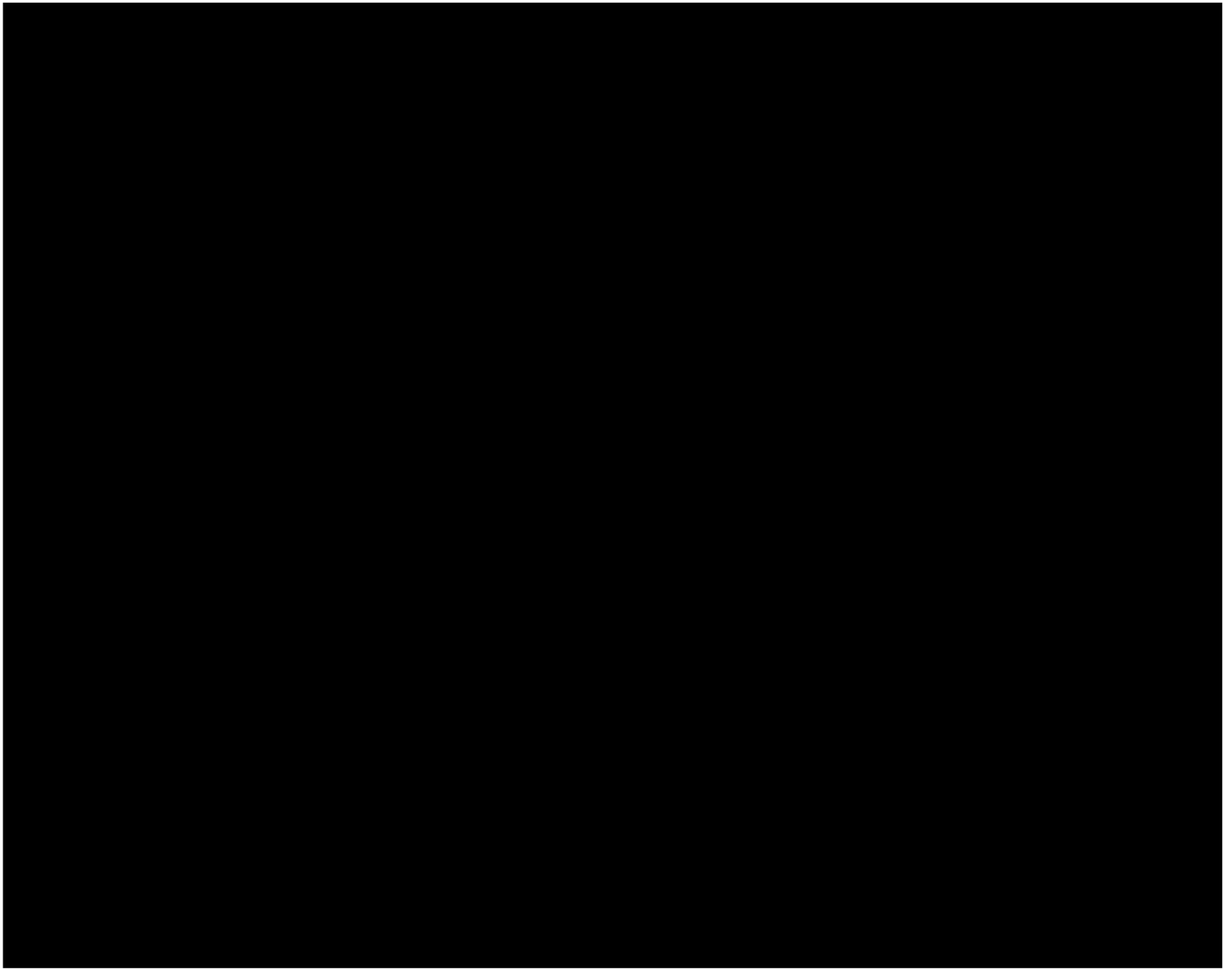
ATTACHMENT 1

