

1 transcript.)

2 CHAIRMAN SCOTT: We now move to the Public
3 Utilities agenda. First up is the approval of
4 minutes from the March 9 Electric Vehicle Policy
5 Meeting. I understand that amendments have been
6 forwarded. Is there a motion to amend the minutes?

7 COMMISSIONER ELLIOTT: So moved.

8 CHAIRMAN SCOTT: Is there a second?

9 ACTING COMMISSIONER COLGAN: Second.

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

11 All in favor say aye.

12 COMMISSIONERS: Aye.

13 CHAIRMAN SCOTT: Any opposed, nay.

14 (No response.)

15 The vote is five to nothing amending
16 the minutes from March 9.

17 Is there now a motion to approve the
18 minutes as amended?

19 COMMISSIONER ELLIOTT: So moved.

20 CHAIRMAN SCOTT: Is there a second?

21 ACTING COMMISSIONER COLGAN: Second.

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

1 All in favor say aye.

2 COMMISSIONERS: Aye.

3 CHAIRMAN SCOTT: Any opposed, nay.

4 (No response.)

5 The vote is five to nothing approving
6 the minutes from the March 9 EVP meeting as amended.

7 Next up are the minutes from our March
8 15 Regular Open Meeting. I understand amendments
9 have been forwarded. Is there a motion to amend the
10 minutes?

11 COMMISSIONER ELLIOTT: So moved.

12 CHAIRMAN SCOTT: Is there a second?

13 ACTING COMMISSONER COLGAN: Second.

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

15 All in favor say aye.

16 COMMISSIONERS: Aye.

17 CHAIRMAN SCOTT: Any opposed, nay.

18 (No response.)

19 The vote is five to nothing amending
20 the minutes from March 15.

21 Is there a motion now to approve the
22 minutes as amended?

1 COMMISSIONER ELLIOTT: So moved.

2 CHAIRMAN SCOTT: Is there a second?

3 ACTING COMMISSIONER COLGAN: Second.

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

5 All in favor say aye.

6 COMMISSIONERS: Aye.

7 CHAIRMAN SCOTT: Any opposed, nay.

8 (No response.)

9 The vote is five to nothing approving
10 the minutes from the March 15 Regular Open Meeting as
11 amended.

12 Starting with the Electric portion of
13 today's agenda, Item E-1 (11-0341) involves
14 commencing reconciliation proceedings surrounding
15 Ameren's Rider EDR and GER for energy efficiency and
16 demand-response cost recoveries. Staff recommends
17 that the Commission enter an Order commencing the
18 reconciliation proceeding. Is there a motion to
19 enter an Order commencing the proceeding?

20 COMMISSIONER ELLIOTT: So moved.

21 CHAIRMAN SCOTT: Is there a second?

22 ACTING COMMISSIONER COLGAN: Second.

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

2 All in favor say aye.

3 COMMISSIONERS: Aye.

4 CHAIRMAN SCOTT: Any opposed, nay.

5 (No response.)

6 The vote is five to nothing and the
7 Order is entered.

8 We will use this five to nothing vote
9 for the remainder of the Public Utilities agenda,
10 unless otherwise noted.

11 Item E-2 concerns ComEd's proposed
12 tariff sheet to establish a Rate GAP regarding
13 Government Aggregation Protocols. Staff recommends
14 that the Commission allow the Company's proposal by
15 not suspending the filing.

16 Is there any discussion?

17 (No response.)

18 Any objections?

19 (No response.)

20 Hearing none, the filing will not be
21 suspended.

22 Item E-3 is Docket Number 09-0460.

1 This item concerns a filing made by BlueStar
2 concerning the Ameren Illinois Utilities' policy on
3 the cancellation of internet enrollment and whether
4 Ameren's policy is consistent with the Commission's
5 rules. ALJ Albers recommends that the Commission
6 enter an Order granting the relief requested by
7 BlueStar and directing Ameren to file tariffs
8 consistent with Part 453 of the Administrative Code
9 within 14 days.

10 Is there any discussion?

11 (No response.)

12 Any objection?

13 (No response.)

