

McGUIREWOODS

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TO: Susan Morakalis, Esq.
John Koty

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FROM: Elizabeth Ritscherle

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July 8, 2004

VIA FACSIMILE

Ms. Susan Morakalis, Esq.
Senior Assistant Attorney
Metropolitan Water Reclamation District of Greater Chicago
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Chicago, IL 60611
Fax: (312) 751-6598

Dear Susan:

I am writing in reply to your July 6, 2004 e-mail message, a copy of which is attached for reference. With respect to your inquiry as to why I address my communications to John Koty, at the request of my client, I am directing all communications to him because he is the representative of the applicant for gas service. While I understand that it may seem odd to you that I am replying to someone other than the District, from Peoples' perspective, access to provide gas service should be, and typically is, negotiated with the prospective customer, not a third party. Therefore, it is Peoples' practice to correspond directly with the prospective customer. ←

With respect to Article 9, Peoples' concerns were noted in my May 13 and June 17 letters. In addition, we proposed specific language to address our concerns in an attachment to our May 13th letter.

Please note that Peoples has previously provided RSI and the District with its position on all issues regarding access to provide gas service to RSI. Per our previous request, if RSI would like to discuss or negotiate this matter further, it should contact Peoples directly to make arrangements to pay the reasonable attorney's fees associated therewith. The Peoples contact is Ralph Barbakoff, who can be reached by telephone at 312-240-4750 or e-mail at r.barakoff@pecorp.com.

Sincerely,



Elizabeth Ritscherle

Encl.

cc: J. Koty
R. Barbakoff