

1073-E-2AH



Pepco Holdings, Inc.

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DISTRICT OF COLUMBIA
PUBLIC SERVICE COMMISSION

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Deborah M. Royster
Deputy General Counsel

June 5, 2009

Ms. Dorothy Wideman
Commission Secretary
Public Service Commission
of the District of Columbia
1333 H Street, N.W.
2nd Floor West Tower
Washington, D.C. 20005

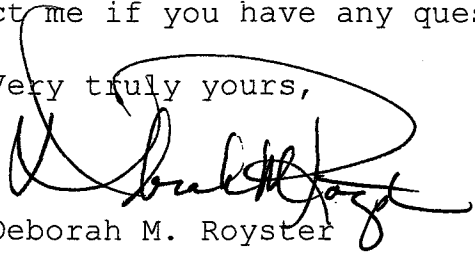
Re: Formal Case No. 1073

Dear Ms. Wideman:

Enclosed for filing in the above referenced matter are the original and fifteen (15) copies of the Motion of the Potomac Electric Power Company for Waiver of the 6 Month Notice Requirement and Modification of Certain Other Provisions Of Section 2111 Of Title 15 of the District of Columbia Municipal Regulations of the Potomac Electric Power Company.

Please feel free to contact me if you have any questions.

Very truly yours,


Deborah M. Royster

DMR/aka

Enclosure

cc: All Parties in Formal Case No. 1073

1073-E-21

BEFORE THE PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

IN THE MATTER OF THE)
FORMAL NOTICE OF THE)
POTOMAC ELECTRIC POWER COMPANY)
OF PLANS TO CONSTRUCT TWO 230KV)
UNDERGROUND TRANSMISSION CIRCUITS) FORMAL CASE NO. 1073
FROM THE BENNING GENERATING)
STATION TO THE RITCHIE SUBSTATION)

MOTION OF THE POTOMAC ELECTRIC POWER COMPANY FOR WAIVER OF THE 6 MONTH NOTICE REQUIREMENT AND MODIFICATION OF CERTAIN OTHER PROVISIONS OF SECTION 2111 OF TITLE 15 OF THE DISTRICT OF COLUMBIA MUNICIPAL REGULATIONS

Pursuant to Rule 105.8 of the Rules of Practice and Procedure of the District of Columbia Public Service Commission, 15 D.C.M.R. § 105.8 (1998), Potomac Electric Power Company ("Pepco" or the "Company") hereby files with the Public Service Commission of the District of Columbia (the "Commission") this motion in connection with the formal notice that the Company filed on March 31, 2009, pursuant to 15 D.C.M.R. § 2111.1, of a project to construct two (2) 230kV underground transmission lines from the Benning Generating Station in the Northeast quadrant of the District of Columbia and Pepco's Ritchie Substation in Seat Pleasant, Maryland. At the time the formal notice was filed, Pepco anticipated that construction of the initial phase of this project would commence in October 2009. However, the District of Columbia Department of Transportation ("DDOT") recently requested that Pepco move up construction of a small portion of the project. Specifically, DDOT has asked Pepco to accelerate the construction of approximately 1,000 feet of the

underground 230kV transmission lines that will cross Kenilworth Avenue (Route 295). To accommodate DDOT construction timeline, Pepco has been asked to commence construction of this section by July 9, 2009 and complete the construction by August 19, 2009.

Although Pepco is willing to accommodate DDOT's request, the Company has advised DDOT that to do so will require Commission action. Specifically, the Commission will need to take the following actions:

1. Waive the six month notice requirement in 15 D.C.M.R. § 2111.1 for the small portion of the project that is to be expedited. The rest of the project can commence on October 1, 2009 and still be able to coordinate with DDOT's construction activities and timeline.
2. Shorten the period within which interested persons can file petitions for the Commission to investigate the project pursuant to 15 D.C.M.R. § 2111.4, which establishes a 90-day period within which interested persons may file a petition. Pepco filed its Formal Notice on March 31, 2009 and it proposes that the period close on June 17, 2009.
3. Either (a) indicate that the Commission will not initiate an investigation of the construction of the project or (b) if an investigation is initiated, approve the

Company's undertaking the construction of the portion of the project that DDOT has requested be expedited before July 9, 2009.

