

1 seconded.

2 All in favor say "aye."

3 (Chorus of ayes.)

4 ACTING CHAIRMAN FLORES: Any opposed?

5 (No response.)

6 ACTING CHAIRMAN FLORES: The vote is 4-0, and
7 we allow Commissioner Colgan to participate by phone
8 in today's Bench Session.

9 Again, good morning, Commissioner.

10 ACTING COMMISSIONER COLGAN: Good morning.

11 ACTING CHAIRMAN FLORES: Before moving into the
12 agenda according to Section 1700.10 of the Illinois
13 Administrative Code, this is the time that we allow
14 members of the public to address the Commission.
15 Members of the public wishing to address the
16 Commission must do so, must notify the Chief Clerk's
17 Office at least 24 hours prior to the Bench Session.

18 According to the Chief Clerk's Office,
19 we have no requests to speak at today's session.

20

21

22

1 (The Transportation portion of
2 the proceedings was held at
3 this time and is contained in a
4 separate transcript.)

5 ACTING CHAIRMAN FLORES: Turning now to the
6 Public Utility Agenda. We will start with the
7 approval of minutes from the October 6th Bench
8 Session. I understand that amendments have been
9 forwarded.

10 I will make a motion to amend the
11 minutes.

12 Is there a second?

13 COMMISSIONER O'CONNELL-DIAZ: Second.

14 ACTING CHAIRMAN FLORES: It's been moved and
15 seconded.

16 All in favor say "aye."

17 (Chorus of ayes.)

18 ACTING CHAIRMAN FLORES: Any opposed?

19 (No response.)

20 ACTING CHAIRMAN FLORES: The vote is 5-0
21 amending the minutes.

22 I will make a motion to approve the

1 minutes as amended.

2 Is there a second?

3 COMMISSIONER ELLIOTT: Second.

4 ACTING CHAIRMAN FLORES: It's been moved and
5 seconded.

6 All in favor say "aye."

7 (Chorus of ayes.)

8 ACTING CHAIRMAN FLORES: Any opposed?

9 (No response.)

10 ACTING CHAIRMAN FLORES: The vote is 5-0
11 approving the minutes for the October 6th as amended.

12 We will begin with the Electric
13 Agenda. Items E-1 and E-2 will be taken together.
14 These items concern the Commission's upcoming Smart
15 Grid Policy Dockets, and we will hold these items
16 until a future Commission proceeding.

17 Item E-3 concerns a filing by
18 MidAmerican regarding the proposed tariff sheet to
19 update its monthly charges set forth in its Rider 17
20 on realtime pricing. Staff recommends that we allow
21 the Company's proposal by not suspending the filing.

22 I will make a motion to not suspend

1 the filing.

2 Is there a second?

3 COMMISSIONER ELLIOTT: Second.

4 ACTING CHAIRMAN FLORES: It's been moved and
5 seconded.

6 All in favor say "aye."

7 (Chorus of ayes.)

8 ACTING CHAIRMAN FLORES: Any opposed?

9 (No response.)

10 ACTING CHAIRMAN FLORES: The vote is 5-0 and
11 the filing will not be suspended. We will use this
12 5-0 vote for the remainder of the Public Utilities
13 Agenda unless otherwise noted.

14 Item E-4 concerns a filing by Ameren
15 Illinois to create a new electric rate schedule from
16 the current tariffs of Central Illinois Light
17 Company, Central Illinois Public Service Company and
18 Illinois Power Company. Staff recommends that we
19 allow the Company's proposal by not suspending the
20 filing.

21 Is there any discussion?

22 (No response.)

1 JUDGE ALBERS: Mr. Chairman?

2 ACTING CHAIRMAN FLORES: Yes.

3 JUDGE ALBERS: This is Judge Albers. If I may,
4 before you discuss your changes, pursuant to the
5 Public Utilities Act I have to update you on a number
6 of comments that were filed at the Commission.

