

1 **BEFORE THE**
2 **ILLINOIS COMMERCE COMMISSION**

3
4 **REGULAR OPEN MEETING**

5
6 **Springfield, Illinois**

7 **Tuesday, January 31, 2012**

8
9 **Met, pursuant to notice, at 10:30 a.m.**

10 **in the Audiovisual Conference Room, Second Floor,**
11 **Ieland Building, 527 East Capitol Avenue,**
12 **Springfield, Illinois.**

13 **PRESENT:**

14 **MR. DOUGLAS P. SCOTT, Chairman**

15 **MS. LULA M. FORD, Commissioner**
 (Via audiovisual conference)

16 **MS. ERIN M. O'CONNELL-DIAZ, Commissioner**
17 **(Via audiovisual conference)**

18 **MR. SHERMAN J. ELLIOTT, Commissioner**

19 **MR. JOHN T. COLGAN, Acting Commissioner**

20
21 **SULLIVAN REPORTING COMPANY, by**
22 **Carla J. Boehl, Reporter**
 CSR #084-002710

1 PROCEEDINGS

2 CHAIRMAN SCOTT: Pursuant to the provisions of
3 the Illinois Open Meetings Act, I now convene a
4 regularly scheduled Open Meeting of the Illinois
5 Commerce Commission. With me in Springfield are
6 Commissioner Elliott and Acting Commissioner Colgan,
7 and with us in Chicago are Commissioner Ford and
8 Commissioner O'Connell-Diaz. I am Chairman Scott.
9 We have a quorum.

10 Before moving into the agenda,
11 according to Section 1700.10 of Title II of the
12 Administrative Code, this is the time we allow
13 members of the public to address the Commission.
14 Members of the public wishing to address the
15 Commission must notify the Chief Clerk's Office at
16 least 24 hours prior to the Commission meeting.
17 According to the Chief Clerk's Office, we have no
18 requests to speak at today's Regular Open Meeting.

19 On to the agenda for today, Item 1 is
20 Docket Number 11-0730. This is Topco Associates'
21 application for licensure as an Agent, Broker and
22 Consultant under Section 16-115C of the Public

1 Utilities Act. The Company has filed a motion to
2 withdraw its application, and ALJ Albers recommends
3 granting the motion.

4 Is there any discussion?

5 (No response.)

6 Is there a motion to grant the
7 withdrawal?

8 COMMISSIONER ELLIOTT: So moved.

9 CHAIRMAN SCOTT: Is there a second?

10 ACTING COMMISSIONER COLGAN: Second.

11 CHAIRMAN SCOTT: It's been moved and seconded.

12 All in favor say aye.

13 COMMISSIONERS: Aye.

14 CHAIRMAN SCOTT: Any opposed?

15 (No response.)

16 The vote is five to nothing, and the
17 Motion to Withdraw is granted.

18 We will use this five to nothing vote
19 for the remainder of today's agenda, unless otherwise
20 noted.

21 Item 2 is Docket Number 11-0797. This
22 is Vision IT's application for licensure as an Agent,

1 Broker and Consultant under Section 16-115C of the
2 Public Utilities Act. ALJ Albers recommends entry of
3 an Order granting the application.

4 Is there any discussion?

5 (No response.)

6 Any objections?

7 (No response.)

8 Hearing none, the Order is entered.

9 Item 3 is Docket Number 12-0034. This
10 is Public Power's application for licensure as an
11 Alternative Retail Electric Supplier. ALJ Albers
12 recommends entry of an Order granting the
13 application.

14 Is there any discussion?

15 (No response.)

16 Any objections?

17 (No response.)

18 Hearing none, the Order is entered.

19 Item 4 is Docket Number 10-0369. This
20 is Sheila Thomas' complaint against Peoples Gas. The
21 parties have apparently settled their differences and
22 have filed a Joint Motion to Dismiss the matter which

1 ALJ Sainsot recommends we grant.

2 Is there any discussion?

3 (No response.)

4 Any objections?

5 (No response.)

6 Hearing none, the Joint Motion to
7 Dismiss is granted.

8 Items 5 through 9 (11-0132, 11-0226,
9 11-0228, 11-0229, 11-0230) can be taken together.
10 These items concern citation proceedings against
11 telecommunication carriers for failure to file their
12 Annual Reports with the Commission. In each case ALJ
13 Baker recommends entry of an Order cancelling or
14 revoking the company's Certificate of Service
15 Authority.