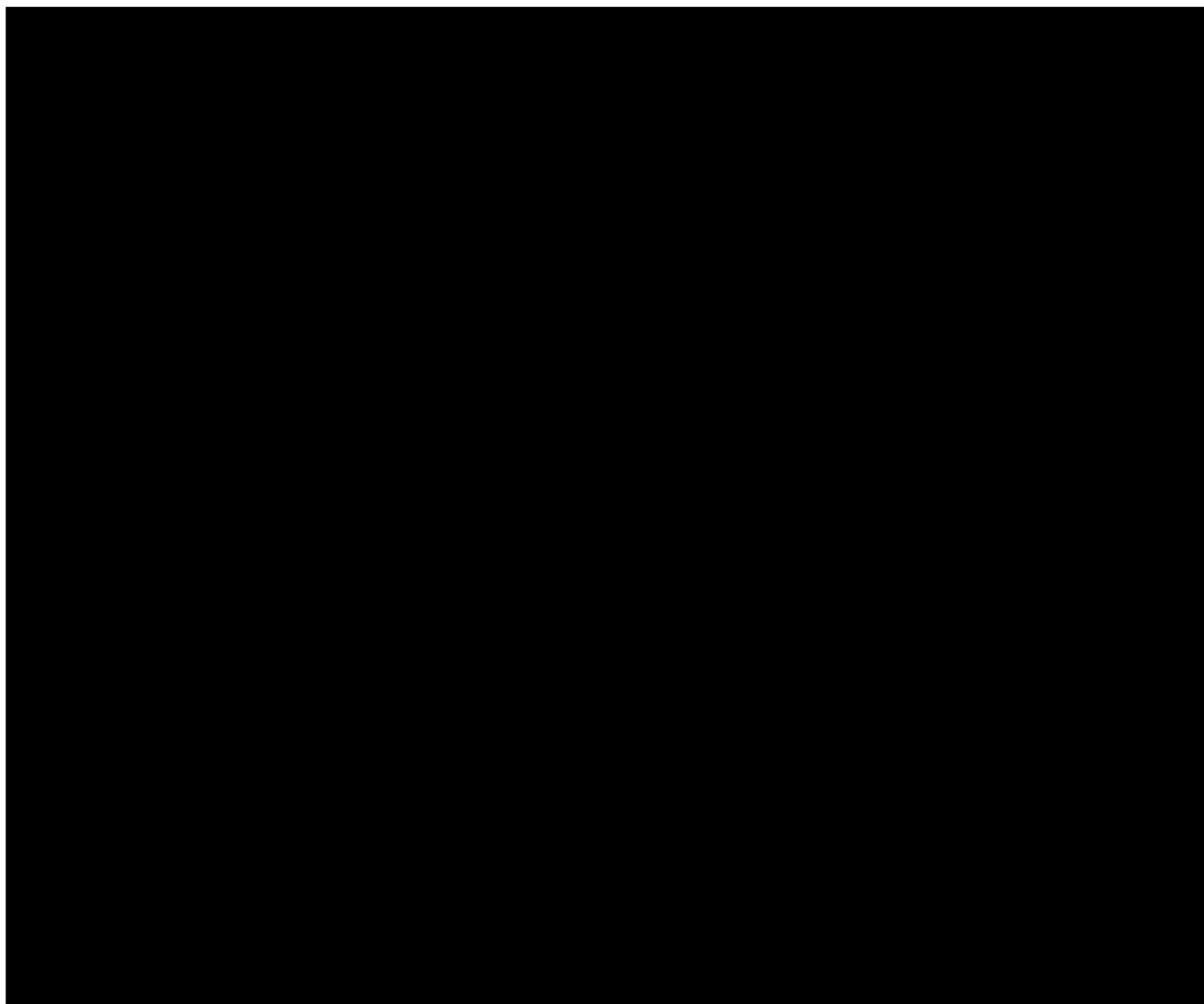


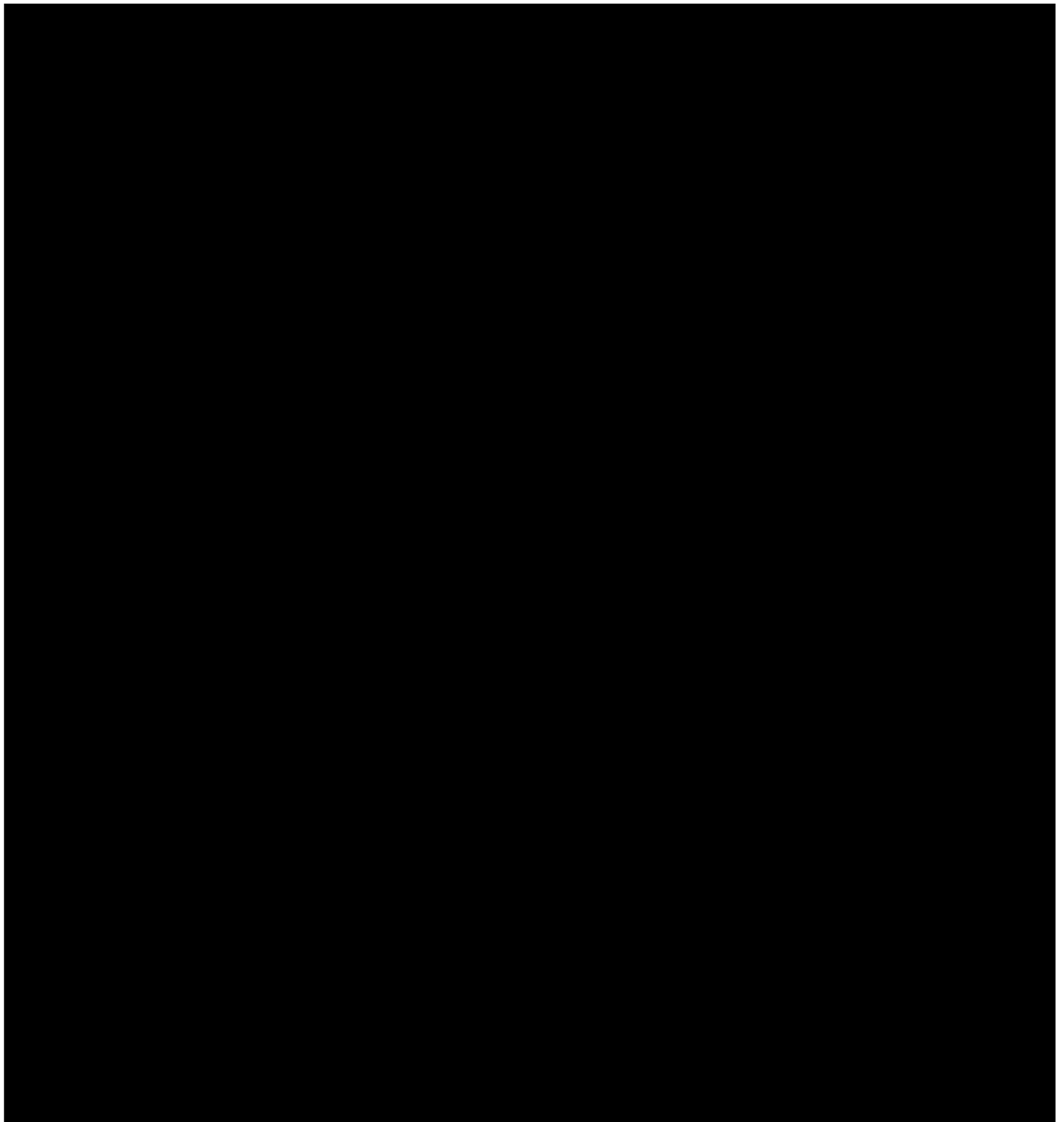