7 ACTING CHAIRMAN FLORES: Thank you, sir.

8 JUDGE ALBERS: As of this morning, we've
9 received 270 comments regarding CILCO's Electric
10 case; 219 regarding CILCO's gas case; 313 regarding
11 CIPS electric; 153 regarding CIPS gas; 501 regarding
12 IP Electric; 497 regarding IP Gas; and on
13 October 26th the Commission received a petition from
14 Representative Flider with 1,699 signatures opposing
15 the new rate increase.

16 ACTING CHAIRMAN FLORES: Thank you.

17 JUDGE ALBERS: Thank you.

18 ACTING CHAIRMAN FLORES: Commissioner
19 O'Connell-Diaz.

20 COMMISSIONER O'CONNELL-DIAZ: Chairman, just
21 the item having to do with accumulated depreciation,
22 your office and my office just kind of tightened up

1 the language in there. I'm not going to read it.
2 But it's been circulated among our colleagues, and so
3 it doesn't change the outcome of it.

4 ACTING CHAIRMAN FLORES: Very well.

5 Is there any discussion of these
6 revisions?

7 (No response.)

8 ACTING CHAIRMAN FLORES: I will make a motion
9 to accept these revisions.

10 Is there a second?

11 COMMISSIONER ELLIOTT: Second.

12 COMMISSIONER COLGAN: Second.

13 ACTING CHAIRMAN FLORES: It's been moved and
14 seconded.

15 All in favor say "aye."

16 (Chorus of ayes.)

17 ACTING CHAIRMAN FLORES: Any opposed?

18 (No response.)

19 ACTING CHAIRMAN FLORES: The vote is 5-0. The
20 revisions are accepted.

21 Is there any further discussion on the
22 Order on Rehearing?

1 COMMISSIONER ELLIOTT: Yes, Mr. Chairman. I
2 just would like to note that I've struggled with the
3 issue with regard to the OPEB decision in this case.
4 It was a very tough decision, but I respectfully
5 dissent from the majority's opinion on this and will
6 be filing a Dissent. I'll be concurring in part and
7 dissenting in part on this issue.

8 ACTING CHAIRMAN FLORES: Very well.

9 Any further comments?

10 (No response.)

11 ACTING CHAIRMAN FLORES: Then I will make a
12 motion to enter the Order on Rehearing as amended.

13 Is there a second?

14 COMMISSIONER FORD: Second.

15 ACTING CHAIRMAN FLORES: It's been moved and
16 seconded.

17 All in favor say "aye."

18 (Chorus of ayes.)

19 ACTING CHAIRMAN FLORES: Any opposed?

20 COMMISSIONER O'CONNELL-DIAZ: Nay.

21 ACTING CHAIRMAN FLORES: Okay. We're going do
22 a roll call.

1 Commissioner Ford?

2 COMMISSIONER FORD: Yes.

3 ACTING CHAIRMAN FLORES: Commissioner
4 O'Connell-Diaz?

5 COMMISSIONER O'CONNELL-DIAZ: Nay.

6 ACTING CHAIRMAN FLORES: Commissioner Elliott?

7 COMMISSIONER ELLIOTT: Aye.

8 ACTING CHAIRMAN FLORES: Commissioner Colgan?

9 COMMISSIONER COLGAN: Aye.

10 ACTING CHAIRMAN FLORES: Chairman Flores votes
11 aye.

12 Let the record reflect that the vote
13 is 4-1 and the Order on Rehearing is entered.

14 Thank you, again, Administrative Law
15 Judges Albers and Yoder for your hard work on this
16 case as well as to all the parties that have been
17 working on this case for now more than 18 months.
18 And just wanted to say again, thank you.

19 So Item E-7 is Docket No. 09-0499.

20 This concerns a petition filed by the Ameren Illinois
21 Electric Utilities concerning the surcharge tariff
22 for Smart Grid projects. The Petitioners now seek to

1 withdraw the petition and Administrative Law Judge
2 Jones recommends that the Commission grant the motion
3 to withdraw.

4 Is there any discussion?

5 (No response.)