14 Hearing none, the Order is entered.

15 Item E-4 is Docket Number 10-0157.

16 This is Chiku Enterprises' complaint as to billing
17 and/or charges against GDF SUEZ Energy Resources.

18 Before us is a Motion to Dismiss brought by the

19 Respondent. This item has been on our agenda for a
20 few months now, and I believe we have reached some
21 resolution between offices on some consensus

22 revisions that do not change ALJ Riley's conclusion.

1 I will go ahead and introduce these
2 revisions. With the revisions we want to maintain
3 the conclusion that the Commission does have
4 jurisdiction over this matter and denying the Motion
5 to Dismiss. But we did want to streamline the
6 discussion of Section 16-116 and also advise the
7 Complainant that there may be value in filing an
8 amended complaint, as much of the confusion in this
9 matter may have come from the fact that the
10 Complainant initially filed without the assistance of
11 counsel. Now that the Complainant has the assistance
12 of counsel, the entire process may benefit through
13 bringing more clarity and organization to the
14 complaint and categorically framing what is truly at
15 issue between the parties.

16 Is there any discussion on these
17 revisions?

18 COMMISSIONER ELLIOTT: Mr. Chairman, I
19 certainly support the revisions that were put forth.
20 I think it adds a lot of clarity to the Order and
21 hopefully will bring a swifter resolution of the
22 issue.

1 Is there a motion to enter the Order
2 as revised?

3 COMMISSIONER ELLIOTT: So moved.

4 CHAIRMAN SCOTT: Is there a second?

5 ACTING COMMISSIONER COLGAN: Second.

6 CHAIRMAN SCOTT: It's been moved and seconded.
7 All in favor say aye.

8 COMMISSIONERS: Aye.

9 CHAIRMAN SCOTT: Any opposed?

10 (No response.)

11 The vote is five to nothing and the
12 Order as amended is approved.

13 Item E-5 is Docket Number 10-0292.

14 This is New Jerusalem Pentecostal Ministries'
15 complaint as to billing and/or charges against
16 AmerenIP. ALJ Tapia recommends that the Commission
17 enter an Order denying the complaint based on the
18 record evidence in the case.

19 Is there any discussion?

20 (No response.)

21 Any objections?

22 (No response.)

1 Hearing none, the Order is entered and
2 the complaint is denied.

3 Item E-6 is Docket Number 10-0740.
4 This is Chris Hitler's complaint as to billing and/or
5 charges against ComEd. We have previously entered an
6 Order in this matter dismissing the complaint with
7 prejudice, but up today is an Amendatory Order
8 indicating that the complaint is actually dismissed
9 without prejudice. ALJ Kimbrel recommends that we
10 enter this Amendatory Order.

11 Is there any discussion?

12 (No response.)

13 Any objections?

14 (No response.)

15 Hearing none, the Amendatory Order is
16 entered.

17 Item E-7 is Docket Number 10-0326.
18 This is IPC's complaint surrounding ComEd allegedly
19 having mailed a civil court summons to an incorrect
20 address. ALJ Benn recommends that the Commission
21 enter an Order dismissing the matter without
22 prejudice for want of prosecution.

1 Is there any discussion?

2 (No response.)

3 Any objections?

4 (No response.)

5 Hearing none, the Order is entered and
6 the case is dismissed.

7 Items E-8 through E-14 (10-0546,
8 10-0729, 10-0730, 11-0032, 11-0074, 11-0081, 11-0163)
9 can be taken together. These items are all customer
10 complaints as to billing and/or charges against
11 ComEd. In each case the parties have apparently
12 resolved their differences and brought Joint Motions
13 to Dismiss which the ALJs in each case recommend that
14 we grant.

15 Is there any discussion?

16 (No response.)

17 Any objections?

18 (No response.)

19 Hearing none, the Joint Motions to
20 Dismiss are granted.

21 Item E-15 is Docket Number 10-0079.

22 This is AmerenIP's petition for a Certificate of

1 Public Convenience and Necessity to build and operate
2 a new 345,000 volt electric line in Macon County.
3 ALJ Tapia recommends that the Commission enter an
4 Order approving the project and granting the
5 requested certificate.

