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BEFORE THE  
ILLINOIS COMMERCE COMMISSION  
REGULAR OPEN MEETING  
PUBLIC UTILITY  
NOVEMBER 14, 2019  
Chicago, Illinois  
and Springfield, Illinois

Met, pursuant to notice, at 10:30 A.M., at  
527 East Capitol Avenue, Springfield, Illinois, and  
by videoconference with 160 North LaSalle Street,  
Chicago, Illinois.

PRESENT:

- CARRIE ZALEWSKI, Chairwoman
- BRIEN J. SHEAHAN, Commissioner
- D. ETHAN KIMBREL, Commissioner
- MARIE S. BOCANEGRA, Commissioner
- SADZI OLIVIA, Commissioner
- Erihia Schuster, IL CSR
- Alaris Litigation Service

1                   CHAIRMAN ZALEWSKI: Thank you. Under  
2 the Open Meetings Act, I call the November 14th,  
3 2019 Regular Open Meeting to order.

4                   Commissioner Bocanegra and Kimbrel  
5 are with me in Springfield.

6                   Commissioners Oliva and Sheahan are  
7 in Chicago. We have a quorum.

8                   We have no requests to speak. We now  
9 move onto our Public Utility Agenda. There are  
10 edits to the October 17, 2019, Regular Open  
11 Meeting Minutes. Are there any objections to  
12 approving the Minutes as edited?

13                   (No Response.)

14                   CHAIRMAN ZALEWSKI: Hearing none, the  
15 Minutes are approved.

16                   Under our Electric items, Item E-1  
17 concerns ERM 19-140, which is ComEd's filing to  
18 correct a ministerial error on a tariff sheet.  
19 The Staff has reviewed the filing and recommends  
20 not suspending the filing.

21                   Are there any objections to not  
22 suspending the filing?

23                   (No response.)

24                   CHAIRMAN ZALEWSKI: Hearing none, the

1 filing is not suspended.

2                   Item E-2 concerns initiating the Mid  
3 American and Mt. Carmel reconciliations of  
4 revenues collected under the fuel adjustment  
5 charges. The Order commences the annual  
6 reconciliation proceedings under Section 9-220(a)  
7 of the Public Utilities Act for the calendar year  
8 2019.

9                   Are there any objections to approving  
10 the Order?

11                   (No response.)

12                   CHAIRMAN ZALEWSKI: Hearing none, the  
13 Order is approved.

14                   Item E-3 concerns Docket 18-1730,  
15 which is Mid American's request to reconcile  
16 revenue under the fuel adjustment charges in the  
17 calendar year 2018. The Order approves the  
18 reconciliation, finding that the costs during the  
19 reconciliation period were prudently incurred.

20                   Are there any objections to approving  
21 the Order?

22                   (No response.)

23                   CHAIRMAN ZALEWSKI: Hearing none, the  
24 Order is approved.

1                   Item E-4 concerns Docket 18-1731,  
2    which is Mt. Carmel's request to reconcile  
3    revenues under the fuel adjustment charges in the  
4    calendar year 2018.  The Order approves the  
5    reconciliation, finding that the costs during the  
6    reconciliation period were prudently incurred.

7                   Are there any objections to approving  
8    the Order?

9                   (No response.)

10                  CHAIRMAN ZALEWSKI:  Hearing none, the  
11    Order is approved.

12                  Item E-5 concerns Docket 19-0281,  
13    which is ComEd's request to reconcile charges  
14    collected under the PORCB Rider (Purchase of  
15    Receivables with Consolidated Billing).  The  
16    reconciliation period is January 2017 through  
17    December of 2018.  The Order approves the  
18    reconciliation, finding that the conclusion  
19    proposed by the parties is reasonable and is  
20    supported by the record.

21                  Are there any objections to approving  
22    the Order?

23                  (No response.)

