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BEFORE THE
ILLINOIS COMMERCE COMMISSION

REGULAR OPEN MEETING

Chicago and Springfield, Illinois
Tuesday, September 30, 2014

Met, pursuant to notice, at 10:30 a.m.,
September 30, 2014.

PRESENT:

- MR. DOUGLAS P. SCOTT, Chairman
- MS. ANN McCABE, Commissioner
- MR. MIGUEL DEL VALLE, Commissioner
- MS. SHERINA MAYE, Commissioner
- MR. JOHN T. COLGAN, Commissioner (Springfield)

SULLIVAN REPORTING COMPANY, by
Devan J. Moore, CSR
License No. 084-004589

1 CHAIRMAN SCOTT: Pursuant to the provisions of
2 the Open Meeting Act, I now convene a Regular Open
3 Meeting of the Illinois Commerce Commission. With me
4 in Chicago are Commissioner McCabe, Commissioner
5 Del Valle, and Commissioner Maye. With us in
6 Springfield is Commissioner Colgan. I'm Chairman
7 Scott. We have a quorum.

8 Before moving into the agenda,
9 according to Section 1700.10 of Title 2 of the
10 Administrative Code, this is the time that we allow
11 members of the public to address the Commission.
12 Members of the public wishing to address the
13 Commission must notify the Chief Clerk's Office at
14 least 24 hours prior to Commission meetings.
15 According to the Chief Clerk's office, we have one
16 request to speak at today's meeting. Today we have
17 Ms. Janice Thomson.

18 You can take a seat there, and turn on
19 the microphone. And whenever you're ready, you'll
20 have 3 minutes.

21 MS. JANICE THOMSON: My name is Janice Thomson,
22 and I'm a volunteer Chicago Conservation Corp leader,

1 and I'm here today as an individual. I created a
2 community engagement project called Electric
3 Community to help ordinary residents understand
4 electrical systems and what they can do to make it
5 more sustainable.

6 Since June I've talked with 113
7 Chicago residents at community events and street
8 outreach, and I've noticed a lot of interest in
9 promoting new renewable energy in Illinois alongside
10 tremendous confusion and frustration around
11 electricity choice and municipal aggregation.

12 One of the most taxing problems is
13 there has been many alternative Retail Electric
14 Suppliers supplying "green energy", or who say that
15 all of their electricity comes from renewable
16 sources; but they don't provide any details, and it's
17 impossible to verify what exactly they're selling.

18 There are 14 companies listed on the
19 Plug In Illinois website as selling green or
20 renewable electricity in the ComEd territories. And
21 when I looked up their Environmental Disclosure
22 Statement on the ICC website, none of them list their

1 PGM Systems list, unknown sources, or there is no
2 reward. The Annual Reports and compliance with the a
3 Renewable Portfolio Standard, which I assume are
4 detailed REC purchases or a Power Purchase Agreement
5 of wind farms, are not on the website.

6 So consumers who want to use
7 electricity choice to encourage new renewable energy
8 in Illinois cannot distinguish between companies that
9 are buying old out-of-state RECs, effectively
10 green-washing, and those that have Power Purchase
11 Agreements with Illinois wind farms or buy recent
12 RECs or FRECs from Illinois producers and are having
13 a positive impact.

14 So my request is I would like to work
15 with someone at the ICC to provide information to the
16 public that will help them evaluate the environments
17 that it will impact and alternative retail
18 electricity suppliers with green products. So I
19 would either appreciate that somebody contact me or
20 somebody give me information on who I should contact
21 to follow up. Thank you.

22 CHAIRMAN SCOTT: Thank you very much. I

1 appreciate your comments. Thank you, Ms. Thomson.
2 We typically can't respond because there are matters
3 that are being documented before us. But we took
4 your comments under consideration, and I would expect
5 that someone will be getting back to you.

