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BEFORE THE
ILLINOIS COMMERCE COMMISSION
REGULAR OPEN MEETING
PUBLIC UTILITY
Tuesday, December 20, 2016
Chicago, Illinois

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

- PRESENT:
- BRIEN J. SHEAHAN, Chairman
 - ANN MCCABE, Commissioner
 - SHERINA E. MAYE EDWARDS, Commissioner
 - MIGUEL DEL VALLE, Commissioner
 - JOHN R. ROSALES, Commissioner

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

1 CHAIRMAN SHEAHAN: Good morning. Are we ready to
2 proceed in Springfield?

3 CHIEF CLERK: Yes, we are.

4 CHAIRMAN SHEAHAN: Pursuant to the Open Meetings
5 Act, I call the December 20, 2016 Regular Open
6 Meeting to order.

7 Commissioners McCabe, del Valle, and
8 Edwards, and Rosales are present with me in Chicago.
9 We have a quorum.

10 We have no requests to speak and will,
11 therefore, move on to our Public Utility Agenda.

12 There are no edits to the Minutes of
13 our December 6, 2016 Regular Open Meeting.

14 Are there any objections to approving
15 the Minutes?

16 (No response.)

17 Hearing none, the Minutes are
18 approved.

19 Moving on to our Electric Agenda, Item
20 E-1 concerns a consumer complaint against ComEd.

21 Are there any objections to granting
22 the Stipulation and Joint Motion to Dismiss?

1 (No response.)

2 Hearing none, the stipulation and
3 motion are granted.

4 Item E-2 concerns American
5 Transmission Company's Application for a Certificate
6 of Public Convenience and Necessity.

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

9 (No response.)

10 Hearing none, the Order is approved.

11 Item E-3 concerns Mt. Carmel's
12 proposed increase in electric rates.

13 Are there any objections to approving
14 the proposed Resuspension Order?

15 (No response.)

16 Hearing none, the Resuspension Order
17 is approved.

18 Items E-4 and 5 concern Applications
19 for ABC Licenses.

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

1 (No response.)

2 Hearing none, the Orders are approved.

3 Item E-6 concerns Starion Energy's
4 Application for a Certificate of Service Authority.

5 Is there a motion to grant the
6 certificate?

7 COMMISSIONER ROSALES: So moved.

8 CHAIRMAN SHEAHAN: Is there a second?

9 COMMISSIONER McCABE: Seconded.

10 CHAIRMAN SHEAHAN: Any discussion?

11 Commissioner del Valle, I believe you
12 have comments.

13 COMMISSIONER del VALLE: Yes. Thank you,
14 Mr. Chairman.

15 This Order grants Starion Energy's
16 Application for a Certificate of Service. This is
17 despite the fact that Starion is the subject of five
18 investigations in four states seeking a binding
19 determination regarding Starion's compliance with
20 rules and regulations related to solicitation and
21 authorization. Of these investigations, Starion
22 disclosed only one with its application.

1 Opposed, say nay?

2 COMMISSIONER McCABE: Nay.

3 COMMISSIONER del VALLE: Nay.

4 CHAIRMAN SHEAHAN: The ayes have it and the vote
5 is 3 to 2 and the Certificate is granted.

6 Item E-7, American Power & Gas, is an
7 Application for a Certificate of Service Authority.

8 Are there any objections to approving
9 the proposed Order -- excuse me -- granting the
10 Certificate?

11 (No response.)

12 Hearing none, the Order is approved.

13 Moving on to our Gas Agenda, Item G-1
14 concerns Nicor's filing to update citations and
15 certain tariffs.

16 Are there any objections to not
17 suspending the filing?

18 (No response.)

19 Hearing none, the filing is not
20 suspended.

21 Item G-2 concerns U.S. Steel's plan
22 for the inspection and maintenance of its pipeline

1 facilities.

2 Commissioner del Valle, I believe you
3 have a comment.

4 COMMISSIONER del VALLE: Yes. Thank you,
5 Mr. Chairman.

6 This Order finds that the Commission
7 has jurisdiction over the pipes in question here.
8 This Order also finds that none of the Commission's
9 pipeline safety regulations cover these types of
10 pipes. I agree on both and will be voting to
11 approve.

12 I disagree, however, that Staff should
13 be instructed to put together a report making its
14 case for why regulation is necessary when Staff has
15 already done so in testimony, which is quoted by
16 this Order, explaining the need for regulation based
17 on safety concerns.

18 Rather than unnecessarily delaying
19 this process, Staff should have been clearly
20 instructed to return to us with the proposed
21 rulemaking that would cover these and
22 similarly-situated pipes that are not covered by our

1 existing rules.

2 I urge Staff not to delay in
3 submitting its report and for it to include a
4 proposal to initiate a rulemaking and proposed
5 rules. This is a safety concern. Thank you.

6 CHAIRMAN SHEAHAN: Thank you.

7 Are there any other comments?

8 (No response.)

9 Are there any objections to approving
10 the proposed Order dismissing the proceeding?

11 (No response.)

12 Hearing none, the Order is approved.

13 Moving on to Item G-3 concerns a
14 consumer complaint against Peoples Gas.

15 Any objections to granting the Joint
16 Motion to Dismiss?

17 (No response.)

18 Hearing none, the motion is granted.

19 Moving on to our Telecommunications
20 Agenda, Item T-1 concerns Onvoy Spectrum's
21 Application for a Certificate of Service Authority.

22 Are there any objections to approving

1 the proposed Order granting the Certificate?

2 (No response.)

3 Hearing none, the Order is approved.

4 Item T-2 concerns Vodafone's
5 Application to Cancel its Certificate of its
6 Associated Tariff.

7 Are there any objections to approving
8 the proposed Order canceling the certificate as to
9 its Associated Tariff?

10 (No response.)

11 Hearing none, the Order is approved.

12 Move on to the Petitions for
13 Rehearing, PR-1 concerns North Shore and Peoples'
14 Purchase of Receivables Rider.

15 Is there a motion to deny the
16 Application for Rehearing?

17 COMMISSIONER MAYE EDWARDS: So moved.

18 CHAIRMAN SHEAHAN: Is there a second?

19 COMMISSIONER ROSALES: Seconded.

20 CHAIRMAN SHEAHAN: Any discussion?

21 (No response.)

22 All those in favor, say aye.

1 COMMISSIONER MAYE EDWARDS: Aye.

2 COMMISSIONER ROSALES: Aye.

3 COMMISSIONER McCABE: Aye.

4 CHAIRMAN SHEAHAN: Aye.

5 Opposed, say nay.

6 COMMISSIONER del VALLE: Nay.

7 CHAIRMAN SHEAHAN: The vote is 4 to 1 and the
8 Application for Rehearing is denied.

9 Item PR-2 concerns ComEd's Formula
10 Rate Update and Revenue Requirement Reconciliation.

11 Are there any objections to granting
12 the Joint Application for Rehearing and directing
13 the Administrative Law Judge to set a schedule in
14 the rehearing proceeding consistent with the
15 schedule proposed in the application?

16 (No response.)

17 Hearing none, the application is
18 granted.

19 Judge Kimbrel, do you have any other
20 matters to bring before the Commission?

21 JUDGE KIMBREL: No, Mr. Chairman.

22 CHAIRMAN SHEAHAN: Commissioners, do you have any

1 other matters you would like to bring before the
2 Commission?

3 (No response.)

4 Seeing none and without objection, we
5 stand adjourned. Thank you.

6 (Whereupon, the above
7 matter was adjourned.)

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