24                  CHAIRMAN ZALEWSKI:  Hearing none, the

1 Order is approved.

2 Item E-6 concerns Docket 19-0071,  
3 which is a rulemaking on the Commission's own  
4 motion to amend Part 411 of the Commission Rules  
5 on Electric Reliability.

6 Staff filed this Amendatory Second  
7 Notice Order and Appendix to make changes  
8 requested by the Joint Committee on  
9 Administrative Rules (JCAR). JCAR objected to  
10 amendments proposed for Second Notice, requesting  
11 that the revisions to the header of Subpart C be  
12 filed as a recodification, rather than as an  
13 amendment. In response to JCAR's request, Staff  
14 moved that the Commission recodify the change to  
15 the header of Subpart C of Part 411 and there be  
16 no amendment to Section 411.310. The Order  
17 grants Staff's Motion and modifies the Second  
18 Notice Order to reflect this recodification.

19 Are there any objections to approving  
20 the Order?

21 (No Response.)

22 CHAIRMAN ZALEWSKI: Hearing none, the  
23 Order is approved.

24 E-7 through E-11 concern applications

1 for Certification to install distributed  
2 generation facilities in Illinois. The Orders  
3 grant the certificates, finding that the  
4 applicants meet the requirements.

5 Are there any objections to  
6 considering these items together and approving  
7 the Orders?

8 (No Response.)

9 CHAIRMAN ZALEWSKI: Hearing none, the  
10 Orders are approved.

11 Item E-12 concerns Docket 19-0387,  
12 which is ComEd's annual formula rate update and  
13 revenue requirement reconciliation. In its Brief  
14 on Exceptions, the AG requests oral argument  
15 pursuant to Section 9-2019(c) of the Public  
16 Utilities Act regarding the AG's exceptions on  
17 three issues:

18 1, the amortization of excess  
19 deferred income taxes;

20 2, an investigation into ComEd's  
21 updated depreciation rates; and

22 3, projected plant additions.

23 Are there any objections to granting  
24 the Request?

1 (No response.)

2 CHAIRMAN ZALEWSKI: Hearing none, the  
3 request for Oral Argument is granted.

4 The Oral Argument will be held on  
5 November 25th at 10:30 a.m. A due notice of the  
6 Oral Argument will be issued.

7 Item E-13 through E-22 concern  
8 citations for failure to maintain corporate  
9 status. The Orders revoke certificates of  
10 service authority to operate as Agents, Brokers  
11 or Consultants for the procurement or sale of  
12 retail electricity in Illinois or to operate as  
13 Installers of Distributed Generation Facilities  
14 or Electric Vehicle Charging Stations.

15 The certificates are revoked due to  
16 revocation of the authority to transact business  
17 by the Illinois Secretary State and the company's  
18 failure to appear for hearing.

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

22 (No Response.)

23 Hearing none, the Orders are  
24 approved.

1                                   CHAIRMAN ZALEWSKI:   Item E-23  
2   concerns Docket 19-0632, Ameren's Petition for  
3   Approval of Annual Update to Cost Inputs for  
4   Rider EE - Energy Efficiency and Demand Response  
5   Investment.   The Order approves the updated cost  
6   inputs for the Rider EE formula rate and revised  
7   reconciliation and revenue requirement, as  
8   reflected in the Appendix to the Order.   The  
9   Order also approves proposed changes to the Rider  
10  EE.   The Order finds that Ameren met its modified  
11  applicable annual incremental savings goal and  
12  cumulative persisting annual savings goal for the  
13  2018 Calendar Year as set forth in Section 8-103B  
14  of the Public Utilities Act and as confirmed by  
15  the Independent Evaluator.

16                                   Are there any objections to granting  
17  the Order?

18                                   (No response.)

19                                   CHAIRMAN ZALEWSKI:   Hearing none, the  
20  Order is granted.

21                                   Item E-24 concerns Docket 19-0658,  
22  which is a Complaint against ComEd as to release  
23  of a delivery service customer from ComEd.   This  
24  docket will be held for later disposition.