ATTACHMENT 2
EXHIBIT 1



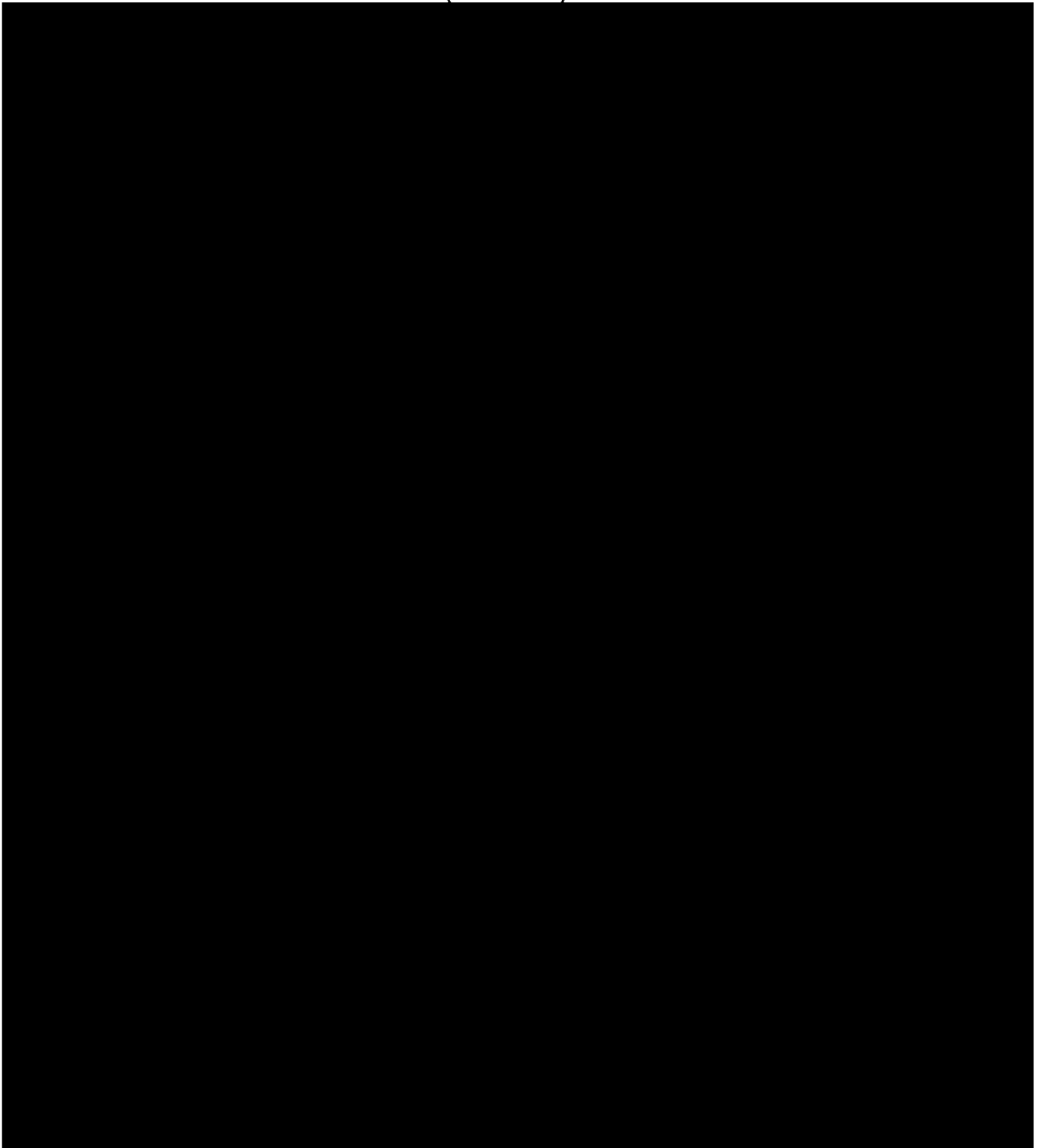








ATTACHMENT 2
EXHIBIT 1
(Continued)