6 ACTING CHAIRMAN FLORES: Any objections?

7 (No response.)

8 ACTING CHAIRMAN FLORES: Hearing none, the
9 Motion is granted and the petition is withdrawn.

10 Item E-8 is Docket No. 09-0534. This
11 item concerns Mt. Carmel Public Utilities Company's
12 reconciliation of revenues collected under fuel
13 adjustment charges with actual costs prudently
14 incurred. Administrative Law Judge Jones recommends
15 entry of an order approving the reconciliation.

16 Is there any discussion?

17 (No response.)

18 ACTING CHAIRMAN FLORES: Any objections?

19 (No response.)

20 ACTING CHAIRMAN FLORES: Hearing none, the
21 Order is entered.

22 Item E-9 is Docket No. 10-0173. This

1 is a Petition for Eminent Domain for sitting -- for
2 citing, rather, the construction of transmission
3 lines filed by Ameren. We'll also be holding this
4 matter for disposition at a future proceeding.

5 E-10 is Docket No. 10-0467. This is
6 ComEd's 2010 rate case and before us today is a
7 Petition for Interlocutory Review filed by the REACT
8 Coalition seeking dismissal of this case over ComEd's
9 late filing of its Cost of Service Study.
10 Administrative Law Judges Dolan and Sainsot recommend
11 that the Commission deny the Petition for
12 Interlocutory Review.

13 Is there any discussion?

14 COMMISSIONER ELLIOTT: Yes, Mr. Chairman.

15 This is a -- has been a difficult
16 decision as well with regard to Commission discretion
17 in allowing testimony to be entered at a late stage
18 in this case. I, for one, would register my support
19 to support the Petition for Interlocutory. I
20 participated in the Commission decisions with regard
21 to the Cost of Service Studies and that I think that
22 we were pretty straightforward about what we required

1 of the Company with regard to this issue and I think
2 it's a major flaw in the case. And I would register
3 my support for REACT's petition in this case.

4 ACTING CHAIRMAN FLORES: Is there any further
5 discussion on this matter? Comments?

6 I would just like to add that I'm
7 troubled by the fact that this Commission had entered
8 a very clear Order requiring the utility, ComEd, to
9 file the Cost of Service Study prior to submission of
10 the next rate case. I might add that that Order was
11 not filed -- was not complied with requiring the
12 Illinois Commerce Commission to file a deficiency
13 letter with the utility instructing them to follow
14 the previous Order.

15 I can't stress enough how important it
16 is that when the Illinois Commerce Commission makes
17 an Order that all of the litigants before the
18 Commerce Commission who appear before here follow the
19 Orders that this Commission makes. The Orders are
20 extremely important and we take pains to make sure
21 that they are clear so that there is no confusion for
22 all the parties in terms of what it is that the

1 Illinois Commerce Commission expects of all of the
2 litigants who appear before this body. We do so for
3 the purposes of providing all of the parties the
4 opportunity to litigate fairly before the Illinois
5 Commerce Commission.

6 It is also a disservice to the
7 Illinois Commerce Commission when we do not receive
8 the information that we request from all of the
9 parties in a timely manner. The reason we request
10 this information is for all of us to have an
11 opportunity to review the voluminous records that are
12 typically submitted when you have large cases such as
13 the rate cases that come before the Illinois Commerce
14 Commission. So I can't stress enough how important
15 it is to follow the Orders. I'm very troubled by the
16 fact that an Order was not complied with in this
17 case.

18 Any further comments or discussion on
19 this matter?

20 COMMISSIONER O'CONNELL-DIAZ: Mr. Chairman, I
21 just agree with the comments that you've enunciated
22 with regard to the need to -- any litigant at the

1 Commission to follow what the Commission has ordered.

2 I also, you know, read through this
3 carefully. I agree with the conclusion because it's
4 a realistic conclusion that the ALJs have recommended
5 to us. The Company has filed those -- those cost
6 studies at this point in time. Additionally, a
7 deficiency letter in a rate case is usually several
8 pages long, but usually those are for things that are
9 not set forth in an order, which is what the problem
10 here is, that the Commission's succinctly stated that
11 in the Order.

