

**Dawn Kurtz Crompton**  
Assistant General Counsel



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September 29, 2023

**Via DelaFile**

Ms. Crystal Beenick, Secretary  
Delaware Public Service Commission  
Cannon Building, Suite 100  
861 Silver Lake Boulevard  
Dover, DE 19904

RE: **2022-2023 Annual Renewable Portfolio Compliance Report Pursuant to 26 Del. C. § 358 and 26 Del. Admin. C. §§ 3008-3.2.2, 3008-3.3**

Dear Secretary Beenick,

Attached please find the above-referenced annual Renewable Energy Portfolio Standards Act (“REPSA”) Report of Delmarva Power & Light Company (the “Report”) pursuant to 26 *Del. Admin. C.* §§ 3008-3.2.2, 3008-3.3. The Report covers the June 1, 2022 – May 31, 2023 REPSA compliance year. The Report addresses all RPS costs, including Qualified Fuel Cell Provider Project offsets.

As noted within the Report on the Retail Electricity Supplier’s RPS Compliance Report sheet (page 4 of 830), there was no solar alternative compliance payments for the reporting period (*see* 26 *Del. Admin. C.* § 3008-3.3.6). As required by 26 *Del. C.* § 358(d), the Company made an alternative compliance payment (“ACP”) for 518,970 RECS in accordance with 26 *Del. Admin. C.* § 3008-3.3.5. This is the first year an ACP representing 15% or more of the total number of RECs for eligible non-solar renewable energy resources were paid into the Delaware Green Energy Fund as contemplated by 26 *Del. Admin. C.* § 3008-3.3.5.

Portions of this filing are confidential and are being submitted pursuant to the provisions of 29 *Del. C.* § 5806(g) and 26 *Del. Admin. C.* §1001-1.11. Counsel hereby attests, pursuant to the provisions of Section 1.11.1, that certain information in the exhibits is not subject to inspection by either the public or by other parties unless an appropriate proprietary agreement has been executed.

Please contact me at dawn.crompton@exeloncorp.com or Diane Goff at diane.goff@pepcoholdings.com with any questions related to this matter.

Respectfully,

A handwritten signature in blue ink, appearing to read "Dawn", with a long, sweeping horizontal line extending to the right.

Dawn Kurtz Crompton (#5579)

Attachment

**AFFIDAVIT OF GENERAL COMPLIANCE**

State of Delaware

County of New Castle ss.

Lisa E. Pfeifer, Affiant, being duly sworn/affirmed

according to law, deposes and says that :

He/she is the Affiant (Officer/Affiant) of Delmarva Power & Light

(Name of Applicant) : Lisa E. Pfeifer

That he/she is authorized to and does make this affidavit for said Applicant.

That the Applicant herein certifies to the Commission under penalty of perjury that:  
The applicant agrees to comply with and be subject to the jurisdiction of the Public Service Commission

The applicant further certifies that he/she has personally examined and is familiar with all information

Signature of Affiant *Lisa E. Pfeifer*

Sworn and subscribed before me this 27 day of, September 2023

Signature of official administering oath *[Signature]*

My commission expires N/A **DAWN KURTZ CROMPTON, ESQUIRE**  
Attorney at Law  
State of Delaware  
Notarial Officer Pursuant to  
29 Del. C. § 4323(a)(3)



# Delaware Public Service Commission Retail Electricity Supplier's RPS Compliance Report

Compliance Period: June 1, 2022 - May 31, 2023

## Required Documentation:

- Certification of the accuracy and veracity of the report-Affidavit of General Compliance
- Page 1 of Report
- Product A , B Pages
- Summary report of RECs or SRECs that were retired during the reporting period and the total price of all RECs retired. Detail REC and SREC Report Tab.
- Check for payment of any compliance fee due (if applicable)
- Required Documentation page

Under penalty of perjury, the undersigned hereby affirms that he/she is authorized to and hereby does make this Application for the Applicant and that based upon personal knowledge and information the contents of this Application are true.