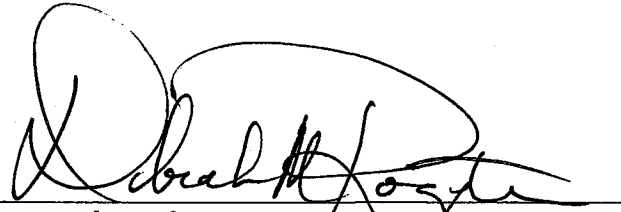
There are sound reasons for allowing the Company to accommodate DDOT's request to accelerate the construction of a small portion of the project. If the construction cannot be coordinated within DDOT's timeline, it is Pepco's understanding that a five (5) year moratorium will commence on September 1, 2009 on excavation which cuts the surface of Kenilworth Avenue (Route 295). This moratorium will materially increase the costs to construct the underground 230kV transmissions lines.

Given the Company's request to shorten the period for the filing of petitions to investigate as well as to expedite the Commission's review of this matter, in order to provide interested parties and the Commission with a more comprehensive record regarding the proposed project and its various elements, even though the Commission has not initiated an investigation in this matter, Pepco will submit the more detailed information set forth in 15 D.C.M.R. § 2111.5. The information will be filed within five (5) business days of the date of this Motion. Pepco would propose that the 90-day period for the filing of petitions pursuant to 15 D.C.M.R. § 2111.4 close on June 17, 2009.

Respectfully submitted,

POTOMAC ELECTRIC POWER COMPANY

By:

A handwritten signature in black ink, appearing to read "Deborah M. Royster", written over a horizontal line.

Deborah M. Royster
Deputy General Counsel

Kirk J. Emge, D.C. Bar No. 420581
Deborah M. Royster, D.C. Bar No. 359087
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(202) 872-2890

Of Counsel for Potomac Electric Power Company

Washington, D.C.
June 5, 2009

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Motion of the Potomac Electric Power Company for Waiver of the 6 Month Notice Requirement and Modification of Certain Other Provisions of Section 2111 of Title 15 of the District Of Columbia Municipal Regulations was served on the Office of People's Counsel and the following list of affected Advisor Neighborhood Commissions by hand delivery this 5th day of June, 2009:

Veronica Raglin
Commissioner
ANC 7D01
408 21st Street, NE
Washington, DC 20020

Alisa Woods
Commissioner
ANC 7D07
3725 Caseell Place, NE
Washington, DC 20019

Sharita Slayton
Commissioner
ANC 7D02
918 42nd Street, NE
Washington, DC 20019

Patricia Malloy
Commissioner
ANC 7C01
501 50th Place, NE
Washington, DC 20019

JoAnne Prue
Commissioner
ANC 7D04
313 34th Place, NE
Washington, DC 20019

Khaliq Elhillali
Commissioner
ANC 7C02
5224 East Capitol Street, NE
Washington, DC 20019

Rick Tingling-Clemmons
Commissioner
ANC 7D05
4614 Central Avenue, NE
Washington, DC 20019

Catherine A. Woods
Commissioner
ANC 7C03
4904 Fitch Place, NE
Washington, DC 20019

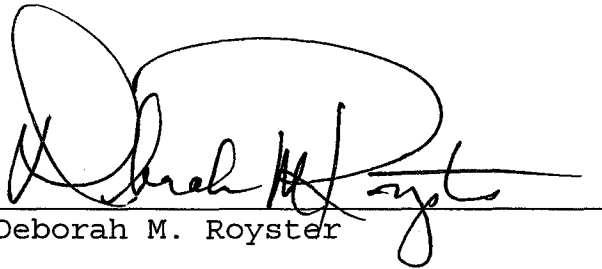
Willette Seaward
Commissioner
ANC 7D06
4234 Grant Street, NE
Washington, DC 20019

Sylvia C. Brown
Commissioner
ANC 7C04
920 52n Street, NE
Washington, DC 20019

Mary L. Gaffney
Commissioner
ANC 7C05
#201
328 62nd Street, NE
Washington, DC 20019

Thomas S. Alston
Commissioner
ANC 7C06
914 55th Street, NE
Washington, DC 20019

Robert L. Richardson, Jr.
Commissioner
ANC 7C07
1114 51st Place, NE
Washington, DC 20019



Deborah M. Royster