6 MS. JANICE THOMSON: Thank you.

7 CHAIRMAN SCOTT: I should have said that at the
8 beginning. I didn't mean to confuse things. Thank
9 you, Ms. Thomson.

10 The first item of business on today's
11 agenda is the ICC's Notice of Inquiry regarding
12 Retail Electric Market issues. Staff recommends
13 entry of an Order initiating the NOI with Torsten
14 Clausen, Director of the Commission's Office of
15 Retail Market Development, as manager.

16 Is there any discussion?

17 (No response.)

18 CHAIRMAN SCOTT: Is there a motion to enter the
19 Orders?

20 COMMISSIONER McCABE: So moved.

21 CHAIRMAN SCOTT: Is there a second?

22 COMMISSIONER MAYE: Seconded.

1 CHAIRMAN SCOTT: Moved by Commissioner McCabe.

2 Seconded by Commissioner Maye. Any discussion?

3 (No response.)

4 CHAIRMAN SCOTT: All in favor say, Aye.

5 (Chorus of Ayes.)

6 CHAIRMAN SCOTT: Any opposed?

7 (No response.)

8 CHAIRMAN SCOTT: The vote is 5 to nothing, and
9 the Order is entered. We will use this 5 to nothing
10 vote for the remainder of today's Open Meeting Agenda
11 unless otherwise noted.

12 Moving on to Item 2. This concerns
13 ComEd's proposed revision to Rate Basic Electric
14 Service (Rate BES). Specifically, ComEd is proposing
15 to revise Rate BES to remove the requirement of
16 receiving service under Rate BES for 12 consecutive
17 monthly billing periods after switching from Rate
18 RDS.

19 ComEd is proposing to eliminate this
20 practice to better accommodate the competitive
21 electric supply market in its service territory.
22 Staff recommends that we approve the revisions by not

1 suspending the filing.

2 Any is there any discussion? Are
3 there any objections to not suspending the filing?

4 (No response.)

5 CHAIRMAN SCOTT: Hearing none, the filing is
6 not suspended.

7 Item 3 Docket No. 12-0560. This is
8 Rock Island Clean Line's Petition for an Order
9 granting Rock Island Clean Line, LLC, a Certificate
10 of Public Convenience and Necessity pursuant to
11 Section 8-406 of the Public Utilities Act as a
12 transmission public utility and to construct,
13 operate, and maintain an electric transmission line,
14 and authorizing and directing Rock Island, pursuant
15 to Section 8-503 of the Public Utilities Act, to
16 construct an electric transmission line.

17 The Illinois Landowners Alliance has
18 filed a request for oral argument, and the Illinois
19 Landowners Alliance, along with the Illinois
20 Agricultural Association, have filed a joint motion
21 for oral argument, both of which ALJ Jones recommends
22 that we deny.

1 Is there any discussion?

2 (No response.)

3 CHAIRMAN SCOTT: Is there a motion to deny oral
4 argument?

5 COMMISSIONER DEL VALLE: So moved.

6 CHAIRMAN SCOTT: Is there a second?

7 COMMISSIONER MAYE: Seconded.

8 CHAIRMAN SCOTT: Moved by Commissioner
9 Del Valle. Seconded by Commissioner Maye.

10 Is there any further discussion?

11 (No response.)

12 CHAIRMAN SCOTT: All in favor say, Aye.

13 (Chorus of ayes.)

14 CHAIRMAN SCOTT: Any opposed?

15 (No response.)

16 CHAIRMAN SCOTT: The vote is 5 to nothing, and
17 the requests for oral argument are denied. The rest
18 of the matter will be held for disposition at a
19 future Commission proceeding.

20 Item 4 is Docket No. 13-0657. This is
21 ComEd's Application for a Certificate of Public
22 Convenience and Necessity pursuant to Section 8-406.1

1 of the Illinois Public Utilities Act, and an Order
2 pursuant to Section 8-503 of the Illinois Public
3 Utilities Act to Construct, Operate, and Maintain a
4 new 345 kilovolt transmission line in Ogle, DeKalb,
5 Kane, and DuPage Counties. ComEd has filed a request
6 for oral argument, which ALJs Hilliard and Jorgenson
7 recommend we deny.

