

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

**Illinois Power Company and)
Ameren Corporation)
)
Application for authority to engage in a)
reorganization, and to enter into various)
agreements in connection therewith,)
including agreements with affiliated)
interests and for such other approvals as)
may be required under the Illinois Public)
Utilities Act to effectuate the reorganization.)**

Docket No. 04-0294

**NOTIFICATION OF WITHDRAWAL OF DIRECT TESTIMONY OF
THE COALITION OF RETAIL ENERGY SUPPLIERS**

Constellation NewEnergy, Inc., Direct Energy Marketing Inc., MidAmerican Energy Company, and Peoples Energy Services Corporation (collectively, the "Coalition of Retail Energy Suppliers" or "Coalition"), by its attorneys Piper Rudnick LLP, hereby respectfully informs the Illinois Commerce Commission ("Commission") and the Chief Clerk of the Commission that it will not be introducing Coalition Exhibit 1.0 into the evidentiary record of the instant proceeding.

1. On July 9, 2004, the Coalition filed through the Commission's e-docket electronic filing system, and served upon parties in the instant proceeding, the Direct Panel Testimony of Mario A. Bohorquez, Wayne Bollinger and Phillip R. O'Connor on behalf of the Coalition, identified as Coalition Exhibit 1.0.

2. On August 13, 2004, the Coalition, by its attorneys Piper Rudnick LLP, electronically notified the service list in the instant proceeding that the Coalition would not be filing rebuttal testimony ("August 13 Notice"). (The August 13 Notice is attached hereto and made a part hereof as Attachment A.)

Ex. B

3. The Coalition and its members have been engaged in discussions with Ameren Corporation (“Ameren”) and Illinois Power Company (collectively, “Applicants”) since prior to the commencement of the instant proceedings. The members of the Coalition have reached an agreement with Ameren that will benefit the development of the competitive wholesale and retail electric markets in Illinois, addressing the Coalition’s known concerns relative to the Applicants’ proposed transaction. Consequently, the Coalition and its members do not intend to introduce Coalition Exhibit 1.0 into the evidentiary record of the instant proceedings and do not oppose Commission approval of the Applicants’ proposed transaction inasmuch as the Coalition’s known concerns are addressed by the agreement.

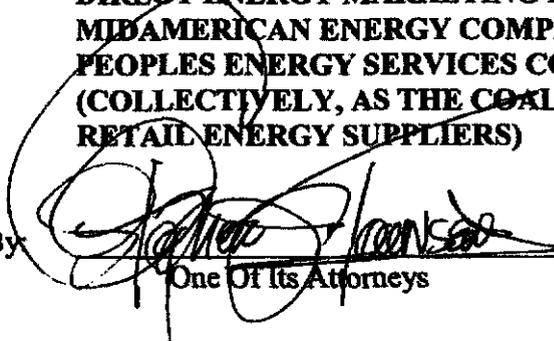
4. In order to avoid any possible confusion as to what constitutes the evidentiary record in the instant proceeding, the Coalition requests that Coalition Exhibit 1.0, filed on July 9, 2004, be removed from the Commission’s e-docket system.

5. Although at this time the Coalition anticipates that it will not file additional testimony, participate in hearings or file additional pleading in the instant proceeding, it respectfully requests that the Chief Clerk not remove any representatives of the Coalition or its members from the service list.

Respectfully submitted,

**CONSTELLATION NEWENERGY, INC.,
DIRECT ENERGY MARKETING INC.,
MIDAMERICAN ENERGY COMPANY AND
PEOPLES ENERGY SERVICES CORPORATION
(COLLECTIVELY, AS THE COALITION OF
RETAIL ENERGY SUPPLIERS)**

By


One Of Its Attorneys

Christopher J. Townsend
William A. Borders
Piper Rudnick
203 N. LaSalle Street, Suite 1500
Chicago, Illinois 60601
312-368-4000
312-630-6300 (fax)

christopher.townsend@piperrudnick.com
william.borders@piperrudnick.com

Dated at Chicago, Illinois, this 24th day of August 2004.