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BEFORE THE  
ILLINOIS COMMERCE COMMISSION  
BENCH SESSION  
(PUBLIC UTILITY)  
Wednesday, June 3, 2015  
Chicago, Illinois

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

- PRESENT:
- DOUGLAS P. SCOTT, Chairman (via teleconference)
  - JOHN T. COLGAN, Commissioner
  - ANN MCCABE, Commissioner
  - SHERINA E. MAYE, Commissioner
  - MIGUEL DEL VALLE, Commissioner
  - JOHN ROSALES, Acting Commissioner

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

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COMMISSIONER ROSALES: Good morning. I am  
Commissioner John Rosales.

(A brief pause.)

Good morning. Does that sound better?

Once again, I would like to thank  
Chairman Sheahan and my fellow Commissioners for the  
opportunity to serve as today's Chair. My  
colleagues all have much more experience here than I  
do, and I would like to thank them for allowing me  
the chance to get my feet wet and preside over  
today's bench as well. With that said, we will  
proceed.

Are we ready in Springfield?

THE CHIEF CLERK: Yes, we are.

COMMISSIONER ROSALES: Pursuant to the Open  
Meetings Act, I call the June 3, 2015 Bench Session  
of the Illinois Commerce Commission to order.

Commissioner Maye, Commissioner  
del Valle and Commissioner McCabe are present with  
me in Chicago. We have a quorum. Chairman Sheahan  
is participating by phone.

1 Chairman Sheahan, are you with us?

2 CHAIRMAN SHEAHAN: I am. Thank you.

3 COMMISSIONER ROSALES: I move to allow Chairman  
4 Sheahan to participate by phone.

5 Is there a second?

6 COMMISSIONER MAYE: Seconded.

7 COMMISSIONER ROSALES: Discussion?

8 (No response.)

9 All those in favor, say aye.

10 (Chorus of ayes.)

11 Opposed, say nay.

12 (No response.)

13 The ayes have it and Chairman Sheahan  
14 is granted permission to participate by phone.

15 We have no requests to speak and  
16 will, therefore, move into our regular Public  
17 Utility agenda.

18 The first item on our agenda is  
19 ComEd's Motion to Approve its Compliance Filing  
20 which consists of an updated General Services  
21 Agreement ("GSA").

22 Commissioner Maye, I believe you

1 would like to make a motion.

2 COMMISSIONER MAYE: Yes. I move to postpone  
3 consideration of ComEd's Verified Motion to Approve  
4 its Compliance Filing and to direct ComEd and Staff  
5 to work together to resolve the alleged deficiencies  
6 outlined by Staff and to report back to the  
7 Commission within 30 days with a proposed  
8 resolution.

9 COMMISSIONER ROSALES: Is there is a second?

10 CHAIRMAN SHEAHAN: Seconded.

11 COMMISSIONER ROSALES: Any discussion?

12 (No response.)

13 All those in favor of the motion, say  
14 aye.

15 (Chorus of ayes.)

16 Opposed, say nay.

17 COMMISSIONER del VALLE: Nay.

18 Mr. Chairman, I am concerned that this  
19 motion might be taken to imply ComEd's next General  
20 Service Agreement can be approved in a compliance  
21 filing without an investigation adhering to  
22 participation by all stakeholders which I believe is

1 required by Section 7-101.

2 I agree with Staff that to comply with  
3 that final Order ComEd is required by the Public  
4 Utilities Act to file a petition to initiate a  
5 Section 7-101 proceeding so that the Commission may  
6 approve its GSA. No conversations between ComEd and  
7 Staff can remove this requirement. So, therefore,  
8 I'm not voting on this docket.

9 COMMISSIONER ROSALES: Duly noted.

10 The vote is 4 to 1 and the motion is  
11 adopted.

12 JUDGE HAYNES: Excuse me. Commissioner Maye, can  
13 you repeat for the record what was said.

14 COMMISSIONER MAYE: Yes. Essentially we are  
15 directing Staff and ComEd to work together to  
16 resolve those alleged deficiencies that were pointed  
17 out by Staff and then to report back to the  
18 Commission within a 30-day proposed resolution.

19 JUDGE HAYNES: Thank you.

20 COMMISSIONER ROSALES: Item E-2 involves  
21 dismissal of a complaint against ComEd as to billing  
22 charges in Chicago.

1 EXECUTIVE DIRECTOR SMITH: I would like to have  
2 you submit the approval of the minutes. I think you  
3 might have to go back and do that, the May 6th and  
4 May 12th Minutes.