12 And so now we're in this situation
13 where if we were to deny this, the Company would just
14 refile and we would use up resources and people's
15 time to address this, pretty much same issues. So I
16 think that the realistic approach that the ALJs have
17 recommended to us is the way to go.

18 That being said, you know, we've been
19 around and around with regard to Cost of Service
20 Studies. We had a water company that had issues with
21 getting a Cost of Service Study with us. So it's
22 kind of puzzling to me that the Company in this

1 instance would not have taken the Commission's
2 concern about that seriously. So...

3 That's really all I have to say.
4 Thank you.

5 ACTING CHAIRMAN FLORES: Any further comments?

6 Is there a motion to deny the Petition
7 for Interlocutory Review?

8 COMMISSIONER ELLIOTT: I'll make that motion.

9 ACTING CHAIRMAN FLORES: Is there a second?

10 COMMISSIONER O'CONNELL-DIAZ: Second.

11 ACTING CHAIRMAN FLORES: It's been moved and
12 seconded.

13 All in favor say "aye."

14 (Chorus of ayes.)

15 ACTING CHAIRMAN FLORES: Any opposed?

16 COMMISSIONER ELLIOTT: Opposed.

17 ACTING CHAIRMAN FLORES: We're going to have to
18 do a roll call.

19 Commissioner Ford?

20 COMMISSIONER FORD: Aye.

21 ACTING CHAIRMAN FLORES: Commissioner
22 O'Connell-Diaz?

1 COMMISSIONER O'CONNELL-DIAZ: Aye.

2 ACTING CHAIRMAN FLORES: Commissioner Elliott?

3 COMMISSIONER ELLIOTT: No.

4 ACTING CHAIRMAN FLORES: Commissioner Colgan?

5 COMMISSIONER COLGAN: Aye.

6 ACTING CHAIRMAN FLORES: Chairman Flores votes
7 aye.

8 The vote is 4-1 and the Petition for
9 Interlocutory Review is denied.

10 I cannot stress this enough, if the
11 Commission makes an Order, we expect full compliance
12 with the Order. In particular, this issue of Cost of
13 Service Studies, this is not the first time that this
14 has come up. So, again, I stress the importance of
15 following the Orders.

16 Item E-11 is Docket --

17 JUDGE WALLACE: Mr. Chairman?

18 ACTING CHAIRMAN FLORES: Yes, sir.

19 JUDGE WALLACE: Did you guys vote on the
20 Resuspension Order? And I used the term "you guys"
21 very affectionately.

22 JUDGE DOLAN: It's on the same docket,

1 Mr. Chairman, on E-10.

2 ACTING CHAIRMAN FLORES: Well, first do we
3 have -- you've already taken down the vote for the --
4 on the denial of the --

5 JUDGE DOLAN: Yes.

6 JUDGE WALLACE: Yes, we've recorded the vote
7 for the Petition for Interlocutory Review. I was
8 just checking on the Resuspension Order. I don't
9 believe that the vote has been taken on that yet.

10 ACTING CHAIRMAN FLORES: So we're going to vote
11 to suspend then.

12 COMMISSIONER ELLIOTT: Yeah, I'll make a motion
13 that we resuspend.

14 ACTING CHAIRMAN FLORES: And I will second it.

15 All in favor say "aye."

16 (Chorus of ayes.)

17 ACTING CHAIRMAN FLORES: Let the record reflect
18 it's a 5-0 vote to resuspend.

19 Thank you.

20 JUDGE WALLACE: Thank you, Mr. Chairman.

21 ACTING CHAIRMAN FLORES: Item E-11 is Docket
22 No. 10-0569. This is the docket for DCEO's

1 three-year energy efficiency plans. DCEO has brought
2 a motion to withdraw its petition for approval in
3 this docket as these matters can be addressed in the
4 other open dockets. And Administrative Law Judge
5 Yoder recommends we grant this Motion.

