

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION OF )  
DELMARVA POWER & LIGHT COMPANY FOR )  
APPROVAL OF MODIFICATIONS TO ITS GAS ) PSC DOCKET NO. 12-419F  
COST RATES )  
(FILED AUGUST 31, 2012) )

**ORDER NO. 8294**

**AND NOW**, this 21<sup>st</sup> day of February, 2013:

**WHEREAS**, on August 31, 2012 Delmarva Power & Light Company ("Delmarva") filed with the Delaware Public Service Commission (the "Commission") the above-captioned application seeking approval to modify its Gas Cost Rates ("GCR") effective on November 1, 2012, with proration, and its applicable tariffs; and

**WHEREAS**, on September 18, 2012, pursuant to 26 *Del. C.* §§304 and 306, the Commission ordered in Order No. 8217 that the proposed GCR modifications and other requested revisions to Delmarva's tariffs should be permitted to become effective for usage on and after November 1, 2012, with proration and subject to refund, pending further review and final decision by the Commission; and

**WHEREAS**, pursuant to 26 *Del. C.* §502 and 29 *Del. C.* ch. 101, the Commission also designated Robert J. Howatt to act as the Hearing Examiner for this docket, ordered that Hearing Examiner Howatt schedule and conduct such public evidentiary hearings as may be necessary or appropriate to develop a full and complete record concerning this matter, and ordered that Hearing

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Examiner Howatt report thereafter to the Commission his proposed findings and recommendations based on the evidence presented;<sup>1</sup> and

**WHEREAS**, pursuant to 26 *Del. Admin. C.* §1001-2.9 and Order No. 8217, the Commission further delegated to Hearing Examiner Howatt the authority to grant or deny petitions to intervene in this matter and the authority, under 26 *Del. C.* §102A, to determine the content, form, and manner of any further notice in this matter; and

**WHEREAS**, Hearing Examiner Howatt has been appointed as the Executive Director of the Commission and is no longer able to act as a Hearing Examiner for this matter;

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE  
AFFIRMATIVE VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. That Connie McDowell is designated as the Hearing Examiner for this docket pursuant to 26 *Del. C.* §502 and 29 *Del. C. ch. 101*. Hearing Examiner McDowell shall schedule and conduct such public evidentiary hearings as may be necessary or appropriate to develop a full and complete record concerning this matter. Pursuant to 29 *Del. C.* §10126(a), Hearing Examiner Howatt shall thereafter report to the Commission her recommended findings of fact based upon the evidence, recommended conclusions of law, and recommended decision. Pursuant to 26 *Del. Admin. C.* §1001-2.9, Hearing Examiner McDowell is delegated the authority to grant or deny petitions to intervene. In addition, Hearing

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<sup>1</sup> See Order No. 8217, ¶2 (September 18, 2012).

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Examiner McDowell is delegated the authority, under 26 *Del. C.* §102A, to determine the content, form, and manner of any further notice in this matter.

3. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

**BY ORDER OF THE COMMISSION:**

/s/ Dallas Winslow  
Chair

/s/ Jaymes B. Lester  
Commissioner

/s/ Jeffrey J. Clark  
Commissioner

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Commissioner

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Commissioner

ATTEST:

/s/ Alisa Carrow Bentley  
Secretary