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BEFORE THE
ILLINOIS COMMERCE COMMISSION
BENCH SESSION
(PUBLIC UTILITY)
Tuesday, April 28, 2015
Chicago, Illinois

Met, pursuant to notice, at 10:30 A.M.,
at 160 North La Salle Street, Chicago, Illinois.

- PRESENT:
- BRIEN J. SHEAHAN, Chairman
 - ANN MCCABE, Commissioner
 - SHERINA E. MAYE, Commissioner
 - MIGUEL DEL VALLE, Commissioner
 - MR. JOHN R. ROSALES, Acting Commissioner

SULLIVAN REPORTING COMPANY, by
PATRICIA WESLEY
CSR NO. 084-002170

1 CHAIRMAN SHEAHAN: Good morning. Are we ready
2 to proceed in Springfield?

3 THE CHIEF CLERK: Yes, we are.

4 CHAIRMAN SHEAHAN: Pursuant to the Open Meetings
5 Act, I call the April 28, 2015 Regular Open Meeting
6 of the Illinois Commerce Commission to order.

7 Commissioners McCabe, del Valle, Maye
8 and Rosales are present with me in Chicago. We have
9 a quorum.

10 We have no requests to speak and will,
11 therefore, move to our Regular Open Meeting agenda.
12 We have some corrections to the Minutes of our
13 April 8, 2015 Public Utility Bench Session minutes.

14 Are there any objections to adopting
15 the edits?

16 (No response.)

17 Without objection, the edits are
18 approved.

19 Is there a motion to approve the
20 Minutes of our April 8, 2015 Bench Session as
21 amended?

22 COMMISSIONER McCABE: So moved.

1 CHAIRMAN SHEAHAN: Is there a second?

2 ACTING COMMISSIONER ROSALES: Seconded.

3 CHAIRMAN SHEAHAN: Is there any discussion?

4 (No response.)

5 All those in favor, say aye.

6 (Chorus of ayes.)

7 Opposed, say no.

8 (No response.)

9 The Motion to Approve the Minutes is
10 adopted.

11 Items 2, and 3, and 17, and 18 are
12 Stipulated and Joint Motions to Dismiss Consumer
13 Complaints against ComEd and Peoples Gas.

14 Are there any objections to
15 considering these items together and granting the
16 motions?

17 (No response.)

18 Without objection, the motions are
19 combined and granted.

20 Items 4 through 7 are Applications for
21 Certification as Installers of Distributed
22 Generation Facilities under the Public Utilities

1 Act.

2 Are there any objections to
3 considering these items together and approving the
4 proposed Orders?

5 (No response.)

6 Hearing none, the Orders are approved.

7 Item 8 is an Order regarding the
8 Withdrawal of an Application to Install, Maintain or
9 Repair Electric Vehicle Station Facilities under the
10 Public Utilities Act.

11 Is there any objection approving the
12 proposed Order?

13 (No response.)

14 Hearing none, the Order is approved.

15 Items 9 through 11 are Applications
16 for Certification to Install, Maintain or Repair
17 Electric Vehicle Charging Station Facilities under
18 the Public Utilities Act.

19 Are there any objections to
20 considering these items together and approving the
21 proposed Orders?

22 (No response.)

1 Hearing none, the Orders are approved.

2 Items 12 through 15 are Petitions for
3 Confidential Treatment of various reports.

4 Are there any objections to
5 considering these items together and entering the
6 proposed Orders?

7 (No response.)

8 Hearing none, the Orders are approved.

9 Item 16 will be held for disposition
10 at our next meeting. A number of Commissioners,
11 including myself, are concerned that granting
12 Subsection G Extensions has become routine and we
13 require more time to consider this motion.

14 Commissioner McCabe, I believe you
15 have some questions for the ALJ in this case.

16 COMMISSIONER McCABE: Yes.

17 Judge Von Qualen.

18 JUDGE VON QUALEN: Good morning, Chairman and
19 Commissioners.

20 CHAIRMAN SHEAHAN: Good morning.

21 COMMISSIONER McCABE: I just want to say in the
22 last two years we have approved or the Commission

1 has approved three large transmission lines.
2 ATXI is Illinois Rivers, which is 370 miles, and
3 that was expedited; ComEd's Grand Prairie, which is
4 about 60 miles, that was expedited; and Clean Line's
5 Rock Island DC Line, which is 121 miles and not
6 expedited. I just want to get your thoughts.

7 Given where this docket is now, have
8 there been any issues that have arisen, more
9 background on Staff's requests for an extension?

10 JUDGE VON QUALEN: Certainly. Thank you. This
11 proposed line is going to be 271 miles. It goes
12 across the State of Illinois. It begins outside of
13 the State of Illinois and it is a plus or minus
14 600 kilovolt line, which is very high, and we only
15 have one other such line here in Illinois, which is
16 the Rock Island Clean Line. That one was not filed
17 under 8-406 and was not expedited.

18 It took a little over two years for
19 that Order to be entered, and that was based on I
20 believe schedules that were agreed to by the parties
21 and never contested, and it's currently on appeal.

22 Some of the concerns that I have

1 with this docket is because of the plus and minus
2 600 kilovolt direct current, I think there will be
3 issues raised about whether it's necessary to
4 provide adequate, reliable and efficient service or
5 promote an effective, competitive electricity
6 market.