8 I would like to make a substitute
9 motion to grant the request for oral argument. Is
10 there a second?

11 COMMISSIONER McCABE: Seconded.

12 CHAIRMAN SCOTT: Moved by Chairman Scott.
13 Seconded by Commissioner McCabe. Any discussion?

14 (No response.)

15 CHAIRMAN SCOTT: All in favor say, Aye.

16 (Chorus of ayes.)

17 CHAIRMAN SCOTT: Any opposed?

18 (No response.)

19 CHAIRMAN SCOTT: The vote is 5 to nothing, and
20 the request for oral argument is granted. A notice
21 containing the dates and topics for oral argument
22 will be served on the parties as soon as possible.

1 Item 5 is Docket No. 13-0476. This is
2 Ameren's revenue-neutral tariff changes related to
3 rate design. ALJ VonQualen recommends entry of an
4 Order on Rehearing shifting from a straight fixed
5 variable rate design in favor of Staff's rate design.

6 Is there any discussion? Commissioner
7 Maye?

8 COMMISSIONER MAYE: Thank you. I do oppose the
9 petition for a rehearing of this case. At the May
10 7th, 2014 Bench I voted to deny the rehearing. And
11 the final Order was to direct AIC to maintain the
12 current percentage of fixed cost recovery through
13 fixed charges at 44.8 percent with the expectation
14 that this issue will be revisited in AIC's next
15 electric rate redesign proceeding.

16 That said, I now am issuing this
17 order.

18 CHAIRMAN SCOTT: I understand Commissioner
19 McCabe has some non-substantive amendments to
20 propose. Commissioner?

21 COMMISSIONER McCABE: Yes. I support the ALJ's
22 Order on the rehearing and Staff's move toward a

1 straight fixed variable rate, as we did in the ComEd
2 docket. And I acknowledge that that has been
3 circulated. And no objection. I move the Order.

4 CHAIRMAN SCOTT: Is there a motion to accept
5 the amendments first, Commissioner McCabe?

6 COMMISSIONER McCABE: I'll move.

7 COMMISSIONER DEL VALLE: Seconded.

8 CHAIRMAN SCOTT: Seconded by Commissioner Del
9 Valle.

10 All in favor of the edits say, Aye.

11 (Chorus of Ayes.)

12 CHAIRMAN SCOTT: Any opposed?

13 (No response.)

14 CHAIRMAN SCOTT: The vote is 5 to nothing on
15 the edits, and the edits are accepted.

16 Is there now a motion to enter the
17 Order on Rehearing as amended?

18 COMMISSIONER McCABE: So moved.

19 CHAIRMAN SCOTT: Moved by Commissioner McCabe.
20 Is there a second?

21 COMMISSIONER DEL VALLE: Seconded.

22 CHAIRMAN SCOTT: Seconded by Commissioner

1 Del Valle. Any further discussion?

2 (No response.)

3 CHAIRMAN SCOTT: All in favor say, Aye.

4 (Chorus of Ayes.)

5 CHAIRMAN SCOTT: Any opposed?

6 (No response.)

7 CHAIRMAN SCOTT: The vote is 4 to 1, and the

8 Order on Rehearing as amended is entered.

9 Item 6 is Docket No. 13-0531. This is
10 Sherman and Lisa Imler's complaint against Ameren as
11 to a deposit request. ALJ Yoder recommends entry of
12 an Order denying the complaint.

13 This item will be held for disposition
14 at a future Commission proceeding.

15 Item 7 through 9 can be taken
16 together. These items are Applications for
17 Certification as an Installer of Distributed
18 Generation Facilities under Section 16-128A of the
19 Public Utilities Act. In each case ALJ Baker
20 recommends entry of an Order granting the requested
21 certificate.

22 Is there any discussion? Any

1 objections?

2 (No response.)

3 CHAIRMAN SCOTT: Hearing none, the Orders are
4 entered.

5 Item 10 is Docket No. 14-0439. This
6 is ProSource Energy Consultants' Application for
7 Licensure of Agents, Brokers, and Consultants under
8 Section 16-115C of the Public Utilities Act. ALJ
9 Kimbrel recommends entry of an Order granting the
10 requested certificate.

