

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Central Illinois Light Company)	
d/b/a AmerenCILCO)	
)	05-0160
Proposal to implement a competitive procurement)	
process by establishing Rider BGS, Rider BGS-L,)	
Rider RTP, Rider RTP-L, Rider D, and Rider MV)	
(Tariffs filed on February 28, 2005))	(Cons.)
)	
Central Illinois Public Service Company)	
d/b/a AmerenCIPS)	
)	05-0161
Proposal to implement a competitive procurement)	
process by establishing Rider BGS, Rider BGS-L,)	
Rider RTP, Rider RTP-L, Rider D, and Rider MV)	
(Tariffs filed on February 28, 2005))	
)	
Illinois Power Company d/b/a AmerenIP)	
)	05-0162
Proposal to implement a competitive procurement)	
process by establishing Rider BGS, Rider BGS-L,)	
Rider RTP, Rider RTP-L, Rider D, and Rider MV)	
(Tariffs filed on February 28, 2005))	

RESPONSE OF
COMMONWEALTH EDISON COMPANY
TO PETITION FOR INTERLOCUTORY REVIEW

Commonwealth Edison Company (“ComEd”), through undersigned counsel, respectfully submits this Response to the Petition for Interlocutory Review of the Administrative Law Judge’s Ruling of June 1, 2005 (the “Ruling”) denying the Motion to Dismiss (the “Motion”) filed by the People of the State of Illinois, the Citizens Utility Board, and the Environmental Law and Policy Center.

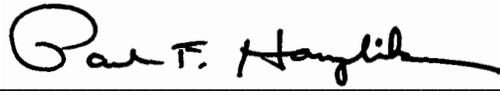
In Docket 05-0159, the Commission is reviewing tariffs filed by ComEd that would implement a competitive procurement and cost allocation process substantively similar in matters germane to the Motion to those at issue in these consolidated dockets. A motion to dismiss, which is substantively similar to the Motion, was also filed by the People of the State of Illinois, the Citizens Utility Board, the Cook County State's Attorney, and the Environmental Law and Policy Center ("Movants") in Docket 05-0159, and on June 1, 2005 the Administrative Law Judge in Docket 05-0159 denied that motion. Movants filed a petition for interlocutory review of the Administrative Law Judge's Ruling denying the Motion to Dismiss in Docket 05-0159. ComEd submitted a Response to the petition for interlocutory review in Docket 05-0159 (the "Docket 05-0159 Response"). Consistent with efforts to coordinate these instant dockets with Docket 05-0159, where appropriate, ComEd attaches hereto and incorporates by reference herein its Docket 05-0159 Response.

The Petition for Interlocutory Review of the June 1, 2005 Ruling in this Docket is without merit and should be denied for the reasons set forth in ComEd's Docket 05-0159 Response.

WHEREFORE, ComEd respectfully requests that the Petition for Interlocutory Review be denied.

Respectfully submitted,

COMMONWEALTH EDISON COMPANY

By: 
Counsel for Commonwealth Edison Company

Of Counsel:

David W. DeBruin
Iris Bennett
JENNER & BLOCK, LLP
601 Thirteenth Street, N.W.
Washington, D.C. 20005
202-639-6015
ddebruin@jenner.com

Paul F. Hanzlik
E. Glenn Rippie
FOLEY & LARDNER LLP
321 North Clark Street, Suite 2800
Chicago, Illinois 60610
312-832-4500
phanzlik@foley.com
grippie@foley.com

Darryl M. Bradford
Vice President & General Counsel
COMMONWEALTH EDISON COMPANY
One Financial Place
440 South LaSalle Street, Suite 3300
Chicago, Illinois 60603
312-394-7541
darryl.bradford@exeloncorp.com

Anastasia M. O'Brien
Richard Bernet
EXELON BUSINESS SERVICES COMPANY
10 South Dearborn Street, 35th Floor
Chicago, Illinois 60603
312-394-5400
anastasia.obrien@exeloncorp.com
richard.bernet@exeloncorp.com

DATED: June 29, 2005

Counsel for Commonwealth Edison Company