



DEPARTMENT OF LAW
CITY OF CHICAGO

COMMENTS OF THE CITY OF CHICAGO

To: Arlene Juracek
Acting Director
Illinois Power Agency

From: Ronald D. Jolly
Senior Counsel
City of Chicago Department of Law

Re: Illinois Power Agency Draft Procurement Plan

Date: September 14, 2012

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The City of Chicago (the City) thanks the Illinois Power Agency (the IPA) for the opportunity to submit comments regarding its Electricity Procurement Plan dated August 15, 2012 (the Plan). The City's comments are brief, addressing two issues.

The City's first comment concerns Chicago's municipal aggregation referendum that has been placed on the November 6, 2012 ballot. The Plan assumes that the City's municipal aggregation referendum will pass. *See, e.g.*, Plan at 18, Appendix II at 12. What contingency plan(s) does the IPA have in place if Chicago's referendum were not to pass? Would the IPA's proposed procurement for Commonwealth Edison Company's eligible customers change if Chicago's referendum were not to pass? If so, the City requests that such changes be included in the revised Plan.

Second, the City agrees with the Environmental Law & Policy Center's (ELPC) comments supporting the IPA's decision to include a distributed generation (DG) program in its Plan. The City also supports ELPC's recommendation that the IPA use alternate compliance funds to conduct a DG procurement in 2013.

Please let me know if you have any questions about the City's comments.