6 Is there any discussion?

7 (No response.)

8 ACTING CHAIRMAN FLORES: Any objection?

9 (No response.)

10 ACTING CHAIRMAN FLORES: Hearing none, the
11 Motion to Withdraw is granted.

12 The Natural Gas Section, Item G-1
13 concerns the initiation of a proceeding under
14 Section 5 of the Illinois Gas Pipeline Safety Act for
15 formal determination of the plan U.S. Steel must have
16 in place for the inspection and maintenance of its
17 pipeline facilities in and near Granite City Works.
18 Staff recommends entry of an order initiating the
19 proceedings.

20 Is there any discussion?

21 (No response.)

22 ACTING CHAIRMAN FLORES: Any objections --

1 COMMISSIONER FORD: Mr. Chairman, I certainly
2 wanted to thank Staff and Mr. Burke for this because
3 we've been round and around with them on this issue.
4 And as you know from the set bringing -- San Bruno in
5 California, and our recent one here in the State of
6 Illinois, that this is an important issue, and I
7 can't say enough about pipeline safety. So I
8 recommend --

9 COMMISSIONER ELLIOTT: I agree. It's a very
10 complicated issue --

11 COMMISSIONER FORD: Very.

12 COMMISSIONER ELLIOTT: -- and I know Staff's
13 done an enormous amount of work both locally and
14 federally and Downstate Illinois. So, I agree.

15 COMMISSIONER FORD: Absolutely. Because they
16 keep saying that -- we do not have jurisdiction
17 over --

18 COMMISSIONER ELLIOTT: Right.

19 COMMISSIONER FORD: -- certain parts, and so
20 this will clarify on that.

21 COMMISSIONER O'CONNELL-DIAZ: I would just
22 concur with Commissioner Ford and Commissioner

1 Elliott. This is -- at the bottom of all of this is
2 safety and -- I know this is just the area that you
3 can -- you got to double back and be, like, two times
4 safe.

5 So I really commend Staff for working
6 through the many layers of this to initiate this
7 particular proceeding and it's necessary and, you
8 know, it's part of our job as a Commission to make
9 sure that safety is the hallmark of any company that
10 operates within our state.

11 Thank you.

12 ACTING CHAIRMAN FLORES: Any further
13 discussion? Objections?

14 (No response.)

15 ACTING CHAIRMAN FLORES: Very well then, the
16 Order is entered.

17 Item G-2 concerns the filing of Ameren
18 Illinois to create a new gas rate schedule form --
19 excuse me -- a new rate schedule from the current
20 tariffs of Central Illinois Light Company, Central
21 Illinois Public Service Company and the Illinois
22 Power Company. Staff recommends that we allow the

1 Company's proposal by not suspending the filing.

2 Is there any discussion?

3 (No response.)

4 ACTING CHAIRMAN FLORES: Any objections?

5 (No response.)

6 ACTING CHAIRMAN FLORES: Hearing none, the
7 filing will not be suspended.

8 Item G-3 is Docket No. 10-0493. This
9 concerns a complaint by Irene Bober against Just
10 Energy concerning billing and charges. The parties
11 have now settled their differences and brought a
12 Joint Motion to Dismiss, which Administrative Law
13 Judge Gilbert recommends that we grant.

14 Is there any discussion?

15 (No response.)

16 ACTING CHAIRMAN FLORES: Any objections?

17 (No response.)

18 ACTING CHAIRMAN FLORES: Hearing none, the
19 Joint Motion to Dismiss is granted.

20 Moving on to the Telecommunications
21 Section of the agenda, Item T-1 is Docket No.
22 10-0260. This item concerns Pay Tel's request for

1 authority pursuant to Section 13-404 of the Public
2 Utilities Act to provide resold interexchange
3 telecommunications services in Illinois.
4 Administrative Law Judge Kimbrel recommends that the
5 Commission enter an order granting the requested
6 certificate.

7 Is there any discussion?

8 (No response.)

9 ACTING CHAIRMAN FLORES: Any objections?

10 (No response.)

