

**BEFORE THE PUBLIC SERVICE COMMISSION**

**OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION OF )  
DELMARVA POWER & LIGHT COMPANY FOR )  
APPROVAL OF A PILOT PROGRAM FOR THE ) PSC DOCKET NO. 11-399  
PROCUREMENT OF SOLAR RENEWABLE ENERGY )  
CREDITS (FILED SEPTEMBER 16, 2011) )

**ORDER No. 8056**

**FOR ADMISSION AS AN INTERVENOR**

**AND NOW**, this 10<sup>th</sup> day of October, 2011, pursuant to the authority granted to me in PSC Order No. 8048 dated October 3, 2011, this Hearing Examiner having considered the Petition for Leave to Intervene ("the Petition") filed by the Department of Natural Resources and Environmental Control ("DNREC") on October 5, 2011, and there being no objection thereto filed by any party of record;

**NOW, THEREFORE,**

1. The Petition is granted.
2. In PSC Order No. 8048, the Commission ordered that the deadline for filing petitions for intervention was October 6, 2011. (See Order, ¶3.)
3. Thus, DNREC's Petition to Intervene was timely filed.
4. In its Petition, DNREC alleges that DNREC's "interest will not be adequately represented by the parties to this proceeding." Specifically, DNREC alleges that: 1) unlike the other participants, DNREC is responsible for the management of Delaware's environment

which is in the public interest; and 2) "DNREC has the unique responsibility for implementing the Renewable Energy Portfolio Standards Act. ("RESPA") DNREC contends that its particularized experience and expertise will be useful to the Commission in deciding the issues in this Docket." (See DNREC's Petition to Intervene at ¶¶2,4,5.)

5. No party has opposed DNREC's Petition.

6. This Hearing Examiner has not received any communication opposing the Petition from the parties.

7. For purposes of considering the merits of DNREC's Petition, I assume as true the representations made in DNREC's Petition. Specifically, DNREC has adequately alleged that it has particularized expertise and experience which may be valuable to the Commission in deciding the issues in this docket. Thus, DNREC has satisfied the intervention requirements of Rule 21 of the Commission's *Rules of Practice and Procedure*.

8. There is no need to disturb the Procedural Schedule ordered previously agreed upon by the parties and adopted by the Hearing Examiner.

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

1. Accordingly, the Petition for Intervention filed by the State of Delaware Department of Natural Resources and Environmental Control ("DNREC") is **GRANTED**.

2. DNREC shall be added to the Service List for this Docket.

**BY ORDER OF THE COMMISSION**

/s/ Mark Lawrence  
Mark Lawrence  
Hearing Examiner