

W. KEVIN HUGHES  
CHAIRMAN

HAROLD D. WILLIAMS  
JEANNETTE M. MILLS  
MICHAEL T. RICHARD  
ANTHONY J. O'DONNELL



**PUBLIC SERVICE COMMISSION**

November 10, 2016

In the Matter of the Merger of Exelon  
Corporation and Pepco Holdings, Inc.

\*  
\*  
\*  
\*  
\*

Case No. 9361

\* \* \* \* \*

**NOTICE OF HEARING AND REQUEST FOR COMMENTS**

**To: Service List for Case No. 9361 and Interested Persons**

On November 3, 2016, Exelon Corporation (“Exelon”) , along with Montgomery County, Maryland, Prince George’s County, Maryland (collectively, “the Counties”), and the National Consumer Law Center, National Housing Trust, Maryland Affordable Housing Coalition, and the Housing Association of Nonprofit Developers (collectively, “NCLC”) (Exelon, the Counties and NCLC are collectively, the “Requesting Parties) jointly filed a compliance filing to implement Condition 46 (the Most Favored Nation (“MFN”) provision) of Commission Order No. 86990 (“Merger Order”).<sup>1</sup> According to the filing, the implementation of the MFN provision will result in Maryland’s Potomac Electric Power Company and Delmarva Power & Light Company customers receiving an additional \$48,031,836 in benefits on a net present value basis (or \$60.20 per customer). The Requesting Parties have come to agreement on both the amount of additional benefits and the allocation of nearly all of the benefits and have submitted a Joint Recommendation requesting that the Commission approve the stipulation and conditions in Exhibit 1 of the compliance filing in order to implement Condition 46 of the Merger Order.

After reviewing the Requesting Parties compliance filing, the Commission has determined that a legislative-style hearing and comments from other parties in the proceeding are necessary to fully evaluate compliance with Condition 46 of the Merger Order. Accordingly, the Commission hereby provides notice of a hearing and comment period as follows:

<sup>1</sup> A copy of the compliance filing can be viewed or downloaded from the electronic case jacket in this proceeding available on the Commission’s website at [www.psc.state.md.us](http://www.psc.state.md.us).

Written Comments:

- Initial written comments from parties (who desire to do so) other than the Requesting Parties shall be filed by January 4, 2017; and
- Reply Comments from the Requesting Parties (individually or collectively) shall be filed by January 18, 2017.<sup>2</sup>

Legislative Hearing:

- Wednesday, January 25, 2017, beginning at 1:00 p.m.

By Direction of the Commission,

*/s/ David J. Collins*

David J. Collins  
Executive Secretary

---

<sup>2</sup> An original and 17 paper copies, and an electronic copy, of all comments shall submitted David J. Collins, Executive Secretary, 6 St. Paul Street – 16<sup>th</sup> Floor, Baltimore, Maryland 21202. In addition, five copies of all comments shall be three-holed punched.