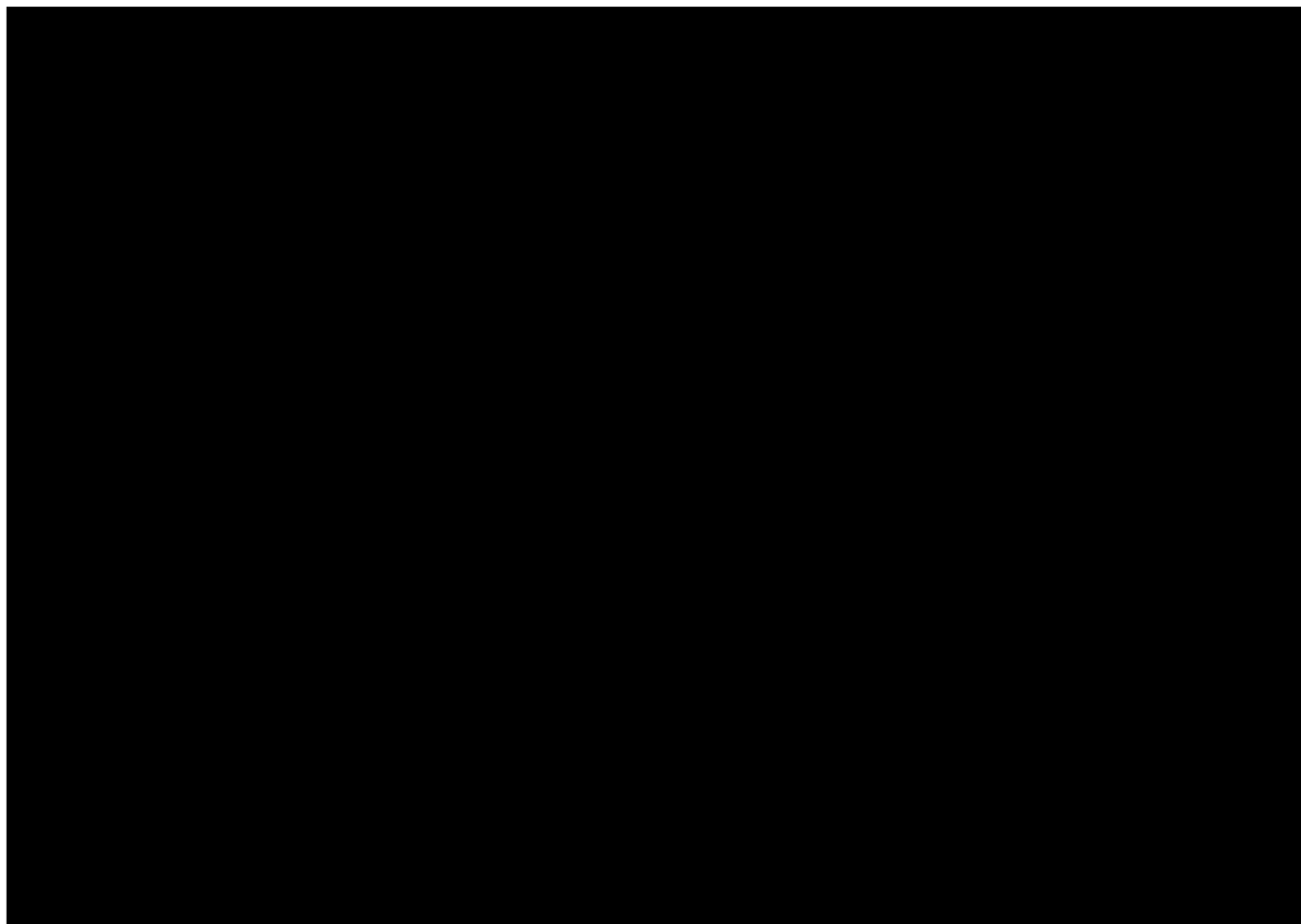


EXHIBIT J

AFFIDAVIT

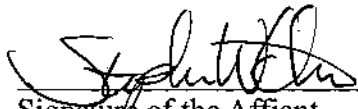
STATE OF COLORADO

§
§
§

COUNTY OF DOUGLAS

BEFORE ME, the undersigned authority, on this day personally appeared Steve Wathen, who, having been placed under oath by me did depose the following:

1. "My name is Steve Wathen. I am of legal age and am competent to make the following statements on behalf of Rowan Stampede LLC.
2. I am the Director, Energy Strategy of Rowan Digital Infrastructure LLC, the parent company of Rowan Stampede LLC and have been employed in this capacity since 2024.
3. I have reviewed Rowan Stampede LLC's Complaint, including the Exhibits (Complaint), and the factual statements contained in the Complaint are true and correct to the best of my knowledge.
4. The foregoing statements are true and correct to the best of my knowledge and belief."

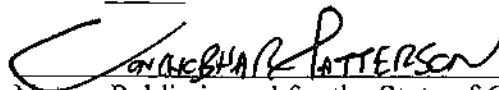


Signature of the Affiant

Stephen Wathen

Type or Printed Name

SUBSCRIBED AND SWORN to before me on this 9TH of October 2026.



Notary Public in and for the State of Colorado

My Commission Expires: 03/12/2030

CONCHOBHAR LYNN PATTERSON NOTARY PUBLIC STATE OF COLORADO NOTARY ID 20264009772 MY COMMISSION EXPIRES 03/12/2030
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