

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

BEFORE THE
ILLINOIS COMMERCE COMMISSION
REGULAR OPEN MEETING
(PUBLIC UTILITIES)
Springfield, Illinois
Tuesday, September 10, 2013

Met, pursuant to notice, at 10:30 a.m. at
527 East Capitol Avenue, Springfield, Illinois.

PRESENT:

MR. DOUGLAS P. SCOTT, Chairman

MR. JOHN T. COLGAN, Commissioner

MS. ANN McCABE, Commissioner (by video)

MR. MIGUEL del VALLE, Acting Commissioner (by video)

MS. SHERINA E. MAYE, Acting Commissioner (by video)

MIDWEST LITIGATION SERVICES, by
Angela C. Turner, Reporter
CSR #084-004122

1 PROCEEDINGS

2 CHAIRMAN SCOTT: Pursuant to the provisions
3 of the Open Meetings Act, I now convene a Regular
4 Open Meeting of the Illinois Commerce Commission.
5 With me in Springfield is Commissioner Colgan. In
6 Chicago are Commissioner McCabe, Acting Commissioner
7 del Valle and Acting Commissioner Maye. I'm Chairman
8 Scott. We have a quorum.

9 Before moving into the agenda, according to
10 Section 1700.10 of Title 2 of the Administrative
11 Code, this is the time we allow members of the public
12 to address the Commission. Members of the public
13 wishing to address the Commission must notify the
14 Chief Clerk's office at least 24 hours prior to
15 Commission meetings. According to the Chief Clerk's
16 office, we have no requests to speak at today's
17 meeting.

18 The first item of business on today's agenda
19 is the approval of minutes from our August 20th
20 Regular Open Meeting. I understand the amendments
21 have been forwarded.

22 Is there a motion to amend the minutes?

23 ACTING COMMISSIONER MAYE: So moved.

24 CHAIRMAN SCOTT: Is there a second?

1 COMMISSIONER McCABE: Seconded.

2 CHAIRMAN SCOTT: It's been moved and
3 seconded. All in favor, say "aye".

4 ("Ayes" heard.)

5 CHAIRMAN SCOTT: Any opposed?

6 (No response.)

7 CHAIRMAN SCOTT: The vote is five to nothing
8 and the amendments are adopted.

9 Is there now a motion to approve the minutes
10 as amended?

11 COMMISSIONER COLGAN: So moved.

12 CHAIRMAN SCOTT: Is there a second?

13 COMMISSIONER MCCABE: Second.

14 CHAIRMAN SCOTT: Moved and seconded. All in
15 favor say "aye".

16 ("Ayes" heard.)

17 CHAIRMAN SCOTT: Any opposed?

18 (No response.)

19 CHAIRMAN SCOTT: The vote is five to nothing
20 and the August 20th minutes, as amended, are
21 approved.

22 Item two concerns revisions to Ameren's
23 formula rate structure and protocols. Staff
24 recommends that the filing be suspended and the

1 matter set for hearing.

2 Is there any discussion?

3 (No response.)

4 CHAIRMAN SCOTT: Is there a motion to
5 suspend the filing?

6 COMMISSIONER COLGAN: So moved.

7 CHAIRMAN SCOTT: Is there a second?

8 COMMISSIONER McCABE: Second.

9 CHAIRMAN SCOTT: It's been moved and
10 seconded. All in favor say "aye".

11 ("Ayes" heard.)

12 CHAIRMAN SCOTT: Any opposed?

13 (No response.)

14 CHAIRMAN SCOTT: The vote is five to nothing
15 and the filing is suspended.

16 We will use this five to nothing vote for
17 the remainder of today's Regular Open Meeting Agenda
18 unless otherwise noted.

19 Item three is Docket Number 13-0462. This
20 is Nasreen Khan's complaint against ComEd as to
21 erroneous billing. Parties have apparently settled
22 their differences and the Complainant has filed a
23 motion to withdraw her complaint, which ALJ Teague
24 recommends we grant.

1 Is there any discussion?

2 (No response.)

3 CHAIRMAN SCOTT: Are there any objections?

4 (No response.)

5 CHAIRMAN SCOTT: Hearing none, the motion is
6 granted.

7 Item four is Docket Number 13-0456. This is
8 Ameren's petition for an Order pursuant to Section
9 8-509 of the Public Utilities Act authorizing the use
10 of eminent domain in Champaign County.

11 ALJ Von Qualen recommends entry of an Order
12 granting the requested relief.

13 Is there any discussion?

14 (No response.)

15 CHAIRMAN SCOTT: Are there any objections?

16 (No response.)

17 CHAIRMAN SCOTT: Hearing none, the Order is
18 entered.

19 Item five is Docket Number 13-0361. This is
20 Nicor's application for permanent Certificate of
21 Public Convenience and Necessity under Section 8-406
22 of the Public Utilities Act to construct, operate and
23 maintain gas distribution facilities and to transact
24 the business of furnishing gas service to the public

1 in Carroll County. ALJ Jorgenson recommends entry of
2 an Order granting the certificate.