5 COMMISSIONER ROSALES: Thank you.

6 I would like to call for a vote for  
7 the May 6th and May 12th approval of our minutes.

8 COMMISSIONER McCABE: Seconded.

9 COMMISSIONER MAYE: Mr. Chairman, we probably  
10 need to vote on if there aren't any edits to the  
11 minutes.

12 COMMISSIONER ROSALES: Hearing no edits, we need  
13 a motion to approve the minutes.

14 COMMISSIONER del VALLE: Seconded.

15 COMMISSIONER ROSALES: All those in favor, say  
16 aye.

17 (Chorus of ayes.)

18 Any opposed?

19 (No response.)

20 The minutes are approved. Thank you.

21 Item E-2 involves dismissal of a  
22 complaint against ComEd as to billing charges in

1 Chicago.

2 Is there any objection to granting the  
3 parties' Joint Motion to Dismiss?

4 (No response.)

5 Hearing none, the motion is granted  
6 and the complaint dismissed.

7 Items E-3 through E-5 are Applications  
8 for Certification as an Installer of Distributed  
9 Generation Facilities under the Public Utilities  
10 Act.

11 Are there any objections to  
12 considering these items together and approving the  
13 proposed Orders?

14 (No response.)

15 Hearing none, the Orders are approved.

16 Items E-6 and E-7 are Applications for  
17 Certificates of Service Authority under the Public  
18 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                   Item E-8 is Energy Solutions Group  
3                   LLC's Application for Cancellation of the License to  
4                   Operate as an Agent, Broker and Consultant pursuant  
5                   to the Illinois Administrative Code.

6                   Are there any objections to approving  
7                   the proposed Order?

8   (No response.)

9                   Hearing none, the Order's approved.

10                   Items E-9 and E-10 are Petitions to Cancel  
11                   Authority under the Public Utilities Act.

12                   Are there any objections to  
13                   considering these items together and entering the  
14                   proposed Orders?

15   (No response.)

16                   Hearing none, the Orders are entered.

17                   Items E-11 through E-19 are Petitions  
18                   for the Confidential Treatment of various reports.

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

22                   Hearing none, the Orders are approved.



1                   Item E-20 is ComEd's Request to Grant  
2 Special Permission to File a Revised Tariff Page on  
3 Less Than 45 Days' Notice.

4                   Are there any objections to granting  
5 the Request for Special Permission?

6   (No response.)

7                   Hearing none, the Request for Special  
8 Permission is granted.

9                   Moving onto gas, Item G-1 concerns an  
10 audit of Just Energy's Retail Natural Gas Sales  
11 Program in Illinois.

12                   Is there any objection to granting the  
13 parties' Joint Motion to Dismiss?

14   (No response.)

15                   Hearing none, the motion is granted  
16 and the complaint dismissed.

17                   Item G-2 is a Joint Motion to Dismiss  
18 a complaint against Realgy Energy.

19                   Is there any objection to granting the  
20 parties' Joint Motion to Dismiss?

21   (No response.)

22                   Hearing none, the motion is granted

1 and the complaint dismissed.

2 Item G-3 concerns the Illinois  
3 Attorney General's Request for Oral Argument in  
4 Docket No. 14-0496, Wisconsin Energy, Integrys  
5 Energy and Peoples Energy's Application for  
6 Reorganization under the Public Utilities Act.

7 Is there a motion to Grant the Request  
8 for Oral Argument?

9 COMMISSIONER MAYE: So moved.

10 COMMISSIONER ROSALES: Is there a second?

11 CHAIRMAN SHEAHAN: Seconded.

12 COMMISSIONER ROSALES: Any discussion?

13 (No response.)

14 We will now move onto a vote. All  
15 those in favor of granting the Request for Oral  
16 Argument, say aye.

17 (Chorus of ayes.)

18 Opposed, say nay.

19 (No response.)

20 The vote is 5 to 0 and the Request for  
21 Oral Argument is granted.

22 Items G-4 and G-5 are Petitions for

1 Confidential Treatment of various reports.

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

5 (No response.)

6 Hearing none, the Orders are entered.

7 Item G-6 concerns Ameren's proposed  
8 general increase in Gas Delivery Service Rates and  
9 revisions to other terms and conditions of service.

10 Are there any objections to granting  
11 the Resuspension Order?

12 (No response.)

13 Hearing none, the Order is granted.

14 Moving onto Telecommunications,  
15 Items T-1 and T-2 are Petitions for Confidential  
16 Treatment of various reports.

17 Are there any objections to  
18 considering these items together and entering the  
19 proposed Orders?

20 (No response.)

21 Hearing none, the Orders are entered.

22 Miscellaneous Item M-1 is an Order

1 Authorizing the Development and Adoption of Rules  
2 Concerning Rate Case Expense.

3 Are there any objections to granting  
4 the proposed Order?

5 (No response.)

