

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF DELAWARE

IN THE MATTER OF INERGRATED RESOURCE)
PLANNING FOR THE PROVISION OF STANDARD)
OFFER SERVICE BY DELMARVA POWER & LIGHT) PSC DOCKET NO. 12-544
COMPANY UNDER 26 DEL.C. §§1007(c) & (d))
(Opened December 18, 2012))

ORDER No. 8306

FOR ADMISSION AS AN INTERVENOR

AND NOW, this 28th day of February, 2013, pursuant to the authority granted to me in PSC Order No. 8259 dated December 18, 2012, this Hearing Examiner having considered the Petition for Leave to Intervene ("the Petition") filed by Calpine Mid-Atlantic Energy, LLC ("Calpine") on February 21, 2013, and there being no objection thereto filed by any party of record;

NOW, THEREFORE,

1. The Petition is granted.
2. In PSC Order No. 8259, the Commission ordered that the deadline for filing petitions for intervention was February 22, 2013. (See Order, ¶8.)
3. Thus, Calpine's Petition to Intervene was timely filed.
4. In Paragraphs 2 through 4 of its Petition to Intervene, Calpine describes the reasons why it should be permitted to intervene as follows:

2. Calpine has an interest in the outcome of the proceeding. The Integrated Resource Plan ("IRP") of Delmarva Power & Light Company ("Delmarva") is required to systematically evaluate all available supply options, including generation, over a ten-year planning period, and forecast the appropriate mix of such resources that will be utilized to meet the needs of its Standard Offer Service customers. Calpine, through one or more subsidiaries, owns and operates power generation facilities in the Mid-Atlantic region, including in the state of Delaware, and sells electricity on a wholesale basis in the state and throughout the PJM region in which Delmarva operates.
3. The interests of Calpine would be inadequately represented in Delmarva's IRP process in the absence of Calpine's intervention as no other party to the proceedings has specific knowledge of Calpine's operations sufficient to address issues that may be relevant to Calpine as a generator and supplier of electricity in the state of Delaware and the PJM region.
4. While Delmarva and Calpine are both in the business of providing electricity, Calpine is principally in the business of providing wholesale electricity and its interests are thus separate and different from those of Delmarva. Accordingly, Calpine's interests in this proceeding will not be adequately represented without being granted intervenor status, and the public interest will be served by Calpine's participation as a party to this proceeding.

5. Calpine's petition raises a number of substantive issues in the docket which must be addressed.

6. By my granting its intervention, Calpine is on notice that it must comply with the Procedural Schedule when issued. Additionally, Calpine is required to comply with the Commission's *Rules of Practice and Procedure*.

BY ORDER OF THE COMMISSION

/s/ Mark Lawrence _____

Mark Lawrence
Hearing Examiner