

## STATE OF NEW JERSEY

Board of Public Utilities 44 South Clinton Avenue, 9<sup>th</sup> Floor Post Office Box 350 Trenton, New Jersey 08625-0350 www.nj.gov/bpu/

IN THE MATTER OF THE MERGER OF EXELON CORPORATION AND PEPCO HOLDINGS, INC.	) )	ORDER REGARDING PRO HAC VICE MOTION
	) ) )	DOCKET NO. EM14060581

#### Parties of Record:

Stefanie A. Brand, Esq., Director, New Jersey Division of Rate Counsel Colleen Foley, Esq., for Exelon Corporation, Pepco Holdings, Inc., Purple Acquisition Corporation, Exelon Energy Delivery Company, LLC, New Special Purpose Entity, LLC, and Atlantic City Electric Company Joseph F. Accardo, Jr., Esq., for PSEG Services Corporation

Joseph F. Accardo, Jr., Esq., for PSEG Services Corporation
Jeffrey W. Mayes, Esq., for Monitoring Analytics acting as PJM Independent Monitor
Bradford M. Stern, Esq., for Mid-Atlantic Renewable Energy Coalition
James H. Laskey, Esq., for Independent Energy Producers of New Jersey
Abraham Silverman, Esq., for NRG Energy, Inc.
James C. Meyer, Esq., for Rockland Electric Company
Blake Laurence, Esq., for Clean Energy Council

### BY COMMISSIONER JOSEPH L. FIORDALISO:

On June 18, 2014, Exelon Corporation ("Exelon"), Pepco Holdings, Inc. ("PHI"), Purple Acquisition Corp. ("Merger Sub"), Exelon Energy Delivery Company, New Special Purpose Entity, LLC, and Atlantic City Electric Company ("ACE" or "Company") (collectively, the "Joint Petitioners") filed a petition with the Board of Public Utilities ("the Board") for approval pursuant to N.J.S.A. 48:3-10 and N.J.S.A. 48:2-51.1 of a change in control of ACE to be effected by the merger of PHI with Merger Sub, a wholly-owned subsidiary of Exelon, along with approvals for ACE's participation in Exelon's General Services Agreement, relief for ACE from certain restrictions previously imposed on its participation in PHI's money pool, and approval of the relocation of ACE's books and records from Wilmington, Delaware to PHI's headquarters in Washington, D.C. ("Exelon-Pepco merger").

By Order dated July 23, 2014, the Board retained this matter for hearing, and designated me as the presiding officer with authority to establish and modify schedules, decide all motions and otherwise control the conduct of this case, subject to Board ratification. Additionally, the Order set August 15, 2014, as the last day for motions to intervene or participate in this matter. On August 14, 2014, I issued a Pre-Hearing Order setting the procedural schedule for this matter and on September 5, 2014 I issued an Order amending the procedural schedule and granting intervener status to PSEG Services Corporation, NRG Energy, Inc., Monitoring Analytics, Inc., Independent Energy Producers of New Jersey, Mid-Atlantic Renewable Energy Coalition and participant status to Rockland Electric.

On November 5, 2014 I issued an order granting the Clean Energy Council (CAC) participant status with the provision that CAC demonstrate it satisfies N.J.A.C. 1:1-5.1 or 1:1-5.2.

On November 10, 2014, Blake Reed Laurence, Esq. filed a pro hac vice motion to allow the Ernest Logan Welde Esq., to appear in this proceeding.

Mr. Laurence, a member of the bar of this State and a member of Lomurro, Davidson, Eastman & Munoz, has moved for the admission pro hac vice of Ernest Logan Welde, Esq. In support of the motion, Mr. Welde represents that he is an attorney for the CAC and has extensive legal and regulatory expertise, experience and knowledge that is directly relevant to the conduct of the regulatory proceedings now pending before the Board. He states he is a member in good standing of the bar of the Supreme Court of the Commonwealth of Pennsylvania and the State of New Jersey (NJ Bar #020902012) without a bona fide office in New Jersey, and is associated with New Jersey counsel moving his admission pro hac vice, Blake Laurence. He has provided proof that he has paid the annual fees to the New Jersey Lawyer's Fund for Client Protection as required by R. 1:20-1 (b), R. 1:28-2 and R. 1:28B-1 e.

No opposition to the motion has been received.

I have reviewed the motion for admission pro hac vice of Ernest Logan Welde and the supporting affidavit of Blake Reed Laurence, Esq., and no objections to the motions having been received after due notice to the parties, I <u>FIND</u> that Ernest Logan Welde has satisfied the conditions for admission for this matter. Accordingly, he <u>IS HEREBY</u> admitted to practice before the Board in this matter provided that each of them shall:

- (1) abide by the Board's rules and all applicable New Jersey court rules, including all disciplinary rules;
- (2) consent to the appointment of the Clerk of the Supreme Court as agent upon whom service of process may be made for all actions against each of them that may arise out of his participation in this matter;
- (3) notify the Board immediately of any matter affecting his standing at the bar of any other jurisdiction; and
- (4) have all pleadings, briefs and other papers filed with the Board signed by an attorney of record authorized to practice in this State, who shall be held responsible for them and for the conduct of this cause and the admitted attorney therein.

This ruling is provisional and subject to ratification or other alteration by the Board as it deems appropriate during the proceeding in this matter.

DATED: November 25, 2014

BY:

JOSEPH L. FIORDALISC

COMMISSIONER

# IN THE MATTER OF THE MERGER OF EXELON CORPORATION AND PEPCO HOLDINGS, INC.

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