11 ACTING CHAIRMAN FLORES: Hearing none, the
12 Order is entered and the certificate is granted.

13 Item T-2 is Docket No. 10-0526. This
14 item concerns Clear Wireless, LLC's Certificate of
15 Service Authority to provide a commercial mobile
16 radio service in Illinois. Before us today is an
17 Amendatory Order correcting the applicant's name
18 throughout the Order to read, Clear Wireless, LLC,
19 d/b/a Rover, d/b/a Evology, d/b/a Evology.com.
20 Administrative Law Judge Riley recommends that we
21 grant this Amendatory Order.

22 Is there any discussion?

1 (No response.)

2 ACTING CHAIRMAN FLORES: Any objections?

3 (No response.)

4 ACTING CHAIRMAN FLORES: Hearing none, the
5 Amendatory Order is entered.

6 Item T-3 is Docket No. 10-0545. This
7 item concerns the application by UPNI Merger Sub,
8 LLC, seeking a Certificate of Interexchange Service
9 Authority, Certificate of Service Authority and
10 Certificate of Exchange Service Authority pursuant to
11 Sections 13-403, 13-404, and 13-405 of the Public
12 Utilities Act and seeking cancelation of the same
13 certificates issued to Unite Private
14 Networks-Illinois, LLC, in Docket No. 05-0302.
15 Before us today is an Amendatory Order making
16 clarifications on the merger and the timing
17 surrounding these certificates. And Administrative
18 Law Judge Riley recommends the Commission enter this
19 Amendatory Order.

20 Is there any discussion?

21 (No response.)

22 ACTING CHAIRMAN FLORES: Any objections?

1 (No response.)

2 ACTING CHAIRMAN FLORES: Hearing none, the
3 Order is entered.

4 Item T-4 is No. 10-0487. This item
5 concerns Comtel Telcom Assets LP's Petition to
6 Withdraw its Certificate of Service Authority and
7 Certificate of Exchange Service Authority previously
8 issued by the Commission in Docket No. 05-0610.
9 Administrative Law Judge Teague recommends entry of
10 an Order granting withdrawal.

11 Is there any discussion?

12 (No response.)

13 ACTING CHAIRMAN FLORES: Any objections?

14 (No response.)

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

17 Items T-5 through T-7 will be taken
18 together. These items each involve joint petitions
19 surrounding Resale and Interconnection Agreements
20 under 47 U.S.C. Section 252. In each docket the
21 Administrative Law Judge recommends entry of an
22 Amendatory Order or entering an order approving an

1 amendment to an existing order -- excuse me -- to an
2 existing Agreement.

3 Is there any discussion?

4 (No response.)

5 ACTING CHAIRMAN FLORES: Any objections?

6 (No response.)

7 ACTING CHAIRMAN FLORES: Hearing none, the
8 Orders are entered.

9 Item T-8 is Docket No. 09-0381. This
10 item concerns proposed revisions to Part 730 of Title
11 83 of the Illinois Administrative Code concerning
12 standards of service for local exchange
13 telecommunications carriers. Administrative Law
14 Judge Hilliard recommends entry of a Second Notice
15 Order in the rulemaking.

16 Is there any discussion?

17 (No response.)

18 ACTING CHAIRMAN FLORES: Any objections?

19 (No response.)

20 ACTING CHAIRMAN FLORES: Hearing none, the
21 Second Notice Order is entered.

22 Item T-9 is Docket No. 09-0586. This

1 item concerns Global Connections, Incorporated of
2 America's Application For Designation as an eligible
3 telecommunications carrier pursuant to the
4 Telecommunications Act of 1996. The Company now
5 moves to withdraw its application. And
6 Administrative Law Judge Riley recommends that we
7 grant this Motion to Withdraw.

8 Is there any discussion?

9 (No response.)

10 ACTING CHAIRMAN FLORES: Any objections?

11 (No response.)

