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BEFORE THE  
ILLINOIS COMMERCE COMMISSION  
PUBLIC UTILITIES REGULAR OPEN MEETING  
Thursday, February 2nd, 2023  
Chicago, Illinois  
  
Met pursuant to notice via videoconference at  
11:30 AM at 160 North LaSalle Street, Chicago,  
Illinois.

PRESENT:  
CARRIE ZALEWSKI, Chairwoman  
D. ETHAN KIMBREL, Commissioner  
MICHAEL T. CARRIGAN, Commissioner  
ANN MCCABE, Commissioner

BRIDGES COURT REPORTING  
BY: Quinn Dean  
Notary Public

1 CHAIR ZALEWSKI: Hi. Good morning. I have  
2 11:30. I'm going to go ahead and begin. Under the  
3 Open Meetings Act, I call the February 2nd, 2023,  
4 Regular Open Meeting to order. Commissioners Kimbrel,  
5 Carrigan, and McCabe are with me in Chicago. We have a  
6 quorum. We have no request to speak.

7 We're moving onto our Public Utilities  
8 Agenda.

9 There are edits to the January 5th,  
10 2023, Regular Open Meeting minutes.

11 Are there any objections to approving  
12 the minutes as edited?

13 (No verbal response.)

14 CHAIR ZALEWSKI: Hearing none, the minutes are  
15 approved. Under our electric items, Items E-1 through

16 Under our electric items, Items E-1 through  
17 E-17 concern orders initiating proceedings to determine whether to  
18 terminate the licenses of retail electric supply agents,  
19 brokers or consultants. The orders initiate the termination  
20 proceedings due to failure to comply with licensing requirements.  
21 The orders direct license to appear before the Administrative  
22 Law Judge to show cause as to why the Commission should

1 not deem the licenses abandoned and subsequently terminated.

2 Are there any objections to considering  
3 these items together and approving the orders?

4 (No verbal response.)

5 CHAIR ZALEWSKI: Hearing none, the orders are  
6 approved.

7 Item E-18 concerns a complaint against  
8 ComEd regarding an electrical power surge in Streator,  
9 Illinois. The order denies the complaint, finding that  
10 the complainant failed to state a cause of action that  
11 would be actionable under the Public Utilities Act,  
12 Commission rules, or ComEd's tariff. The order  
13 dismisses the proceeding.

14 Are there any objections to approving  
15 the order?

16 (No verbal response.)

17 CHAIR ZALEWSKI: Hearing none, the order is  
18 approved.

19 Item E-19 concerns a petition for  
20 confidential treatment of a rate report. The  
21 Petitioner's indicated that it is no longer interested  
22 in pursuing its petition for confidential treatment and

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1 has filed a motion to withdraw. The ALJ recommends  
2 granting the motion.

3 Are there any objections to granting  
4 the motion to withdraw?

5 (No verbal response.)

6 CHAIR ZALEWSKI: Hearing none, the motion's  
7 granted.

8 Item E-20 concerns a complaint against  
9 ComEd regarding equipment damage in Elk Grove Village,  
10 Illinois. The order denies the complaint, finding that  
11 based on the testimony presented, the complainant  
12 failed to meet its burden proving that ComEd acted in a  
13 manner of willful default or negligence.

14 Are there any objections to approving  
15 the order?

16 (No verbal response.)

17 CHAIR ZALEWSKI: Hearing none, the order is  
18 approved.

19 Item E-21 concerns an application for a  
20 certificate of service authority to operate as an  
21 agent, broker or consultant for the procurement or sale  
22 of retail electricity supply. The order denies the

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1 application due to deficiencies in the application.

2 Are there any objections to approving  
3 the order?

4 (No verbal response.)

5 CHAIR ZALEWSKI: Hearing none, the order is  
6 approved.

7 Item E-22 concerns Train Energy  
8 Choices' petition for cancellation of certificate of  
9 service authority to act as an agent, broker or  
10 consultant in Illinois. The order cancels the  
11 certificate and directs the Petitioner to file its part  
12 454 report for calendar year 2021 within 14 calendar  
13 days of entry of the order.

14 Are there any objections to approving  
15 order?

16 (No verbal response.)

17 CHAIR ZALEWSKI: Hearing none, the order is  
18 approved.

19 Item E-23 concerns an application for  
20 certification to install distributed generation  
21 facilities. The order approves the application,  
22 finding that the applicant meets the requirements.