6 Is there any discussion?

7 (No response.)

8 Any objections?

9 (No response.)

10 Hearing none, the Order is entered.

11 Item E-16 is Docket Number 10-0647.

12 This is Biofuels Technology's application for
13 licensure as an Agent, Broker and Consultant under
14 16-115C of the Public Utilities Act. ALJ Yoder
15 recommends that the Commission enter an Order denying
16 the requested certificate due to the Applicant's
17 failure to provide sufficient evidence regarding his
18 qualification.

19 Is there any discussion?

20 (No response.)

21 Any objections?

22 (No response.)

1 Hearing none, the Order is entered and
2 the application is denied.

3 Items E-17 and E-18 (10-0647, 10-0700)
4 can be taken together. These items concern
5 applications for the licensure of Agents, Brokers and
6 Consultants under Section 16-115C of the Public
7 Utilities Act. In each case ALJ Yoder recommends
8 that the Commission enter an Order granting the
9 requested certificate.

10 Is there any discussion?

11 (No response.)

12 Any objections?

13 (No response.)

14 Hearing none, the Orders are entered
15 and the certificates are granted.

16 Item E-19 is Docket Number 11-0270.
17 This is Olin Brass' application for a Certificate of
18 Service Authority to operate as an alternative retail
19 electric supplier. ALJ Tapia recommends that the
20 Commission enter an Order granting the requested
21 certificate.

22 Is there any discussion?

1 (No response.)

2 Any objections?

3 (No response.)

4 Hearing none, the Order is entered and
5 the certificate is granted.

6 Item E-20 is Docket Number 11-0143.

7 This is American Energy USA's application for
8 licensure as an Agent, Broker and Consultant under
9 Section 16-115C of the Public Utilities Act. The
10 Applicant has filed a Motion to Withdraw, and ALJ
11 Yoder recommends that the Commission grant this
12 motion.

13 Is there any discussion?

14 (No response.)

15 Any objections?

16 (No response.)

17 Hearing none, the Motion to Withdraw
18 is granted.

19 Item E-21 is Docket Number 11-0247.

20 This is MC Squared Energy Services' application for a
21 Certificate of Service Authority to operate as an
22 alternative retail electric supplier. The Applicant

1 has filed a Motion to Withdraw, and ALJ Tapia
2 recommends that the Commission grant this motion.

3 Is there any discussion?

4 (No response.)

5 Any objections?

6 (No response.)

7 Hearing none, the Motion to Withdraw
8 is granted.

9 Items E-22 through E-31 (11-0202,
10 11-0214, 11-0222, 11-0273, 11-0287, 11-0290, 11-0305,
11 11-0306, 11-0313, 11-0314) can be taken together.
12 Each of these items concern petitions to protect
13 against the disclosure of confidential and/or
14 proprietary information. In each case the ALJ
15 recommends entry of an Order granting the requested
16 relief for a period of two years.

17 Is there any discussion?

18 (No response.)

19 Any objections?

20 (No response.)

21 Hearing none, the Orders are entered
22 and the requested relief is granted for two years.

1 Items E-32 and E-33 (11-0272, 11-0307)
2 can be taken together. These items each concern
3 petitions for confidential treatment for financial
4 information and reports made under Title 83, Part
5 454, of the Administrative Code. In each case ALJ
6 Albers recommends that the Commission dismiss the
7 docket because such treatment is already statutorily
8 authorized under Section 16-115C of the Public
9 Utilities Act.

10 Is there any discussion?

11 (No response.)

12 Any objections?

13 (No response.)

14 Hearing none, the dockets are
15 dismissed.

16 Moving now to Gas, Item G-1 is Docket
17 Number 06-0744. This is a reconciliation case for
18 Consumers Gas Company concerning revenues collected
19 under gas adjustment charges. ALJ Yoder recommends
20 that the Commission enter an Order approving the
21 reconciliation.

22 Is there any discussion?

1 (No response.)

2 Any objections?

3 (No response.)

4 Hearing none, the Order is entered.

5 Item G-2 is Docket Number 08-0624.

6 This is a reconciliation case for AmerenCIPS
7 concerning revenues collected under gas adjustment
8 charges. ALJ Yoder recommends that the Commission
9 enter an Order approving the reconciliation.