1                   Item E-25 concerns Docket 19-0720,  
2    which is a Complaint against ComEd as to billing.  
3    The Complainant failed to appear at the hearings  
4    and proceed with the case. The Order dismisses  
5    the Complainant without prejudice for want of  
6    prosecution.

7                   Are there any objections to granting  
8    the Order?

9                   (No Response.)

10                  Hearing none, the Order is granted.

11                  CHAIRMAN ZALEWSKI: Item E-26  
12    concerns Docket 19-0222, which is an application  
13    for Certification to install Energy Efficiency  
14    Measures in Illinois. The Administrative Law  
15    Judge issued a ruling in this proceeding, finding  
16    the application deficient and providing time to  
17    respond and file any amendments to its  
18    Application. The applicant failed to respond and  
19    cure the deficiencies. The Order denies the  
20    certificate, finding the application not  
21    compliant with the Public Utilities Act and  
22    Commission Rules.

23                  Are there any objections to approving  
24    the Order that denies the Certificate?

1 (No response.)

2 CHAIRMAN ZALEWSKI: Hearing none, the  
3 Order is approved.

4 Item E-27 concerns Docket 19-0741,  
5 which is a petition for a cancellation of a  
6 Certificate to install Energy Efficiency Measures  
7 in Illinois. The Petitioner does not intend to  
8 operate under its Certificate. The Order grants  
9 the petition and cancels the certificate.

10 Are there any objections to approving  
11 the Order?

12 (No response.)

13 CHAIRMAN ZALEWSKI: Hearing none, the  
14 Order is approved.

15 Item E-22 through E-42 concern  
16 applications for Certificate to install Energy  
17 Efficiency Measures in Illinois.

18 JUDGE TEAGUE KINGSLEY: Madam  
19 Chairman, are we on Item 28?

20 CHAIRMAN ZALEWSKI: I'm sorry?

21 JUDGE TEAGUE KINGSLEY: Did you mean  
22 item 28?

23 CHAIRMAN ZALEWSKI: Did I say 24?  
24 I'm sorry about that. So I meant to say Items

1 E-28 through E-42 concerning applications for  
2 Certificate to install Energy Efficiency Measures  
3 in Illinois. The Orders grant the certificates,  
4 finding that the applicants meet the  
5 requirements.

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

9 (No Response.)

10 CHAIRMAN ZALEWSKI: Hearing none, the  
11 Orders are approved. Thank you. Thanks for your  
12 help.

13 Moving onto our gas items, Item G-1  
14 concerns GRM 19-289, which is Ameren's filing to  
15 modify revenue period in Rider S, System Gas  
16 Service. The Staff has reviewed the filing and  
17 recommends not suspending the filing.

18 Are there any objections to not  
19 suspending the filing?

20 (No response.)

21 CHAIRMAN ZALEWSKI: Hearing none, the  
22 filing is not suspended.

23 Item G-2 concerns reconciliation  
24 proceedings for revenues collected under gas

1 adjustment charges for Illinois gas utilities.  
2 The Order commences the annual reconciliation  
3 proceeding under Section 9-220(a) of the Public  
4 Utilities Act for the calendar year 2019.

5 Are there any objections to approving  
6 the Order?

7 (No Response.)

8 CHAIRMAN ZALEWSKI: Hearing none, the  
9 Order is approved.

10 Item G-3 concerns Docket 18-1736,  
11 which is Mid American's request to reconcile  
12 revenue under the gas adjustment charges in the  
13 calendar year 2018. The Order approves the  
14 reconciliation as set in the Appendix A of the  
15 Order, finding that the costs during the  
16 reconciliation period were prudently incurred.

17 Are there any objections to approving  
18 the Order?

19 (No response.)

