

November 11, 2015

Mr. Darren Sobin, Director
Office of Government Ethics
DC Board of Ethics and Government Accountability
One Judiciary Square
441 4th Street, NW, 830 South
Washington, DC 20001

From:

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Dear Mr. Sobin,

We write to strongly urge the District of Columbia Board of Ethics and Government Accountability (BEGA) to open an investigation to examine whether there was unethical conduct by the Executive Office of the Mayor. Given that the Office of Government Ethics investigates allegations of ethical misconduct, with ethics oversight of the Mayor and City Council, we believe that it would be in the public interest to investigate the actions, communications, and influences that have resulted in the Mayor's recent decision to support the Pepco-Exelon merger.

On June 17, 2014, Exelon Corporation, Pepco Holdings, Inc., Potomac Electric Power Company, and Exelon Energy Delivery Company, LLC filed a joint application for the sale and change of control of Pepco. On August 25, 2015, the Public Service Commission unanimously rejected the merger due to the Commission's concern for the impact of the merger on the environment and District of Columbia residents. Over a similar timespan, beginning publicly on August 12, 2014, the City Council and Mayor's Office began consideration of a financial and property transaction for Pepco property to be used for a new DC United stadium. When Mayor Muriel Bowser took office, she opposed both the utility merger and the District's previous intention to sell and/or swap land with Pepco.

However, the Council approved legislation in June 30, 2015 to sell and purchase land with Pepco and signed an agreement in September 18, 2015 for Pepco sponsorships and naming rights in exchange for \$25 million from Pepco. On October 6, 2015, barely two weeks after the Pepco sponsorship agreement, the Mayor announced the merger settlement and her support for the merger between the two giant utility companies, Potomac Electric Power Company and Exelon Corporation, which was in contrast to her previous position. We recognize that a change of positions may be the natural evolution of decision-making, governance, and

negotiations. However, the abrupt position reversal and multiple high-stakes negotiations and financial transactions suggest that the land and financial agreement with Pepco may have influenced the Mayor's position on this critical utility merger, which the Public Service Commission has already deemed to not be in the public interest.

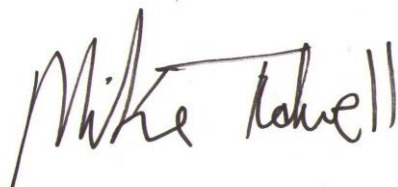
We write with no financial motive or opportunity for personal gain, contrary to both the parties involved in the Pepco-Exelon merger proposal and recent financial and property agreement with Pepco. Therefore, we ask that the Office of Government Ethics evaluate these two high-stakes situations to ensure that there was no impropriety, collusion, or unethical conduct of any kind on the part of the District of Columbia government and Executive Office of the Mayor that could negatively impact District residents, the environment, or the broader public interest.

Thank you for your consideration, time, and service to the public.

Sincerely,



Allison Fisher



Mike Tidwell