16 Is there any discussion?

17 (No response.)

18 Any objections?

19 (No response.)

20 Hearing none, the Orders are entered
21 and the Certificates are revoked.

22 Item 10 is Docket Number 12-0012.

1 This is MTC Communications' petition for confidential
2 and/or proprietary treatment of its Annual Report.
3 ALJ Sainsot recommends entry of an Order granting the
4 requested relief.

5 Is there any discussion?

6 (No response.)

7 Any objections?

8 (No response.)

9 Hearing none, the Order is entered.

10 Items 11 and 12 (11-0420, 11-0421) can
11 be taken together. These items involve ruling-making
12 proceedings for Title 83, Parts 340 and 733
13 concerning the regulation of telecommunication
14 carriers. In each case ALJ Sainsot recommends entry
15 of an Order adopting the amendments to the rules with
16 an effective date of March 1, 2012.

17 Is there any discussion?

18 (No response.)

19 Any objections?

20 (No response.)

21 Hearing none, the Orders are entered.

22 Item 13 is Docket Number 11-0484.

1 This is Sara Diggs' complaint against AT&T. The
2 parties have apparently settled their differences and
3 brought a Joint Motion to Dismiss which ALJ Sainsot
4 recommends we grant.

5 Is there any discussion?

6 (No response.)

7 Any objections?

8 (No response.)

9 Hearing none, the Joint Motion to
10 Dismiss is granted.

11 Items 14 through 17 can be taken
12 together. These items concern the approval of
13 benchmarks for the Illinois Power Agency's electric
14 energy and renewable energy certificate, rates
15 stability and procurements for both Ameren and ComEd.

16 Is there any discussion?

17 (No response.)

18 Any objections to approval of the
19 benchmarks?

20 (No response.)

21 Hearing none, the benchmarks are
22 approved.

1 Our final two items are FERC matters
2 so we will need to go into Closed Session to address
3 them. Is there a motion to go into Closed Session?

4 COMMISSIONER ELLIOTT: So moved.

5 CHAIRMAN SCOTT: Is there a second?

6 ACTING COMMISSIONER COLGAN: Second.

7 CHAIRMAN SCOTT: It's been moved and seconded.

8 All in favor say aye.

9 COMMISSIONERS: Aye.

10 CHAIRMAN SCOTT: Any opposed?

11 (No response.)

12 The vote is five to nothing and we
13 will now go into Closed Session. Please let me know
14 when we are ready in Chicago.

15 (Whereupon at this point
16 pages 9 - 23 of the
17 proceedings are
18 contained in a separate
19 closed transcript.)

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CONTINUATION OF PROCEEDINGS

COMMISSIONER O'CONNELL DIAZ: We are ready.
Hold back the crowds.

CHAIRMAN SCOTT: They all come rushing in,
right?

In Closed Session the Commission
discussed making filings in FERC Docket Numbers
ER12-773 and ER12-715. Is there a motion to make the
filings with FERC?

COMMISSIONER ELLIOTT: SO moved.

CHAIRMAN SCOTT: Is there a second?

ACTING COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: It's been moved and seconded.

All in favor say aye.

COMMISSIONERS: Aye.

CHAIRMAN SCOTT: Any opposed?

(No response.)

The vote is five to nothing, and the
filings will be made with FERC.

Judge Wallace, are there any other
matters to come before the Commission today?

JUDGE WALLACE: No, that's all, Mr. Chairman.

1 CHAIRMAN SCOTT: Thank you, sir.

2 I just want to recognize Randy Nehrt
3 who stepped up to fill in on an interim basis the job
4 of Tim Anderson. Tim, as we know, is going to be
5 voted on today by the Senate. I haven't seen his
6 campaign flyers or commercials, but I think he will
7 probably do all right. We appreciate Randy stepping
8 up and looking forward to working with you as we have
9 in the past. So thank you.

10 MR. NEHRT: Thank you.

11 CHAIRMAN SCOTT: Anything else to come before
12 the body?

13 (No response.)

14 Seeing nothing, the meeting is
15 adjourned. Thanks, everyone.

16 MEETING ADJOURNED

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