Lisa Pfeifer, Manager of Environmental Programs & Services      9/27/2023  
\_\_\_\_\_  
[Print Name and Title Here]      Date

  
\_\_\_\_\_  
[Signature]

**Delaware Public Service Commission  
Retail Electricity Supplier's RPS Compliance Report**

Compliance Period: **June 1, 2022 - May 31, 2023**

Retail Electricity Supplier's Name: **Delmarva Power, A PHI Company**

Address: **630 Martin Luther King Jr, Blvd.  
MailStop 88MK64  
Wilmington, DE  
19801**

Phone Number: **667-313-1173**

Email: [Christopher.Landes@exeloncorp.com](mailto:Christopher.Landes@exeloncorp.com)

Contact Person's Name: **Lisa E. Pfeifer**

Title: **Manager, Environmental Programs**

Address: **630 Martin Luther King Jr., Blvd  
PO Box 231, Mail Stop 88MK 64  
Wilmington, DE  
19899**

Phone Number: **667-313-1513**

Email: [Lisa.pfeifer@pepcoholdings.com](mailto:Lisa.pfeifer@pepcoholdings.com)

**Delaware Public Service Commission  
Retail Electricity Supplier's RPS Compliance Report**

Compliance Period: **June 1, 2022 - May 31, 2023**

Retail Electricity Supplier's Name: **Delmarva Power, A PHI Company**

**Description of Product A:** *EXAMPLE: "Retail Electricity Product" means an electrical energy offering that is distinguished by its Generation Attributes only and that is offered for sale by a Retail Electricity Supplier to End-Use Customers. Multiple electrical energy offerings with the same Generation Attributes may be considered a single Retail Electricity Product.*

Total Retail Sales of *Product A* (MWh): **7,785,978**

Exempt Industrial Sales (MWh): **905,175**

Total after Exemption (MWh): **6,880,803**

Minimum Cumulative % from Eligible Energy Resources: **22.00%**

Minimum Cumulative % from **Solar Photovoltaics**: **2.75%**

QFCP Generation (MWH) **198,037**

QFCP RPS Offset **396,074**

Number of RECs required for compliance:<sup>1</sup> **928,481**

QFCP Solar Offset **0**

Number of SRECs required for compliance:<sup>1</sup> **189,222**

Existing RECs not to exceed:<sup>2</sup> **68,808**

Alternative Compliance Payment<sup>3</sup> **\$12,974,250**

Solar Alternative Compliance Payment<sup>3</sup> **\$0**

<sup>1</sup>A Retail Electricity Supplier shall not use RECs or SRECs used to satisfy another state's renewable energy portfolio requirements for compliance with Schedule 1. A Retail Electricity Supplier may sell or transfer any RECs or SRECs not required to meet this Regulation.

<sup>2</sup>Each Retail Electricity Supplier can provide no more than 1% of each Compliance Year's Total Retail Sales from Eligible Energy Resources operational before December 31, 1997. The remainder of each year's retail sales, up to the required amount as specified in Section 3.2.1 of this Regulation must come from New Renewable Generation resources. In Compliance Year 2026 and for each Compliance Year thereafter, all Eligible Energy Resources used to meet the cumulative minimum percentage requirements set by the Commission rules shall be New Renewable Generation Resources.

<sup>3</sup> 26 Del C. § 358

**PHI Delmarva Power DE - My RPS Compliance - DE - Jun 2022 - May 2023**

Account Name	Subaccount Name	Zone Name	GATS Load	RPS Load	Total Generation for Subaccount	DE Solar	DE Eligible	DE New Eligible	Total Certificates Used for RPS
PHI Delmarva Power DE	RPS EY 2022-23	DPL	1,344,832		591,190	181,679	0	409,511	591,190
<b>Total</b>			1,344,832	0	591,190	181,679	0	409,511	591,190