6 Hearing none, the Order is approved.

7 Items PR-1 and PR-2 concern CUB's  
8 Applications for Rehearing regarding ComEd and  
9 Ameren's 2015 AMI Implementation Progress Reports.

10 Are there any objections to  
11 considering these items together?

12 COMMISSIONER MAYE: Mr. Chairman, I believe we  
13 skipped M-2.

14 COMMISSIONER ROSALES: My apologies. Thank you.

15 M-2 is MediaCom Southeast LLC's  
16 Application for State-Issued Authorization to  
17 Provide Cable Service pursuant to Section 401 of the  
18 Cable and Video Competition Law of 2007.

19 Are there any objections to granting  
20 the proposed Order?

21 (No response.)

22 Hearing none, the Order is approved.

1 Thank you, Commissioner.

2 Items PR-1 and PR-2 concern CUB's  
3 Applications for Rehearing regarding ComEd and  
4 Ameren's 2015 AMI Implementation Progress Reports.

5 Are there any objections to  
6 considering these items together?

7 (No response.)

8 Is there a motion to deny the  
9 Applications for Rehearing?

10 COMMISSIONER MAYE: So moved.

11 COMMISSIONER ROSALES: Is there a second?

12 CHAIRMAN SHEAHAN: Seconded.

13 COMMISSIONER ROSALES: Any discussion?

14 (No response.)

15 We will now move onto a vote.

16 All those in favor of denying the  
17 Application for Rehearing, say aye.

18 (Chorus of ayes.)

19 Opposed, say nay.

20 COMMISSIONER McCABE: No.

21 COMMISSIONER del VALLE: No.

22 COMMISSIONER ROSALES: The vote is 3 to 2 and the

1 Application for Rehearing is denied.

2 Our last item on the agenda is the  
3 approval of a report to the General Assembly  
4 required by the Illinois Power Agency Act concerning  
5 the limitation on the total amount paid under  
6 sourcing agreements with clean coal facilities.

7 Are there any objections to granting  
8 the proposed Order?

9 (No response.)

10 Hearing none, the Order is approved.

11 Judge Kimbrel, happy belated birthday.

12 JUDGE KIMBREL: Thank you, sir.

13 COMMISSIONER ROSALES: Do we have any other  
14 matters to come before the Commission today?

15 JUDGE KIMBREL: No, we don't.

16 COMMISSIONER ROSALES: Does the Chairman or any  
17 of the Commissioners have any other business to  
18 discuss?

19 COMMISSIONER MAYE: Yes, Mr. Chairman, if I may.

20 COMMISSIONER ROSALES: Commissioner Maye.

21 COMMISSIONER MAYE: So if anyone is wondering why  
22 I am so happy, it is because we have a new intern

1 who is another rock star this year, and I would like  
2 to introduce Kristina Majchrowicz, who will serve as  
3 a legal and policy intern this summer. She's a  
4 graduate from Chicago Kent and earned a Bachelor of  
5 Science in Public Affairs with a concentration in  
6 Environmental Management from Indiana University at  
7 Bloomington.

8                   During her undergraduate studies,  
9 Christina enjoyed the Indiana Public Interest  
10 Research Group, the Indiana State Senate and NICOR.  
11 At Kent, Kristina served as an associate editor of  
12 the school's Journal of Environmental Management and  
13 Law. Please join me in welcoming her to the  
14 Commission.

15   (Applause.)

16           COMMISSIONER ROSALES: Welcome.

17   Commissioner del Valle.

18           COMMISSIONER del VALLE: Mr. Chairman, we welcome  
19 our new additions. I also want to point out that we  
20 have a number of individuals who have worked for the  
21 Commission for decades will be leaving or have left  
22 and I want to make sure that the Commission goes on

1 record thanking every single one for their  
2 dedication and their service to the residents of the  
3 State of Illinois over the many years.

4 I hope that at some point in the  
5 future we will find a way of providing formal  
6 recognition for these individuals and demonstration  
7 of appreciation for all they have done for the  
8 Commission over the years. Thank you.

9 COMMISSIONER ROSALES: So noted. Thank you,  
10 Commissioner.

11 I would like to introduce the  
12 Commission's new policy advisor, Bettina Stanford,  
13 to our policy team.

14 Bettina, would you wave. Did you  
15 wave?

16 MS. STANFORD: Yes, I did.

17 COMMISSIONER ROSALES: Okay. And the meeting  
18 stands adjourned. Thank you so much.

19 (Whereupon, the above  
20 matter was adjourned.)

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22