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February 17, 2010

**Electronically and By Air Courier**

Terry J. Romine  
Executive Secretary  
William Donald Schaefer Tower  
6 St. Paul Street, 16th Floor  
Baltimore, Maryland 21202-6806

**Re: Maryland Public Service Commission Case No. 9217, In the Matter of the Application of Potomac Electric Power Company for an Increase in its Retail Rates for the Distribution of Electric Energy; Montgomery Chapter of the Maryland Municipal League and Prince George's County Municipal Association Petition to Intervene**

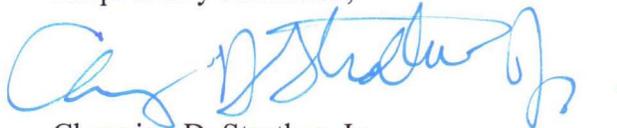
Dear Ms. Romine:

Enclosed please find an original and seventeen (17) copies of the Petition to Intervene of the Montgomery Chapter of the Maryland Municipal League and Prince George's County Municipal Association for filing in the above-captioned proceeding.

Also enclosed is an additional copy. Please stamp this copy "received" and return it to me in the enclosed, postage-paid envelope.

Please contact me if you have any questions. Thank you for your attention in this matter.

Respectfully submitted,



Channing D. Strother, Jr.

Attorney for  
Montgomery Chapter of the Maryland Municipal League  
and Prince George's County Municipal Association

cc: All parties of record in Case No. 9217

**BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF MARYLAND**

**In the Matter of the Application of \*  
Potomac Electric Power Company \*  
Company for an Increase in its \* Case No. 9172  
Retail Rates for the Distribution of \*  
Electric Energy \***  
\* \* \* \* \*

**PETITION TO INTERVENE OF THE MONTGOMERY CHAPTER OF  
THE MARYLAND MUNICIPAL LEAGUE AND PRINCE GEORGE'S  
COUNTY MUNICIPAL ASSOCIATION**

The Montgomery Chapter of the Maryland Municipal League (“Montgomery Chapter”) and the Prince George's County Municipal Association (“PGCMA”) hereby petition to intervene in the above captioned proceeding. In support hereof, the Montgomery Chapter and PGCMA state:

**DESCRIPTION OF THE CHAPTER, PGCMA, AND THEIR MEMBERS**

1. The Maryland Municipal League (“MML”) is a voluntary, nonprofit, nonpartisan association of Maryland municipal governments.<sup>1</sup> The Montgomery Chapter and PGCMA are two of the nine regional nonprofit, unincorporated affiliate organizations within the MML.

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<sup>1</sup> See <http://www.mdmunicipal.org/mmlhome/index.cfm>

2. The members of the Montgomery are 21 cities and towns, each located within Montgomery County, Maryland.<sup>2</sup>

3. Seventeen members of the Montgomery Chapter are Potomac Electric Power Company (“Pepco”) street lighting customers under Pepco’s Rate Schedules MD–SSL–OH and/or MD-SSL-UG: Gaithersburg; Rockville; Takoma Park; Brookeville; Chevy Chase; Chevy Chase View; Chevy Chase Village; Friendship Heights; Garrett Park; Glen Echo; Kensington; Laytonsville; Somerset; Washington Grove; Village of Chevy Chase, Section 3; Village of Chevy Chase, Section 5; Martin's Additions; and North Chevy Chase.

4. PGCMA has 27 municipal members each located within Prince Georges County, Maryland.<sup>3</sup>

5. Twenty-four of these PGCMA members—all except Laurel, Bowie, and Eagle Harbor—are Pepco street lighting customers under Pepco’s Rate Schedules MD–SSL–OH and/or MD-SSL-UG.