11 Is there any discussion? Any
12 objections?

13 (No response.)

14 CHAIRMAN SCOTT: Hearing none, the Order is
15 entered.

16 Item 11 is Docket No. 14-0442. This
17 is ComEd's Petition to approve a new tariff rider
18 recovering clean coal procurement related costs in
19 compliance with the Commission's Orders in Docket
20 Nos. 12-0544 and 13-0034. ALJ Dolan recommends entry
21 of an Order approving the tariff.

22 Is there any discussion? Any

1 objections?

2 (No response.)

3 CHAIRMAN SCOTT: Hearing none, the Order is
4 entered.

5 Item 12 is Docket No. 14-0434. This
6 is Iftekhhar Shareef's complaint against ComEd as to
7 billing and/or charges. It appears that the parties
8 have settled their differences and filed a Joint
9 Motion to Dismiss, which ALJ Jorgensen recommends we
10 grant.

11 Is there any discussion? Any
12 objections?

13 (No response.)

14 CHAIRMAN SCOTT: Hearing none, the Order is
15 entered and the complaint is dismissed.

16 Item 13 is Docket No. 14-0554. This
17 is HIKO Energy's Application for a Certificate of
18 Service Authority under Section 19-110 of the Public
19 Utilities Act. On September 22nd, 2014, HIKO filed a
20 motion seeking leave to withdraw its Application.
21 ALJ Sainsot recommends that we grant the relief
22 requested in the motion and dismiss the proceeding

1 without prejudice.

2 Is there a discussion? Any
3 objections?

4 (No response.)

5 CHAIRMAN SCOTT: Hearing none, the motion is
6 granted and the proceeding dismissed.

7 Item 14 is Docket No. 13-0690. This
8 is our reconciliation of revenues collected under
9 MidAmerican's gas adjustment charges with actual
10 costs prudently incurred. ALJ Jorgensen recommends
11 entry of Order approving the reconciliation.

12 Is there any discussion? Any
13 objections?

14 (No response.)

15 CHAIRMAN SCOTT: Hearing none, the Order is
16 entered.

17 Items 15 and 16 can be taken together.
18 These items are complaints against People Gas as to
19 billing and/or charges. In both cases the parties
20 have settled their differences and filed a Joint
21 Motion to Dismiss which ALJ Jorgensen, in both cases,
22 recommends we grant.

1 Is there any discussion? Any
2 objections?

3

4 (No response.)

5 CHAIRMAN SCOTT: Hearing none, both motions to
6 dismiss are granted.

7 Item 17 is Docket No. 11-0210/11-2011
8 (consolidated). This is Geneseo Telephone Company
9 and Henry Telephone Company's Petition for Universal
10 Service Support and the Illinois Independent
11 Telephone Association's Petition to update the
12 Section 13-301(1)(d) Illinois Universal Service Fund
13 and to implement Intrastate Switched Access Charge
14 reform.

15 ALJ Jones recommends entry of an Order
16 which would (1) reopen the proceeding on the
17 Commission's own motion; (2) extend a Commission
18 ordered filing deadline as requested in the Motion;
19 and (3) conclude the proceeding on reopening.

20 Is there any discussion? Any
21 objections?

22

1 (No response.)

2 CHAIRMAN SCOTT: Hearing none, the Order
3 accomplishing all of the above is entered.

4 Item 18 is Docket No. 12-0375. This
5 is Millennium 2000's Application for Designation as a
6 Wireless Eligible Telecommunications Carrier for
7 Purposes of Receiving Federal and Universal Support
8 Service pursuant to Second 214(e)(2) of the
9 Telecommunications Act. ALJ Riley recommends entry
10 of an Order approving the requested relief, along
11 with Staff's suggested conditions.