12 ACTING CHAIRMAN FLORES: Hearing none, the
13 Motion to Withdraw is granted.

14 Item T-10 is Docket No. 10-0290. This
15 item concerns a petition by NextG Networks of
16 Illinois to protect against a disclosure of
17 confidential and/or proprietary information in its
18 2009 Annual Report. Administrative Law Judge Teague
19 recommends entry of an Order granting the requested
20 relief for a period of two years.

21 Is there any discussion?

22 (No response.)

1 works in the Commissioner area, but she also is our
2 office manager. And it is those type of employees
3 that it's really hard to see them leave their service
4 with us, but Kathleen is going to be taking her
5 retirement. And so we have proposed a resolution,
6 which I will read for her. And this comes from my
7 heart because Kathleen has been my assistant for all
8 my time as a Commissioner. And I really appreciate
9 all the hard work she's done for us.

10 So this is a proclamation resolution
11 by the State of Illinois, a resolution extending
12 appreciation and best wishes to Kathleen Rodriguez
13 upon her retirement from the Illinois Commerce
14 Commission. Resolution by the Commission, whereas,
15 Kathleen Rodriguez who is a general service
16 administrator in the Office of Chairman and
17 Commissioners of the Illinois Commerce Commission is
18 resigning effective December 1, 2010.

19 And, whereas, throughout her 26 years
20 of service at the Commission Kathleen has held
21 various positions with increasing responsibilities
22 and has always displayed her loyalty and her

1 conscientiousness by her actions and deeds on a daily
2 basis.

3 And, whereas, Kathleen has
4 consistently demonstrated her interest and concern
5 for the benefit of the Commission by her attitude and
6 excellent quality of her work.

7 And, whereas, due to her many
8 administrative roles, Kathleen was very often the
9 first person any new employee encountered on their
10 initial day at the Commission. She ensured that all
11 of our new employees got organized with the important
12 details of insurance, Commission policies and the
13 all-important office assignment and gathering of
14 furniture to appoint that base of work operations.
15 At times she could be like Mary Poppins with her
16 magic carpetbag by appearing at one's door with a
17 chair, a lamp or a credenza retrieved or unearthed
18 from some hidden-away locale inside the Commission
19 offices.

20 And, whereas, despite her important
21 role at the Commission, Kathleen always had time for
22 her family and devotedly assisted her parents in

1 their golden years and actively planned and
2 participated in family vacations and special times
3 with her beloved grandson.

4 And, whereas, Kathleen's retirement
5 will create a great void with respect to her
6 knowledge of Commission practices and procedures as
7 well as her ability to serve the people of the State
8 of Illinois in a professional and respectful manner.

9 And, now, therefore be it resolved
10 that the Illinois Commerce Commission hereby extends
11 its deepest appreciation and gratitude to Kathleen
12 Rodriguez for her devotion -- her dedication -- it
13 should be devotion -- and outstanding service to this
14 Commission and conveys its best wishes to her upon
15 her retirement from the State of Illinois.

16 Adopted by the Commission this 4th day
17 of November 2010.

18 And I'm going to come over here and
19 present this to Kathleen.

20 ACTING CHAIRMAN FLORES: Kathleen, did you want
21 to say a few words?

22 MS. KATHLEEN RODRIGUEZ: No, not right now.

1 But thank you very much.

2 JUDGE WALLACE: Mr. Chairman, for the record,
3 there was applause in Springfield, too.

4 ACTING CHAIRMAN FLORES: Very good. Very good.

5 Any other -- do any of the
6 Commissioners wish to say anything?

7 COMMISSIONER ELLIOTT: Mr. Chairman, thank you.

8 I would echo everything that Erin just
9 said. From the first day I got here she made me feel
10 at home, and she's going to be missed. There's no
11 question about it. Thanks, Kathleen.

12 COMMISSIONER FORD: Congratulations on your
13 retirement, Kathleen.

14 MS. KATHLEEN RODRIGUEZ: Thank you.

15 ACTING CHAIRMAN FLORES: Commissioner Colgan?

16 COMMISSIONER COLGAN: Just echoing everybody
17 else's comments. And thank you very much, Kathleen.

18 ACTING CHAIRMAN FLORES: Kathleen, I would also
19 just say thank you so much for your service to not
20 only the Illinois Commerce Commission, but also to
21 the people of the State of Illinois through your
22 dedication and your work here as a public servant.