### **REQUESTED SERVICE LIST ADDITIONS**

6. The Montgomery Chapter and PGCMA request that the following individuals be added to the official service list in this proceeding and be designated

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<sup>2</sup> See <http://www.mdmunicipal.org/affiliates/chapters.cfm>

<sup>3</sup> See <http://www.mdmunicipal.org/chapterweb/pgcma/index.htm>.

to receive all pleadings, communications, correspondence, and other documents in this proceeding:

For the Montgomery Chapter, its President:

Honorable Peter C. Fosselman  
Mayor of Town of Kensington  
3710 Mitchell Street  
Kensington, MD 20895  
(301) 949-2424  
(301) 949-4925 (Fax)  
E-mail: [mayor.fosselman@tok.md.gov](mailto:mayor.fosselman@tok.md.gov)

For PGCMA, its Vice President:

Honorable Dennis Brady  
Council Member  
City of Bowie  
2614 Kenhill Drive  
Bowie, MD 20715  
(301) 809-2302  
(301) 262-6200 (Fax)  
E-mail: [councilman.brady@verizon.net](mailto:councilman.brady@verizon.net)

For both the Montgomery Chapter and PGCMA, its attorney:

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**BACKGROUND AND STATUS OF PROCEEDING, AND IMPACT ON  
MEMBERS OF THE MONTGOMERY CHAPTER AND PGCMA**

7. Pepco made its initial filing of proprietary and non-proprietary versions of its “Application for an Increase in its Retail Rates for the Distribution of Electric Energy” on December 30, 2009, the last day of 2009 that the Maryland Public Service Commission (“Commission”) was open in 2009. The Commission placed the filing on the Administrative Agenda for its January 13, 2010 Administrative Meeting. On January 15, 2010, Pepco made a series of filings, deemed, respectively, “Information in Response to Proposed Filing Requirements,” “Supplemental Direct Testimony and Exhibits,” and “revised Street Lighting Service rate design PEPCO (JRB) - 1.”

8. The Commission’s January 19, 2009 notice scheduled a prehearing conference in this matter for February 19, 2009, with petitions to intervene due by 5:00 pm, February 18, 2009.

9. Montgomery Chapter and PGCMA estimate that their member municipalities have approximately 15,000 overhead fed Pepco street lights (based on 2006 numbers available to them). Montgomery Chapter and PGCMA calculate that if Pepco's proposed increase, as revised on January 15, 2010, is approved, lighting maintenance costs on overhead lights for members increase by about \$115,000 per year. In addition, members have about 4,000 underground fed Pepco

street lights. The increase on maintenance these lights if approved would be an additional around \$30,000 per year for members of the two chapters. This represents an approximately 12 percent rate increase for these services to Montgomery Chapter and PGCMA members.

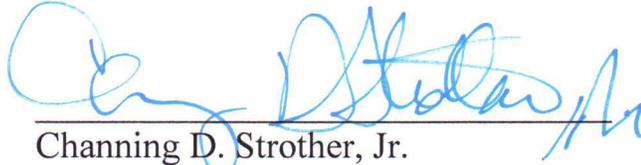
### **PETITION TO INTERVENE**

10. The Montgomery Chapter and PGCMA have substantial and direct interests in the matters at issue in this proceeding. Those interests cannot be sufficiently represented by any other party. Among other things, as noted above, nearly all of their respective members receive street lighting service from Pepco. The rates for that service under the applicable Pepco rate schedules at issue herein would be substantially increased under Pepco's proposed rate changes. Aside from rates, the Montgomery Chapter and PGCMA have substantial interests in any and all matters as to Pepco's street lighting service as may be raised in this proceeding.

WHEREFORE, the Montgomery Chapter and PGCMA respectfully submit that there is good cause to grant their intervention and full rights of party

participation herein.

Respectfully submitted,



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Attorney for

Montgomery Chapter of the  
Maryland Municipal League and  
Prince George's County Municipal  
Association

February 17, 2010

**CERTIFICATE OF SERVICE**

I hereby certify that on this date I caused a copy of the petition to intervene to be served by first class mail, postage prepaid, upon each party of record in this proceeding. Copies were mailed to the following:

Ronald Decker, Esq.  
Staff Counsel  
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Dated at Washington, D.C. this 17th day of February 2010.



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