7 It only has a transformer for
8 345 kilovolts, which would make the power usable
9 within Illinois within about five miles of the
10 Illinois border, so I think that will raise issues.
11 We only have four intervenors, and that is before
12 the pre-hearing conference. The pre-hearing
13 conference is set for May the 5th.

14 I'm a little concerned about holding
15 this today, because, given the short time we have to
16 view this docket, it is going to be necessary to set
17 a schedule very quickly, and the deadline currently
18 is September the 7th. Even with the extension, the
19 case would have to be completed by November 22nd or
20 something like that.

21 As far as landowners, we sent notices
22 to about 3700 potential intervenors. Typically when

1 you have that many landowners, there are a lot of
2 intervenors. So far we have had two landowner
3 intervenor groups filed, and with that I would
4 expect there will be a lot of contested issues
5 regarding the routing of the lines as well.

6 It may be possible, and as often
7 happens, that some of the landowners propose new
8 routes. If there are new routes, then it will be an
9 issue of providing notice to the additional
10 landowners and giving them an opportunity to
11 participate in this docket. That adds another round
12 of other testimony, which makes it very difficult to
13 complete scheduling.

14 For purposes of the issue of the
15 proposed Order, it's necessary to have the
16 testimony. If it's only one round of testimony,
17 it's difficult to tell exactly how much truth there
18 is to the testimony or other parties have opposing
19 opinions, and, without that, then the order is only
20 as good as what has been said and is relied upon.

21 So would you have any other questions?

22 COMMISSIONER McCABE: I'm good for now.

1 COMMISSIONER MAYE: I do have a question,
2 Mr. Chairman.

3 Judge Von Qualen, good morning.

4 JUDGE VON QUALEN: Good morning.

5 COMMISSIONER MAYE: What happens to any
6 transmission line if the deadline is not met, or
7 there is more work to be done, or we are coming up
8 on a deadline? What happens?

9 JUDGE VON QUALEN: I'm not sure. We have never
10 had it happen.

11 COMMISSIONER MAYE: Right. We haven't. So we
12 don't know what would happen?

13 JUDGE VON QUALEN: I would have to read the
14 statute and see if it says to automatically approve
15 or if there are some consequences in the statute. I
16 haven't really looked at that, but I could.

17 COMMISSIONER MAYE: I apologize I didn't give you
18 notice of that question. I just thought about that.

19 JUDGE VON QUALEN: I will do that.

20 CHAIRMAN SHEAHAN: Any other questions for Judge
21 Von Qualen?

22 (No response.)

1 All right. Moving on, we have
2 already considered Items 17 and 18.

3 Items 19 and 21 through 26 are
4 Petitions for the Confidentiality of Various
5 Reports.

6 Are there any objections to
7 considering these items together and entering the
8 proposed Orders?

9 (No response.)

10 Hearing none, the Orders are approved.

11 Item 20 is Illinois Telecommunications
12 Access Corporation's Petition for Annual Line Charge
13 Determination pursuant to the Administrative Code.

14 Are there any objections to granting
15 the proposed Order?

16 (No response.)

17 Hearing none, the Order is approved.

18 Item 27 is a Joint Petition for
19 Approval of an Amendment to the Interconnection
20 Agreement between AT&T and Level 3 Communications.

21 Is there any objections approving the
22 proposed Order?

1 (No response.)

2 Hearing none, the Order is approved.

3 Item 28 is Payphones of America's
4 Petition to Cancel its Certificate of Service
5 Authority.

6 Is there any objection to approving
7 the proposed Order?

8 (No response.)

9 Hearing none, the Order is approved.

10 Item 29 is DeltaCom, LLC.'s Petition
11 to Change Corporate Form and to be granted a
12 Certificate of Authority to Provide Resold
13 Interexchange Telecommunications Services in
14 Illinois.

15 Is there any objection to approving
16 the proposed Order?

17 (No response.)

18 Hearing none, the Order is approved.

19 Item 30 concerns Google North
20 America's Application for a Certificate of Service
21 Authority to Provide Resold Non-Prepaid Wireless
22 Telecommunications Services in Illinois.

1 Is there any objection to approving
2 the proposed Order?

3 (No response.)

4 Hearing none, the Order is approved.

5 Item 31 is a Petition for Rehearing
6 concerning the Commission's Order dismissing Tunya
7 Mallett's Complaint Against Peoples Gas, Light and
8 Coke Company regarding billing in Chicago.

9 Is there any objection to granting the
10 Petition for Rehearing?

11 (No response.)

12 Hearing none, the Order is approved.

13 Commissioner McCabe, I believe you
14 have got an acknowledgement you would like to make.

15 COMMISSIONER McCABE: Yes. I want to recognize
16 John Kelliher, who will be retiring this week, there
17 at the back. John joined the Commission in 1984,
18 became Associate General Counsel in 1991 and has had
19 a stellar record on the appellate front, and will be
20 missed.

21 So thank you very much for your
22 service.

1 CHAIRMAN SHEAHAN: I would second that also.

2 Thank you for your service.

3 Judge Kimbrel, do you have any other
4 matters to come before us today?

5 JUDGE KIMBREL: No, Mr. Chairman.

6 CHAIRMAN SHEAHAN: Commissioners, do we have any
7 other business to discuss?

8 (No response.)

9 Hearing none, the meeting is
10 adjourned. Thank you.

11 (Whereupon, the above matter
12 was adjourned.)

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