1 And that, you know, it's -- you will be missed and,
2 unfortunately, I've been -- I feel like I've been
3 robbed of the opportunity to get to know you and to
4 work with you.

5 But, clearly, you've made a lasting
6 impact here at the Illinois Commerce Commission and
7 you have set a very high bar, high standard for the
8 expectations that we have of future employees here at
9 the ICC. And, clearly, everyone will -- you know,
10 you're not -- as we always say, I mean, once in the
11 ICC, you're always in the ICC. So you're never gone.

12 So, again, thank you so much for your
13 dedication and your service to the State of Illinois.

14 MS. KATHLEEN RODRIGUEZ: Thank you very much.

15 ACTING CHAIRMAN FLORES: At this time we're
16 going to -- we have a FERC matter -- well, hold on.

17 We didn't even -- we got to approve
18 the resolution.

19 So I'm going to make a --

20 MS. KATHLEEN RODRIGUEZ: Uh-oh, now I'm in
21 trouble.

22 ACTING CHAIRMAN FLORES: I'm going to extend

1 the opportunity to Commissioner O'Connell-Diaz to
2 make the motion.

3 Commissioner.

4 COMMISSIONER O'CONNELL-DIAZ: If anybody
5 doesn't vote for this motion, I'll meet them in the
6 back alley.

7 So I would ask support from my fellow
8 Commissioners with regard to this excellent
9 resolution.

10 ACTING CHAIRMAN FLORES: Very well.

11 COMMISSIONER ELLIOTT: I'm happy to second.

12 ACTING CHAIRMAN FLORES: Very well.

13 All in favor say "aye."

14 (Chorus of ayes.)

15 ACTING CHAIRMAN FLORES: Any opposed?

16 (No response.)

17 ACTING CHAIRMAN FLORES: I didn't think there
18 was going to be anyone opposed, especially after
19 that -- the comment by Commissioner O'Connell-Diaz.

20 But, again, congratulations and thank
21 you for your service.

22 MS. KATHLEEN RODRIGUEZ: Thank you.

1 ACTING CHAIRMAN FLORES: Very well. We have a
2 FERC item and that must be considered in closed
3 session. So I'm going to motion to go into closed
4 session.

5 Is there a second?

6 COMMISSIONER O'CONNELL-DIAZ: Second.

7 COMMISSIONER COLGAN: Second.

8 ACTING CHAIRMAN FLORES: It's been moved and
9 seconded.

10 All in favor say "aye."

11 (Chorus of ayes.)

12 ACTING CHAIRMAN FLORES: The vote is 5-0 to go
13 into closed session.

14 (Whereupon, at this point
15 Pages 37-41 of the proceedings
16 are contained in a separate
17 transcript.)

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CONTINUATION OF PROCEEDINGS

ACTING CHAIRMAN FLORES: In closed session the Commission discussed filing comments with FERC regarding FERC Docket No. RM-10-23-000 concerning Transmission Planning and Cost Allocation by Transmission Owning and Operating Public Utilities.

Commissioner Elliott.

COMMISSIONER ELLIOTT: I will make a motion that we file the Comments.

ACTING CHAIRMAN FLORES: Very well. I will second it.

It's been moved and seconded.

All in favor say "aye."

(Chorus of ayes.)

ACTING CHAIRMAN FLORES: All in favor -- all opposed, rather?

(No response.)

ACTING CHAIRMAN FLORES: That vote is 5-0. The comments will be filed with FERC.

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

JUDGE WALLACE: Nothing further, Chairman.

1 ACTING CHAIRMAN FLORES: Judge, thank you so
2 much for intervening earlier.

3 And hearing none, this meeting stands
4 adjourned. Thank you, everybody.

5 MEETING ADJOURNED

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