20 CHAIRMAN ZALEWSKI: Hearing none, the  
21 Order is approved.

22 Item G-4 concerns Docket 18-1737,  
23 which is the Mt. Carmel's request to reconcile  
24 revenue under the gas adjustment charges in the

1 calendar year 2018. The Order approves the  
2 reconciliation as set in the Appendix to the  
3 Order, finding that the costs during the  
4 reconciliation period were prudently incurred.

5 Are there any objections to approving  
6 the Order?

7 (No Response.)

8 CHAIRMAN ZALEWSKI: Hearing none, the  
9 Order is approved.

10 Item G-5 concerns Docket 19-0068  
11 which is Nicor's request to reconcile revenue  
12 under the coal tar riders with prudent costs  
13 associated with coal tar cleanup expenditures in  
14 the calendar year 2019. The Order approves the  
15 reconciliation as set in the Appendix to the  
16 Order, finding that the costs during the  
17 reconciliation period were prudently incurred.

18 Are there any objections to approving  
19 the Order?

20 (No Response.)

21 CHAIRMAN ZALEWSKI: Hearing none, the  
22 Order is approved.

23 Item G-6 concerns Docket 19-0291  
24 which is Ameren's petition for Approval of

1 Reconciliation for the 2018 Supplemental Customer  
2 Public Utility Assessment Charge. The Order  
3 approves the reconciliation as set in the  
4 Appendix to the Order, finding that the costs  
5 during the reconciliation period were prudently  
6 incurred.

7 Are there any objections to approving  
8 the Order?

9 (No Response.)

10 CHAIRMAN ZALEWSKI: Hearing none, the  
11 Order is approved.

12 Item G-7 concerns Docket 19-0175,  
13 which is a customer complaint against Nicor  
14 regarding billing charges. The parties filed a  
15 Stipulation and a Joint Motion to Dismiss.

16 Are there any objections to granting  
17 the Motion and dismissing the complaint?

18 (No Response.)

19 CHAIRMAN ZALEWSKI: Hearing none, the  
20 Motion is granted.

21 Now moving onto our  
22 Telecommunications items.

23 Items T1 through T7 concern citations  
24 for failure to maintain corporate status. The

1 Orders revoke certificates of service authority  
2 to provide telecommunication services due to  
3 revocation of the authority to transact business  
4 by the Illinois Secretary of State and the  
5 company's failure to appear for the hearing.

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

9 (No Response.)

10 CHAIRMAN ZALEWSKI: Hearing none, the  
11 Orders are approved.

12 Item T-8 concerns Docket 19-0929,  
13 which is an application for a certificate as a  
14 reseller of telecommunications services in  
15 Illinois. The Order grants the certificate,  
16 finding that the applicant meets the  
17 requirements.

18 Are there any objections to approving  
19 the Order?

20 (No Response.)

21 CHAIRMAN ZALEWSKI: Hearing none, the  
22 Order is approved.

23 Moving on to our Water and Sewer  
24 Items.

1                   Item W-1 concerns a Commission  
2 Resolution to adopt amendments proposed by ICC  
3 Staff to Form 22 ILCC. This form is used in  
4 annual reporting for Water and Sewer Utilities.  
5 Are there any objections to approving the  
6 Resolution?

7                   (No response.)

8                   CHAIRMAN ZALEWSKI: Hearing none, the  
9 Resolution is approved.

10                  Item W-2 concerns Docket 19-0854,  
11 which is an Interim Order approving the  
12 agreements with the appraisers related to  
13 Illinois-American Water's asset purchase in  
14 LaSalle County. The Order finds that the terms  
15 of the engagement agreements are reasonable and  
16 compliant with the law.

17                  Are there any objections to approving  
18 the Interim Order?

19                  (No response.)

20                  CHAIRMAN ZALEWSKI: Hearing none, the  
21 Interim Order is approved.

22                  Moving onto our Miscellaneous item.

23                  Item M-1 is Docket 19-0803 which  
24 concerns Mt. Carmel's request to reconcile



1 charges collected under rider EPUFDC and Rider  
2 GPUFDC. The Order approves the reconciliation.