10 Is there any discussion?

11 (No response.)

12 Any objections?

13 (No response.)

14 Hearing none, the Order is entered.

15 Item G-3 is Docket Numbers 09-0436 and
16 09-0437 Consolidated. This is the Peoples and North
17 Shore Gas energy efficiency case concerning the
18 reconciliation of efficiency expenditures and
19 revenues collected under Rider EEP. The Commission
20 previously entered an Order disallowing a small sum
21 in connection with respective wall installation
22 program costs, and before us today is an Amendatory

1 Order drafted by Staff to simply include proposed
2 appendices regarding the actual calculations. ALJ
3 Gilbert recommends that the Commission enter the
4 Amendatory Order.

5 Is there any discussion?

6 (No response.)

7 Any objections?

8 (No response.)

9 Hearing none, the Amendatory Order is
10 entered.

11 Items G-4 and G-5 (11-0159, 11-0160)
12 can be taken together. These items concern petitions
13 by Peoples and North Shore Gas regarding waivers over
14 the application of certain provisions of Title 83,
15 Part 285, of the Administrative Code in the
16 Companies' recent rate case filings. ALJ Hilliard
17 and Kimbrel recommend that the Commission enter
18 Orders granting the requested relief.

19 Is there any discussion?

20 (No response.)

21 Any objections?

22 (No response.)

1 Hearing none, the Orders are entered
2 and the requested waivers are granted.

3 Items G-6 and G-7 (11-0187, 11-0188)
4 can be taken together. These items are petitions
5 requesting confidential and/or proprietary treatment
6 for certain information in the Petitioner's 2010
7 Annual Dekatherm Reports. In each case ALJ Albers
8 recommends that the Commission enter an Order
9 granting the requested relief.

10 Is there any discussion?

11 (No response.)

12 Any objections?

13 (No response.)

14 Hearing none, the Orders are entered
15 and the requested treatment is granted.

16 Moving now to Telecommunications, Item
17 T-1 is Docket Number 11-0069. This is Zayo Group's
18 application for a Certificate of Local and
19 Interexchange Authority to operate as a reseller and
20 facilities-based carrier of telecommunications
21 services. ALJ Teague recommends that the Commission
22 enter an Order granting the requested certificates.

1 Is there any discussion?

2 (No response.)

3 Any objections?

4 (No response.)

5 Hearing none, the Order is entered and
6 the requested certificates are granted.

7 Item T-2 is Docket Number 11-0177.

8 This is Conexion Wireless' application for a
9 Certificate of Authority to operate as a prepaid
10 wireless provider. ALJ Riley recommends that the
11 Commission enter an Order granting the requested
12 certificate.

13 Is there any discussion?

14 (No response.)

15 Any objections?

16 (No response.)

17 Hearing none, the Order is entered and
18 the certificate is granted.

19 Item T-3 is Docket Number 11-0104.

20 This is Global Crossing North American Network's
21 Petition to Cancel its Certificate of Interexchange
22 Authority previously issued in Docket Number 86-0314.

1 ALJ Benn recommends that the Commission enter an
2 Order granting the petition and cancelling the
3 certificate.

4 Is there any discussion?

5 (No response.)

6 Any objections?

7 (No response.)

8 Hearing none, the Order is entered and
9 the certificate is cancelled.

10 Item T-4 is Docket Number 11-0216.

11 This is T-Netix's Petition to Withdraw its
12 Certificate of Interexchange Authority previously
13 issued and modified in 1994. ALJ Benn recommends
14 that the Commission enter an Order granting the
15 petition and cancelling the certificate.

16 Is there any discussion?

17 (No response.)

18 Any objections?

19 (No response.)

20 Hearing none, the Order is entered and
21 the certificate is cancelled.

22 Item T-5 is Docket Number 11-0085.

1 This is the County of LaSalle's petition to establish
2 enhanced 9-1-1 emergency telephone service. ALJ
3 Albers recommends that the Commission enter an Order
4 granting the County's petition.

