

**BEFORE THE MARYLAND PUBLIC SERVICE COMMISSION**

IN THE MATTER OF THE ACQUISITION )  
OF CONSTELLATION ENERGY GROUP, )  
INC., THE PARENT CORPORATION ) Case No. 9160  
OF BALTIMORE GAS AND ELECTRIC )  
COMPANY, BY MIDAMERICAN ENERGY )  
HOLDINGS COMPANY AND )  
CONSTELLATION ENERGY HOLDINGS, )  
LLC AND OF BALTIMORE GAS AND )  
ELECTRIC COMPANY BY BGE )  
HOLDINGS, LLC )

**APPLICATION FOR INTERVENTION ON BEHALF OF THE  
INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS**

The International Brotherhood of Electrical Workers (“IBEW”), by and through undersigned counsel, and pursuant to Md. Code Ann., Public Utility Companies Art. § 3-106 and the Commission’s October 20, 2008, Notice, hereby apply to intervene in the above-captioned proceeding. In support of this application, the IBEW states as follows:

1. The IBEW is an unincorporated labor association with over 710,000 members. Of those, approximately 250,000 work in the public utility industry.
2. The IBEW is the largest utility industry labor organization in the United States, representing approximately 83% of all organized utility companies in the United States. Local unions of the IBEW represent employees at subsidiaries of MidAmerican Energy Holdings Company (“MidAmerican”), employees at Constellation Energy Group (“Constellation”),

and have on numerous occasions sought to represent the employees of Baltimore Gas & Electric Company (“BG&E”).

3. IBEW local unions represent approximately 4200 employees of MidAmerican subsidiaries, each of whom will be directly impacted by the Commission’s decision in this matter.

4. An IBEW local union represents approximately seven-hundred and fifty employees of Constellation at its Nine Mile Point nuclear generating station, each of whom will be directly impacted by the Commission’s decision in this matter.

5. The IBEW has on numerous occasions sought to represent the employees of BG&E. Indeed, in the past twelve years, there have been three separate elections in which the employees voted to determine whether they would be represented by the IBEW in their dealings with the management of BG&E.

6. Members of the IBEW construction branch, referred from local unions in the State of Maryland, regularly perform work for BG&E contractors, and as a result, will be directly impacted by the Commission’s decision in this matter.

7. A significant number of IBEW members live and/or work in Maryland within the service territory of BG&E.

8. Several IBEW local unions are located within BG&E’s service territory and as such are electric and/or gas customers of BG&E.

9. The IBEW and/or its Local Union No. 1900 has regularly been granted permission to intervene before the Commission. *See e.g.*, BG&E and Potomac Electric Power Company's ("PEPCO") Merger Case (No. 8725); PEPCO and Delmarva Power & Light Co.'s Merger Case (No. 8890); and Constellation Energy and Florida Power & Light's Merger Case (No. 9054).

10. The IBEW is often the only intervening party in these types of cases representing the interests of employees who will be directly affected by these proceedings.

11. As set forth above, the IBEW seeks to raise issues in this proceeding that are relevant and material.

12. No party to this proceeding adequately represents the interests of the IBEW and the men and women employed in the public utility industry who will be directly impacted by the Commission's decision in this matter.

WHEREFORE, for the reasons stated above, pursuant to Md. Code Ann., Public Utility Companies Art. § 3-106, the application of the IBEW to intervene in this matter should be granted.

It is respectfully requested that the IBEW be added to the service list in this proceeding and that notices and service of pleadings and other documents with respect to this proceeding be addressed to Jonathan D. Newman at the addresses shown below.

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## **CERTIFICATE OF SERVICE**

I hereby certify that on November 19, 2008, I sent by first-class delivery, postage pre-paid, a copy of the foregoing Application for Intervention to the persons on the Commission's February 1, 2006, Preliminary Service List.

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Jonathan D. Newman