3 Is there any discussion?

4 (No response.)

5 CHAIRMAN SCOTT: Are there any objections?

6 (No response.)

7 CHAIRMAN SCOTT: Hearing none, the Order is
8 entered.

9 Items 6 and 7 can be taken together. These
10 items are petitions for cancellation of service
11 authority to operate as a customer-owned pay
12 telephone service. In both cases, ALJ Baker
13 recommends entry of an Order granting the withdrawal
14 of the Certificate of Service Authority.

15 Is there any discussion?

16 (No response.)

17 CHAIRMAN SCOTT: Are there any objections?

18 (No response.)

19 CHAIRMAN SCOTT: Hearing none, the Orders
20 are entered.

21 Item 8 is Docket Number 12-0116. This is
22 NTS Services' complaint against Gallatin River
23 Communications and a request for a Declaratory Ruling
24 pursuant to Section 13-515 and 10-108 of the Public

1 Utilities Act. Parties have filed a Joint Motion to
2 Dismiss. ALJ Von Qualen recommends entry of an Order
3 granting the Motion to Dismiss with prejudice and
4 assessing Commission costs to NTS.

5 Is there any discussion?

6 (No response.)

7 CHAIRMAN SCOTT: Any objections?

8 (No response.)

9 CHAIRMAN SCOTT: Hearing none, the Order is
10 entered and the complaint is dismissed.

11 Item nine is Docket Number 11-0543. This is
12 TAG Mobile's application for designation as an
13 eligible telecommunications carrier. The applicant
14 has filed a Motion to Withdraw, which ALJ Riley
15 recommends we grant.

16 Is there any discussion?

17 (No response.)

18 CHAIRMAN SCOTT: Are there any objections?

19 (No response.)

20 CHAIRMAN SCOTT: Hearing none, the motion is
21 granted.

22 Item ten is Docket Number 13-0374. This is
23 Universal Telephone Assistance Corporation's petition
24 for determination of the amount and form of

1 supplemental assistance to be provided by local
2 exchange telecom carriers. ALJ Riley recommends
3 entry of an Order granting the petition.

4 Is there any discussion?

5 (No response.)

6 CHAIRMAN SCOTT: Any objections?

7 (No response.)

8 CHAIRMAN SCOTT: Hearing none, the Order is
9 entered.

10 Item 11 is Docket Number 13-0451. This is
11 USCOC of Central Illinois' petition to cancel its
12 joint petitioners' Certificates of Service Authority
13 to provide commercial mobile radio service pursuant
14 to Section 13-401 of the Public Utilities Act. Joint
15 petitioners have previously merged into USCOC. ALJ
16 Riley recommends entry of an Order granting the
17 requested relief.

18 Is there any discussion?

19 (No response.)

20 CHAIRMAN SCOTT: Any objections?

21 (No response.)

22 CHAIRMAN SCOTT: Hearing none, the Order is
23 entered.

24 Item 12 is Docket Number 13-0452. This is

1 USCOC of Central Illinois' petition to amend a
2 Certificate of Service Authority to provide
3 commercial mobile radio service to include the
4 authorizations previously granted in joint
5 petitioners referred to in Docket Number 13-0451.
6 ALJ Riley recommends entry of an Order amending the
7 certificate.

8 Is there any discussion?

9 (No response.)

10 CHAIRMAN SCOTT: Any objections?

11 (No response.)

12 CHAIRMAN SCOTT: Hearing none, the Order is
13 entered.

14 Items 13 and 14 can be taken together.
15 These items are joint petitions for approval of or
16 amendment to Interconnection Agreements between AT&T
17 and Local Access and AT&T and RCN. In both cases,
18 ALJ Baker recommends entry of an Order approving the
19 agreement or amendment to the agreement.

20 Is there any discussion?

21 (No response.)

22 CHAIRMAN SCOTT: Any objections?

23 (No response.)

24 CHAIRMAN SCOTT: Hearing none, the Orders

1 are entered.

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

4 JUDGE WALLACE: No other matters. But it is
5 that time of the year. I am working on a calendar to
6 submit to the Commission for next year. I know
7 you're looking forward to it.

8 CHAIRMAN SCOTT: But we are, absolutely.
9 Thank you very much.

10 Hearing nothing else to come before the
11 Commission today, the meeting stands adjourned.

12 Thank you everyone.

13 (Whereupon, no further proceedings
14 were had at the Regular Open
15 Meeting.)

16

17

18

19

20

21

22

23

24

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

CERTIFICATE OF REPORTER

I, Angela C. Turner, a Certified Shorthand Reporter within and for the State of Illinois, do hereby certify that the meeting aforementioned was held on the time and in the place previously described.

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

License No. 084-004122