

**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. 13-349F  
COST RATES (FILED AUGUST 28, 2013) )

**ORDER NO. 8491**

**AND NOW**, this 5<sup>th</sup> day of December, 2013, the Delaware Public Service Commission ("Commission") determines and orders the following:

**WHEREAS**, on August 28, 2013 Delmarva Power & Light Company ("Delmarva") filed with the Commission the above-captioned application ("Application") seeking approval to modify its Gas Cost Rates ("GCR") effective on November 1, 2013, with proration; and

**WHEREAS**, pursuant to 26 *Del. C.* §§304 and 306(a)(2), the Commission determined that the proposed changes to Delmarva's GCR rates and the accompanying proposed tariff revision as set forth in the Application were permitted to become effective for natural gas usage on or after November 1, 2013, with proration and subject to refund, pending a final decision of the Commission;<sup>1</sup> and

**WHEREAS**, pursuant to 26 *Del. C.* §502 and 29 *Del. C. ch.* 101, the Commission designated Mark Lawrence to act as the Hearing Examiner for this docket, ordered that Hearing Examiner Lawrence 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 Examiner Lawrence report thereafter

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<sup>1</sup> See Order No. 8457 (September 26, 2013).

to the Commission his proposed findings and recommendations based on the evidence presented;<sup>2</sup> and

**WHEREAS**, pursuant to 26 *Del. Admin. C.* §1001-2.9 and Order No. 8457, the Commission further delegated to Hearing Examiner Lawrence 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**, due to the current caseload of Hearing Examiner Lawrence and the hiring of a new additional Hearing Examiner who will be able to assist the Commission, the Commission deems it appropriate to re-assign this matter to another Hearing Examiner;

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

1. The Commission designates Campbell Hay as the Hearing Examiner for this docket pursuant to 26 *Del. C.* §502 and 29 *Del. C. ch.* 101. Hearing Examiner Hay 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 Hay shall thereafter report to the Commission his recommended findings of fact based upon the evidence, recommended conclusions of law, and recommended decision. Pursuant to 26 *Del. Admin. C.* §§ 1001-2.9 and 2.1, Hearing Examiner Hay is delegated the authority to grant or deny petitions to intervene and applications of counsel for admission *pro hac vice*. In addition, Hearing Examiner Hay is delegated the authority, under 26 *Del. C.*

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<sup>2</sup> See Order No. 8457, ¶2 (September 26, 2013).

§102A, to determine the content, form, and manner of any further notice in this matter.

2. Because the parties in this docket have only recently begun exchanging discovery, the Commission determines that the currently existing procedural schedule should stay in effect for this docket.

3. Delmarva is hereby put on notice that it will be charged the costs incurred in connection with this proceeding under the provisions of 26 Del. C. §114(b)(1).

4. 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:**

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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