

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

IN THE MATTER OF THE INVESTIGATION )  
INTO DELMARVA POWER & LIGHT )  
COMPANY'S PLANNED DISTRIBUTION ) PSC DOCKET NO. 13-152  
INFRASTRUCTURE INVESTMENT OVER )  
THE NEXT FIVE YEARS )  
(OPENED MAY 7, 2013) )

**ORDER No. 8435**

**FOR ADMISSION OF CAESAR RODNEY INSTITUTE,  
CENTER FOR ENERGY COMPETITIVENESS AS AN INTERVENOR**

**AND NOW**, this 13<sup>th</sup> day of August, 2013, the Delaware Public Service Commission ("Commission") determines and orders the following:

**WHEREAS**, in Order No. 8363 (May 7, 2013), the Commission opened this docket, but did not designate a hearing examiner for this matter; and

**WHEREAS**, pursuant to 26 *Del. Admin. C.* §1001-2.9, on May 20, 2013, the Caesar Rodney Institute, Center for Energy Competitiveness ("CRI") filed a petition to intervene ("Petition"), signed by its Director, David T. Stevenson, in the above-captioned matter; and

**WHEREAS**, because there is no deadline set by this Commission for petitions to intervene in this matter, the Petition is considered timely filed and meets the requirements of 26 *Del. Admin. C.* §1001-2.9.2; and

**WHEREAS**, on July 17, 2013, Commission Staff member Kevin S. Neilson, Regulatory Policy Administrator, notified the parties in this matter that CRI had filed the Petition, sent a copy of such Petition,

and set a deadline of Wednesday, July 24, 2013, at 4:00 p.m. for filing any objections to granting the Petition; and

**WHEREAS**, no party has opposed the Petition; and

**WHEREAS**, in its Petition, CRI asserted that it has undertaken extensive research and publication of information on Delaware energy policy to ensure Delaware citizens have competitive energy rates and has been an intervenor in eight rate cases before the Commission. Petition, at ¶2. Moreover, CRI alleged that competitive rates are essential to the economic well-being of Delaware citizens and that CRI wants to explore alternative routes to improve grid reliability, "which is a key justification for the rate case" in PSC Docket No. 13-115 and "the reason for this investigation." Id. In addition, CRI alleged that it is an intervenor in the Delmarva Power & Light 2012 IRP which "will cover similar issues presented in this case" and that CRI is also an IRP Working Group member. Petition, at ¶3. Finally, CRI asserted that it has demonstrated experience in meeting deadlines to ensure rate cases maintain the schedules of the evidentiary process and that CRI "intends to do so in this case as well." Petition, at ¶4; and

**WHEREAS**, for purposes of considering the merits of the Petition, the Commission assumes as true the representations of Director David T. Stephenson on behalf of CRI as set forth in the Petition. Specifically, as required by 26 *Del. Admin. C.* §§ 1001-2.9.1.2 and 2.9.1.3, CRI has adequately alleged that it has particularized expertise and experience which may be valuable to the Commission in deciding the issues in this proceeding, that its participation in this

proceeding would be in the public interest, and that it has an interest in the outcome of this proceeding. Thus, CRI has satisfied the intervention requirements of 26 *Del. Admin. C.* §1001-2.9.1;

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

1. That the Petition to Intervene ("Petition") dated May 20, 2013, filed by the Caesar Rodney Institute, Center for Energy Competitiveness ("CRI") is hereby **GRANTED**.

2. That CRI is hereby placed on notice that it is required to comply in all respects with the Commission's *Rules of Practice and Procedure*, 26 *Del. Admin. C.* §1001 et seq., as well as all Delaware statutes, rules and regulations pertinent to this Docket.

3. That CRI is on notice that it is subject to any previously-approved procedural schedule, if any, in all respects.

4. That CRI shall be added to the Service List for this Docket.

5. 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/ Joann T. Conaway  
Commissioner

/s/ Jaymes B. Lester  
Commissioner

/s/ Jeffrey J. Clark  
Commissioner

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Commissioner

ATTEST:

/s/ Alisa Carrow Bentley  
Secretary