12 This item will be held for disposition
13 in a future Commission proceeding.

14 Item 19 Docket No. 13-0501/13-0517
15 (consolidated). This is the Attorney General's
16 Complaint to Suspend Tariff Changes submitted by
17 Ameren Illinois and to Investigate Ameren Illinois
18 Rate MAPP pursuant to Sections 9-201, 9-250, and
19 16-108.5 of the Public Utilities Act.

20 Ameren Illinois Company doing business
21 as Ameren Illinois revisions to its formula rate
22 structure and protocols. The AG has filed a petition

1 for rehearing on 2 issues ruled upon in the
2 Commission's November 26th Interim Order. The ALJs
3 note that the AG previously sought reconsideration of
4 the Commission's conclusions on these issues in a
5 motion filed December 27th, 2013, which the
6 Commission denied on February 5th, 2014. ALJs Albers
7 and Yorder recommend that we deny the petition.

8 Is there any discussion?

9 (No response.)

10 CHAIRMAN SCOTT: Is there a motion to deny the
11 Petition for Rehearing?

12 COMMISSIONER MAYE: So moved.

13 CHAIRMAN SCOTT: Is there a second?

14 COMMISSIONER McCABE: Moved by Commissioner
15 Maye. Seconded by Commissioner McCabe. Is there any
16 discussion?

17 (No response.)

18 CHAIRMAN SCOTT: All in favor say, Aye.

19 (Chorus of ayes.)

20 CHAIRMAN SCOTT: Opposed?

21 (No response.)

22 CHAIRMAN SCOTT: The vote is 5 to nothing, and

1 the Petition for Rehearing is denied. I should also
2 note that Ameren filed a motion to strike the AG's
3 petition, which we would consider to be moot based on
4 the vote that was just taken.

5 Item 20 is Docket No. 14-0061. This
6 is Maria Abdon's complaint against Peoples Gas as to
7 discontinuance of service without notice. Peoples
8 Gas has filed a Petition for Rehearing which ALJ
9 Riley recommends we grant only to properly estimate
10 the volume of unbilled usage for billing Complainant.

11 Is there any discussion?

12 (No response.)

13 CHAIRMAN SCOTT: Is there a motion to deny the
14 Petition for Rehearing?

15 COMMISSIONER DEL VALLE: So moved.

16 CHAIRMAN SCOTT: Is there a second?

17 COMMISSIONER MAYE: Seconded.

18 CHAIRMAN SCOTT: Moved by Commissioner Del
19 Valle, seconded by Commissioner Maye to deny the
20 Petition for Rehearing.

21 Any discussion?

22

1 (No response.)

2 CHAIRMAN SCOTT: All in favor say, Aye.

3 (Chorus of ayes.)

4 CHAIRMAN SCOTT: Any opposed?

5 (No response.)

6 CHAIRMAN SCOTT: Th vote is 5 to nothing, and
7 the Petition for Rehearing is denied.

8 Item 21 is our 2015 Commission
9 Calender. Is there any discussion on the calendar?

10 (No response.)

11 CHAIRMAN SCOTT: Is there a motion to accept
12 the 2015 Commission Calendar?

13 COMMISSIONER McCABE: So moved.

14 CHAIRMAN SCOTT: Is there a second?

15 COMMISSIONER MAYE: Seconded.

16 CHAIRMAN SCOTT: Moved by Commissioner McCabe.
17 Seconded by Commissioner Maye.

18 Any discussion?

19 (No response.)

20 CHAIRMAN SCOTT: All in favor say, Aye.

21 (No response.)

22 CHAIRMAN SCOTT: Any opposed?

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(No response.)

CHAIRMAN SCOTT: The vote is 5 to nothing, and the 2015 Commission Calendar is accepted.

Judge Dolan, to pass along what Judge Wallace said, Thanks for his work on that.

JUDGE DOLAN: Okay.

CHAIRMAN SCOTT: Judge Dolan, are there any other matters to come before the Commission today?

JUDGE DOLAN: Not today, sir.

CHAIRMAN SCOTT: Thank you, sir. Hearing none, this meeting stands adjourned. Thank you, everyone.

(And those were all of the proceedings had.)