

2011 DEC 12 A 10:56
CHIEF CLERK'S OFFICE

COMMONWEALTH EDISON COMPANY :
Formula Rate Tariff and Charges Authorized : Doc. No. 11-0721
by Section 16-108.5 of the Public Utilities Act :

UNITED STATES DEPARTMENT OF ENERGY'S REQUEST
FOR LEAVE TO INTERVENE AND
TO PERMIT ITS COUNSEL TO APPEAR *PRO HAC VICE*

COMES NOW the United States Department of Energy ("DOE"), pursuant to Illinois Commerce Commission ("the Commission") Rule 200.200, and on behalf of its Argonne and Fermi National Laboratories and other Federal Executive Agencies ("FEA") who are customers of Commonwealth Edison Company ("the Company"), respectfully asks the Commission to grant this petition to intervene and this request to permit its counsel to appear *pro hac vice* as per Commission Rule 200.90(a), in the above-captioned proceeding. DOE seeks to represent FEA's consumer interests herein, pursuant to authority delegated to it by the General Services Administration as per § 210(a) (4) of the Federal Property and Administrative Services Act of 1949, as amended. (40 U.S.C. § 481(a) (4))

DOE and other FEAs are substantial users of electricity distribution services within the Company's service territory, have direct and substantial interests in this matter which interests are not represented by any other party herein, and will be substantially affected by any decision of the Commission in this matter.

DOE agrees to accept service by electronic means, as provided in Commission Rule 200.1050, and accepts the record and the procedural schedule established to date in this docket.

Pursuant to Illinois Supreme Court Rule 707 and the Commission's Rule 200.90(a), undersigned counsel requests permission to appear *pro hac vice* in the above-captioned proceeding. Undersigned counsel has more than thirty years cumulative experience in practice before public utility regulatory entities, is a member in good standing of the Bar of the State of New York, and is not disqualified from appearing in any New York Court. The State of New York permits visiting attorneys to practice before its utility regulatory entity in similar situations. (New York State Court of Appeals Rule 520.11(a) (1))

The following persons are designated to receive service in this proceeding:

Arthur Perry Bruder, Esq.
Office of the General Counsel
U.S. Department of Energy
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WHEREFORE, DOE respectfully requests that the Commission:

- (1) grant this verified petition to intervene, and become a party to the above-styled proceeding for the purpose of producing evidence and cross-examining witnesses, with the right to file briefs and pleadings, and participate in oral argument before the Commission;
- (2) permit undersigned counsel to appear *pro hac vice* herein.

Respectfully submitted,



Arthur Perry Bruder
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DATED: December 6, 2011

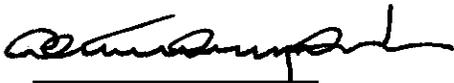
VERIFICATION

DISTRICT OF COLUMBIA) ss

Arthur Perry Bruder, being duly sworn, deposes and says that he:

(1) is an attorney in the Office of the General Counsel of the United States Department of Energy, and duly authorized to execute this request for leave to intervene and to be permitted to appear *pro hac vice*;

(2) has knowledge of the facts stated in the foregoing document, and hereby states that the matters set forth therein are true to his best knowledge, information, and belief.



Arthur Perry Bruder
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Subscribed and sworn to before me this 6th day of December, 2011.



Notary Public

MARY ANN BRYANT
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires June 30, 2015

My commission expires June 30, 2015

NOTICE OF FILING AND CERTIFICATE OF SERVICE

I, Arthur Perry Bruder, hereby certify that, on December 6, 2011, the foregoing United States Department of Energy Petition to Intervene and Request to Permit Counsel to Appear *Pro Hac Vice*, together with this Notice of Filing and Certificate of Service, were:

- (1) submitted via overnight service for filing via e-Docket with the Chief Clerk of the Illinois Commerce Commission, at 527 E. Capitol Avenue, Springfield, IL 6270 (executed and notarized original petition and copies);
- (2) submitted via overnight service to each of the Administrative Law Judges, at 160 N. LaSalle St., Suite C-800, Chicago, IL 60601-3104;
- (3) transmitted via electronic mail to all of the parties of record and counsel who are listed on the service list for Illinois Commerce Commission Doc. No. 11-0721.

Dated: December 6, 2011



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