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1                           Are there any objections to approving  
2 the order?

3                           (No verbal response.)

4           CHAIR ZALEWSKI: Hearing none, the order is  
5 approved.

6                           Item E-24 concerns an application to  
7 install distributed generation facilities. The applicant  
8 indicates that it no longer wished to pursue the requested  
9 certification and moved to withdraw its application.

10                          Are there any objections to granting  
11 the motion to withdraw?

12                          (No verbal response.)

13           CHAIR ZALEWSKI: Hearing none, motion is granted.

14                          Item E-23 concerns the termination of a  
15 certificate of service authority to operate as an  
16 agent, broker or consultant. The order suspends the  
17 certificate for six months due to the Respondent's  
18 failure to comply with statutory and regulatory  
19 requirements for over two years.

20                          Are there any objections to approving  
21 the order?

22                          (No verbal response.)

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1 CHAIR ZALEWSKI: Hearing none, the order is  
2 approved.

3 JUDGE TEAGUE KINGSLEY: Excuse me, Madam Chair.

4 CHAIR ZALEWSKI: Yeah?

5 JUDGE TEAGUE KINGSLEY: Is that Item E-25?

6 CHAIR ZALEWSKI: Item E-25.

7 JUDGE TEAGUE KINGSLEY: Okay.

8 CHAIR ZALEWSKI: Sorry if I was incorrect.

9 Items E-26 and E-27 concern  
10 applications for certification to install, maintain, or  
11 repair electric vehicle charging station facilities.  
12 The orders grant the certificates, finding that the  
13 applicants meet the requirements.

14 Are there any objections to considering  
15 these items together and approving the orders?

16 (No verbal response.)

17 CHAIR ZALEWSKI: Hearing none, the orders are  
18 approved.

19 Are items E-28 through E-32 concern the  
20 termination of abandoned licenses to operate as retail  
21 electric agents, brokers and consultants in Illinois.  
22 The orders terminate the abandoned licenses, finding

1 that the Petitioners failed to show cause as to why  
2 their certificate should not be canceled.

3 Are there any objections to considering  
4 these items together and approving the orders?

5 (No verbal response.)

6 CHAIR ZALEWSKI: Hearing none, the orders are  
7 approved.

8 Items E-33 and E-34 concern  
9 applications for certifications to install energy  
10 efficiency measures in Illinois. The orders grant  
11 those certificates, finding that the applicants meet  
12 the requirements.

13 Are there any objections to considering  
14 these items together and approving the orders?

15 (No verbal response.)

16 CHAIR ZALEWSKI: Hearing none, the orders are  
17 approved.

18 Moving on to gas items, Items G-1 and  
19 G-2 concern North Shore's and Peoples Gas'  
20 reconciliations of revenues collected under the coal  
21 tar riders for the 2021 calendar year. The orders  
22 approve the reconciliations as reflected in the

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1 appendices to the orders, finding that the costs were  
2 prudently incurred.

3 Are there any objections to considering  
4 these items together and approving the orders?

5 (No verbal response.)

6 CHAIR ZALEWSKI: Hearing none, the orders are  
7 approved.

8 Item G-3 concerns Ameren's petition for  
9 reconciliation of revenues collected under its gas  
10 energy efficiency cost recovery rider, or Rider GER,  
11 for the 2021 calendar year. The order approves the  
12 reconciliation as summarized in the appendix, finding  
13 the costs prudent incurred.

14 Are there any objections to approving  
15 the order?

16 (No verbal response.)

17 CHAIR ZALEWSKI: Hearing none, the order is  
18 approved.

19 Items G-4 through G-6 concern petitions  
20 by the Illinois Department Of Transportation for  
21 approval of eminent domain to acquire certain  
22 properties owned by Nicor in Cook County, Illinois.

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1 The parties have agreed that the subject property can  
2 be acquired through eminent domain proceedings, and  
3 Staff does not oppose the petitions. The orders Grant  
4 the petitions.

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

7 (No verbal response.)

8 CHAIR ZALEWSKI: Hearing none, the orders are  
9 approved.

10 Under our telecommunications items,  
11 Item T-1 concerns an application for a certificate to  
12 become a telecommunications carrier. The applicant has  
13 filed a motion to withdraw and no longer wishes to  
14 proceed with the application. The ALJ recommends the  
15 Commission grant the motion.