3 Are there any objections to approving  
4 the Order?

5 (No response.)

6 CHAIRMAN ZALEWSKI: Hearing none, the  
7 Order is approved.

8 Under our Petitions for Rehearing.

9 Item PR-1 concerns consolidated  
10 Docket 19-1725, 18-1824, which is the creation of  
11 ComEd's Rate Residential Time of Use Pricing  
12 Pilot. ComEd seeks rehearing regarding the  
13 manner in which capacity costs will be charged to  
14 customers under the new rate.

15 The Commission finds value in  
16 rehearing this issue to ensure that the Pricing  
17 Pilot is successful in evaluating customer  
18 behavioral changes.

19 Are there any objections to granting  
20 the Application for Rehearing?

21 (No response.)

22 CHAIRMAN ZALEWSKI: Hearing none, the  
23 Application for Rehearing is granted.

24 Under Item PR-2, we have two

1 Commission Actions in Docket 18-1775, which is  
2 Nicor's Proposed General Rate Increase. The two  
3 actions are: 1, Approving the Amendatory Order  
4 that corrects typographical errors and 2, the  
5 Applications for Rehearing.

6 The Amendatory Order corrects  
7 inconsistencies and typographical errors in the  
8 Findings paragraphs of the Commission's October  
9 2, 2019 Final Order in this docket. The proposed  
10 changes are uncontested.

11 Are there any objections to approving  
12 the Amendatory Order?

13 (No response.)

14 CHAIRMAN ZALEWSKI: Hearing none, the  
15 Amendatory Order is approved.

16 The Second Commission Action concerns  
17 Nicor and IIEC/CUB Applications for Rehearing.  
18 Both Nicor Gas and IIEC/CUB request rehearing on  
19 the Commission's finding regarding Nicor's return  
20 on equity. Nicor also requests rehearing on the  
21 issues related to Rider VBA, the AGL Services  
22 Company depreciation expense and the Pension and  
23 the other Post Employment Benefit expense.

24 The Commission is not persuaded to

1 grant a rehearing.

2 Are there any objections to denying  
3 the Applications for Rehearing?

4 (No response.)

5 CHAIRMAN ZALEWSKI: Hearing none, the  
6 Applications for Rehearing are denied.

7 Moving onto our Other Business Items.

8 Item O-1 concerns approvals of  
9 Batches, Contracts and Confirmations under the  
10 Illinois Adjustable Block Program. Are there any  
11 objections to approving the Procurement  
12 Administrator's Submissions?

13 (No response.)

14 CHAIRMAN ZALEWSKI: Hearing none, the  
15 submissions are approved.

16 Item O-2 concerns authorization for  
17 the Interim Executive Director to execute a  
18 contract for electric procurement monitor and  
19 associated Memorandum of Understanding.

20 Are there any objections to granting  
21 the authorization?

22 (No response.)

23 CHAIRMAN ZALEWSKI: Hearing none, the  
24 authorization is granted.

1                   And finally, Item O-3 concerns  
2 authorization to file a protest on Behalf of the  
3 Commission in the PJM Interconnection, LLC Docket  
4 No. ER15-1344-007.

5                   Are there any objections to granting  
6 the authorization?

7                   (No response.)

8                   CHAIRMAN ZALEWSKI: Hearing none, the  
9 authorization is granted.

10                  This concludes our Public Utilities  
11 Agenda. Judge Teague Kingsley, do we have any  
12 other matters to come before the Commission  
13 today?

14                  JUDGE TEAGUE KINGSLEY: No, Madam  
15 Chairman.

16                  CHAIRMAN ZALEWSKI: Thank you. Do  
17 any of the Commissioners have any other business  
18 to discuss?

19                  (No response.)

20                  CHAIRMAN ZALEWSKI: Hearing none and  
21 without objection, this meeting is adjourned.  
22 Thank you.

23                  (Meeting adjourned at 10:49 a.m.)

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