**DPL DE RPS Obligation Summary  
2022/23 Compliance Year Projection**

2022/23 DE RPS Requirement(1)	Energy Sales MWH	Solar REC Carve-Out	Existing REC Allowance	New REC Required
		2.75% Min	1.00% Max	19.25%
		Total Equivalent SRECs	Maximum Existing RECs	Total Equivalent RECs
Total DPL Distribution Sales <sup>(2)</sup>	7,785,978			
RPS Exempt Load <sup>(3)</sup>	905,175			
<b>DPL's Preliminary RPS Load Obligation</b>	<b>6,880,803</b>	<b>189,222</b>		<b>1,324,555</b>
QFCP Generation <sup>(4)</sup>	198,037			
Equivalent Solar and Total Obligation Offsets <sup>(5)</sup>		33,006		396,074
Maximum Solar Offset <sup>(6)</sup>		47,306		
Anticipated RPS Offset <sup>(7)</sup>		0	0.0%	396,074
<b>DPL's Adjusted RPS Obligation<sup>(8)</sup></b>		<b>189,222</b> Min	<b>68,808</b> Max	<b>928,481</b>

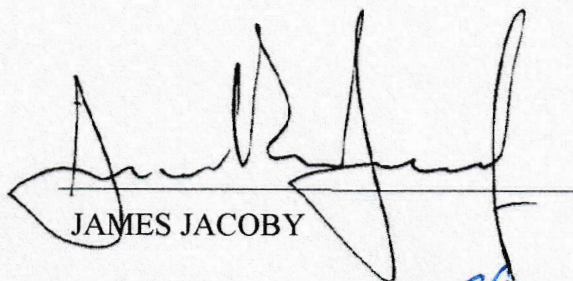
- Notes:
- (1) The New REC Required equals the total REC requirement (22%) minus the Solar REC Carve-Out (2.75%). Assumes Existing RECs are not available at a discounted price.
  - (2) 2022 - 2023 Actual Distribution Sales
  - (3) Industrial customers with peak load greater than 1.5 MWs can apply with the PSC to be exempt from RPS obligations.
  - (4) Based on most recent twelve month actual generation
  - (5) One sixth of the QFCP Generation for solar and twice the QFCP Generation for RECs.
  - (6) 25% of the total solar obligation.
  - (7) QFPC new REC offset until requirement met, the remainder used to offset solar obligations.
  - (8) RPS Obligation less the actual QFCP Offset.

Information exempt from disclosure  
under Delaware law pursuant to  
*29 Del. C. § 1001 et. seq.*  
and *26 Del. Admin C. § 1001-1.11.2*  
has been filed confidentially.

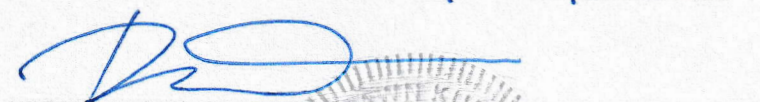


**AFFIDAVIT OF JAMES JACOBY**

1. I, James Jacoby, am the Senior Manager of Gas Supply and Transportation for Delmarva Power & Light Company (“Delmarva Power” or the “Company”).
2. My office is located at 630 Martin Luther King Jr. Blvd, Wilmington, Delaware 19801.
3. I am responsible for developing and managing a Renewable Energy portfolio to meet the requirement of the State of Delaware Renewable Portfolio Standards (“RPS”) for Delmarva Power electric customers.
4. The Company’s RPS portfolio consists of a mixture of Long Term Fixed Price Contracts for Solar Renewable Energy Credits (“SRECs”) and for Renewable Energy Credits (“RECs”), qualified fuel cell provider offsets, and spot market purchases of RECs and SRECs.
5. In the RPS Compliance Year 2022-2023, which began on June 1, 2022 and concluded on May 31, 2023, the Company was unable to procure spot market RECs at prices lower than the Alternative Compliance Payment (“ACP”) price of \$25 per REC.
6. The REC prices quoted to the Company from eligible energy resources were consistently higher than the ACP, and despite multiple attempts to purchase RECS in the spot market, the Company was unable procure RECs at a price below the ACP.
7. The Alternate Compliance Payment represents the least cost measure available to comply with the RPS requirements.
8. I affirm under penalty of perjury that the above is true and correct to the best of my knowledge, information, and belief.

  
JAMES JACOBY

Sworn & Subscribed to me the 28 of September



Notary Public  
My commission expires MA 2024  
DAWN KURTZ CROMPTON, ESQUIRE  
Attorney at Law  
State of Delaware  
Notarial Officer Pursuant to  
29 Del. C. § 4323(a)(3)

