

BEFORE THE DELAWARE PUBLIC SERVICE COMMISSION

THE MATTER OF THE APPLICATION OF)
DELMARVA POWER & LIGHT COMPANY)
FOR AN INCREASE IN ELECTRIC BASE) PSC DOCKET NO. 09-414
RATES AND MISCELLANEOUS TARIFF)
AND MISCELLANEOUS TARIFF CHANGES)
(FILED SEPTEMBER 18, 2009))

IN THE MATTER OF THE APPLICATION OF)
DELMARVA POWER & LIGHT COMPANY) PSC DOCKET NO. 09-276T
FOR APPROVAL OF A MODIFIED FIXED)
VARIABLE RATE DESIGN FOR ELECTRIC)
RATES (FILED JUNE 25, 2009))

ORDER NO. 8050

FOR ADMISSION AS AN INTERVENOR

AND NOW, this 27th day of September, 2011, pursuant to the authority granted to this Hearing Examiner in PSC Order No. 7671, dated October 6, 2009, and PSC Order No. 8011, dated August 9, 2011, and having considered the Petition for Leave to Intervene ("the Petition") filed by John Kowalko, State Representative for the 25th District, this Hearing Examiner finds as follows:

1. On September 20, 2011, State Representative John Kowalko filed a petition to intervene in the rate design portion of the above-captioned case.

2. In PSC Order No. 8011, the Commission ordered that the deadline for filing petitions for intervention was October 5, 2011.

3. Consequently, State Representative Kowalko's Petition for Leave to Intervene was timely filed before the October 5 deadline.

4. In his Petition, State Representative Kowalko asserts that among his reasons for seeking intervention are that he is an electric customer of Delmarva Power & Light Company; he is Chairman of the Delaware House Energy Committee, and, in that capacity, he has held public comment sessions on various utility topics; he has been active for a number of years in energy policy and utility affordability issues; he is concerned that the decoupling proposal being considered by the parties has not proven to be to be beneficial or affordable for the average customer.

5. On Thursday, September 22, 2011, I forwarded a copy of State Representative Kowalko's petition to the parties of record asking them to provide me with their objections, if any, no later than September 27, 2011.

6. I have not received any objections by the parties of record.

Now, therefore, **IT IS ORDERED:**

1. Accordingly, the Petition for Intervention filed by State Representative John Kowalko is **GRANTED**.

2. State Representative John Kowalko is placed on notice that the first stakeholder workshop to discuss the rate design issues in this consolidated matter will be held at 10:00 a.m. on Tuesday, October 5, 2011 in the Hearing Room at the Commission's offices in Dover located at 861 Silver Lake Boulevard, Cannon Building, Suite 100, Dover, Delaware 19904.

3. Further, State Representative John Kowalko is hereby placed on notice that he is required to comply in all respects with the Commission's *Rules of Practice and Procedure* as well as all Delaware statutes, rules and regulations pertinent to this Docket.

BY ORDER OF THE COMMISSION

/s/ Ruth Ann Price _____
Ruth Ann Price,
Senior Hearing Examiner