5 Is there any discussion?

6 (No response.)

7 Any objections?

8 (No response.)

9 Hearing none, the Order is entered.

10 Item T-6 is Docket Number 11-0090.

11 This is a joint petition for the approval of a Third
12 Amendment to an Interconnection Agreement between
13 Illinois Bell Telephone Company and Millennium 2000.
14 ALJ Baker recommends that the Commission enter an
15 Order approving the agreement.

16 Is there any discussion?

17 (No response.)

18 Any objections?

19 (No response.)

20 Hearing none, the Order is entered.

21 Item T-7 is Docket Number 10-0533.

22 This is Illinois Consolidated Telephone Company's

1 petition for consent and approval of an equipment
2 location agreement with Kentucky Data Link pursuant
3 to Section 7-102 of the Public Utilities Act. ALJ
4 Tapia recommends that the Commission enter an Order
5 granting the requested relief.

6 Is there any discussion?

7 (No response.)

8 Any objections?

9 (No response.)

10 Hearing none, the Order is entered.

11 Items T-8 through T-17 (11-0010,
12 11-0011, 11-0038, 11-0039, 11-0071, 11-0072, 11-0105,
13 11-0111, 11-0166, 11-0245) can be taken together.
14 Each of these items concern petitions to protect
15 against the disclosure of confidential and/or
16 proprietary information. In each case the ALJ
17 recommends entry of an Order granting the requested
18 relief for a period of two years.

19 Is there any discussion?

20 (No response.)

21 Any objections?

22 (No response.)

1 Hearing none, the Orders are entered
2 and the requested relief is granted for two years.

3 Items T-18 through T-25 (11-0168,
4 11-0169, 11-0170, 11-0171, 11-0172, 11-0173, 11-0174,
5 11-0175) can be taken together. These items concern
6 investigations into the propriety of continued
7 five-year confidential treatment of certain Annual
8 Reports filed by telecommunications carriers. In
9 each case ALJ Albers recommends that the Commission
10 enter an Order modifying the previously granted
11 relief concerning proprietary treatment by providing
12 that the Respondent may request such treatment of its
13 Annual Reports on an individual basis as it deems
14 appropriate.

15 Is there any discussion?

16 (No response.)

17 Any objections?

18 (No response.)

19 Hearing none, the Orders are entered
20 and the previously granted relief is modified.

21 We have one Water and Sewer item up on
22 today's agenda. Item W-1 is a competitive service

1 tariff filing by Illinois-American Water Company
2 concerning selling water to Center Ethanol Company.
3 Staff recommends that the Commission allow the
4 Company's proposal by not suspending the filing.

5 Is there any discussion?

6 (No response.)

7 Any objections?

8 (No response.)

9 Hearing none, the filing will not be
10 suspended.

11 Our final item today is a FERC matter
12 for which we will go into closed session. Is there a
13 motion to go into closed session?

14 ACTING COMMISSIONER COLGAN: So move.

15 CHAIRMAN SCOTT: Is there a second?

16 COMMISSIONER ELLIOTT: Second.

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

18 All in favor say aye.

19 COMMISSIONERS: Aye.

20 CHAIRMAN SCOTT: Opposed say nay.

21 (No response.)

22 The vote is five to nothing to go into

1 closed session. Please let me know when the room is
2 cleared in Chicago.

3 (Whereupon at this point
4 pages 28 - 33 of the
5 proceedings are
6 contained in a separate
7 closed transcript.)

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CONTINUATION OF PROCEEDINGS

COMMISSIONER O'CONNELL-DIAZ: I don't see a mad rush of people coming back in.

CHAIRMAN SCOTT: I take it that means you are ready. So we are now back in open session. While we were in closed session, the Commission discussed making a filing with FERC in FERC Docket Number RM10-17-000. Is there a motion to make the filing 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 say nay.

(No response.)

The vote is five to nothing and the comments will be filed with FERC.

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

JUDGE WALLACE: Not in this meeting, Mr.

1 Chairman.

2 CHAIRMAN SCOTT: Thank you very much, sir.

3 This meeting stands adjourned.

4 MEETING ADJOURNED

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