16 Are there any objections to granting  
17 the motion to withdraw?

18 (No verbal response.)

19 CHAIR ZALEWSKI: Hearing none, the motion is  
20 granted.

21 Items T-2 through T-7 concern requests  
22 for a propriety treatment of information in the

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1 petitioner's reports. The orders grant the  
2 protections, finding the information to be highly  
3 proprietary and confidential.

4 Are there any objections to considering  
5 these items together and approving the orders?

6 (No verbal response.)

7 Hearing none, the orders are approved.

8 Item T-8 concerns a request to cancel a  
9 certificate of service authority to provide  
10 telecommunication services. The order cancels the  
11 certificate, finding that the cancellation will not  
12 deprive any Illinois customers of necessary  
13 telecommunications service and is not otherwise  
14 contrary to the public interest.

15 Are there any objections to approving  
16 the order?

17 (No verbal response.)

18 CHAIR ZALEWSKI: Hearing none, the order is  
19 approved.

20 Moving on to our water and sewer items.  
21 Items W-1 and W-2 concern petitions for reconciliation  
22 by Aqua Illinois and Illinois-American Water of the bad

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1 debt expense rider, Rider BDE, and utility assessment  
2 charge rider, or Rider -- or UAC Rider, respectively.  
3 The orders approve the reconciliation as set in the  
4 appendices to the orders, finding that the costs during  
5 the reconciliation periods were prudently incurred.

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

8 (No verbal response.)

9 CHAIR ZALEWSKI: The orders are approved.

10 Item W-3 concerns Illinois-American  
11 Water's application for a certificate of public  
12 convenience and necessity to provide water service to  
13 properties in DuPage County and Will County. The order  
14 grants the certificate, finding that the applicant  
15 meets the requirements.

16 Are there any objections to approving  
17 the order?

18 (No verbal response.)

19 CHAIR ZALEWSKI: Hearing none, the order is  
20 approved.

21 Under our petitions for rehearing, Item  
22 PR-1 concerns a petition for rehearing in

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1 Docket 22-0210, which is Illinois-American Water  
2 Company's proposed rate increases for water and sewer  
3 service. The Illinois Industrial Water Consumers and  
4 Federal Executive Agencies, or IIWCFEA, have filed a  
5 petition in response to Illinois-American's compliance  
6 filings responding to the Commission's December 15th,  
7 2022, final order.

8 IIWCFEA asked the Commission to  
9 consider on rehearing whether or not the compliance  
10 rates filed by IAWC are consistent with the  
11 Commission's orders as it relates to the reduction in  
12 meter charges. The ALJ recommends the Commission grant  
13 rehearing to allow for testimony and evidence as to  
14 whether the compliance rates reflect meter charges that  
15 are in conflict with the order.

16 Are there any objections to granting  
17 the rehearing as to whether the compliance rates  
18 reflect meter charges that are in conflict with the  
19 order?

20 (No verbal response.)

21 CHAIR ZALEWSKI: Hearing none, the rehearing is  
22 granted as noted.

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1 Under other business, Item O-1 concerns  
2 approval of batches contracts and confirmations under  
3 the Illinois Adjustable Block Program.

4 Are there any objections to approving  
5 the program administrator's submissions?

6 (No verbal response.)

7 CHAIR ZALEWSKI: Hearing none, the submissions  
8 are approved.

9 Item O-2 concerns approval of batches  
10 contracts and confirmations under the Illinois Solar  
11 For All program. We're going to hold this item for  
12 later disposition.

13 Item O-3 concerns February 2022  
14 solicitations to bids to sell zonal resource credits to  
15 Ameren.

16 Are there any objections to approving  
17 the procurement administrator's benchmark methodology?

18 (No verbal response.)

19 CHAIR ZALEWSKI: Hearing none, the methodology is  
20 approved.

21 This concludes our Public Utilities  
22 Agenda.

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1                    Judge Teague Kingsley, do we have other  
2 matters to come before the Commission today?

3                    JUDGE TEAGUE KINGSLEY: No, Madam Chair.

4                    CHAIR ZALEWSKI: Do other Commissioners have  
5 business to discuss?

6                    (No verbal response.)

7                    CHAIR ZALEWSKI: Hearing none, and without  
8 objection, the meeting is adjourned. Thanks.

9                    (WHEREUPON the above-entitled matter  
10 was adjourned at 11:45 AM.)

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