

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Joseph T. Kelliher, Chairman;
Nora Mead Brownell, and Suedeen G. Kelly.

Conectiv Energy Supply, Inc.

Docket No. ER05-121-000

Order Approving Uncontested Settlement

(Issued October 14, 2005)

1. On June 7, 2005, Conectiv Energy Supply, Inc. (Conectiv) filed an Offer of Settlement and Stipulation (Settlement) in Docket No. ER05-121-000. The Settlement resolves all issues in the above-captioned docket and resolves all issues relating to the Delmarva Power & Light Company (Delmarva) request for proposals (RFP) process and resulting power purchase agreement between Conectiv and Delmarva, which are wholly owned subsidiaries of Pepco Holdings, Inc. The Settlement also ensures that the RFP process was free from any affiliate abuse or undue preferences.
2. On June 27, 2005, Commission Trial Staff filed comments in support of the Settlement. No other comments and no reply comments were filed. On July 12, 2005, the Presiding Administrative Law Judge certified the Settlement to the Commission as uncontested.
3. The Settlement is in the public interest and is hereby approved. The Commission's acceptance of this Settlement does not constitute approval of or precedent regarding any principle or issue in this proceeding. The Commission retains the right to investigate the rates, terms, and conditions of the Settlement under the just and reasonable and not unduly discriminatory or preferential standard of section 206 of the Federal Power Act.¹

¹ 16 U.S.C. § 824e (2005).

4. This order terminates Docket No. ER05-121-000.

By the Commission.

(S E A L)

Magalie R. Salas,
Secretary.