

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Central Illinois Public Service :
Company and Union Electric :
Company :
: **00-0379**
Application for Confidential :
Treatment of Certain Reports Filed :
with the Illinois Commerce :
Commission. :

ORDER

By the Commission:

On May 25, 2000, Central Illinois Public Service Company and Union Electric Company ("CIPS and UE") filed with the Illinois Commerce Commission ("Commission") an application for confidential treatment of certain reports filed with the Commission pursuant to 220 ILCS Section 5/5-109, 220 ILCS Section 5/4-404 and 5 ILCS Section 140/7 (1)(g).

CIPS and UE state that they are required to report statistics and information consisting of highly confidential and proprietary information regarding generation facilities. CIPS and UE aver that release of this information to the public would cause irreparable harm in the conduct of its business and provide an unfair advantage to competitors. CIPS and UE are requesting that certain FERC Form 1 schedules identified in Exhibit A attached to the Application be maintained on a confidential basis. CIPS and UE have filed the complete version with Commission for which confidential treatment is sought.

A pre-hearing conference was held on August 30, 2000. Staff, CIPS and UE agreed that whatever resolution was reached by FERC on a similar petition for confidentiality would apply to the filing with this Commission. On October 13, 2000, CIPS and UE filed a Request to Withdraw its Petition, citing in support thereof that FERC had ruled on the petition at the federal level. FERC denied the request for confidential treatment. Therefore, the instant proceeding is moot. The Commission notes that the Hearing Examiner's ruling maintaining confidentiality during the pendency of the proceeding is now lifted and its FERC Form 1 Schedules are available for public inspection.

The Commission, having considered the entire record herein, is of the opinion and finds that:

- (1) Central Illinois Public Service Company and Union Electric Company area public utilities within the meaning of Section 3-105 of the Act and electric utilities within the meaning of Section 16-102 of the Act;
- (2) the Commission has jurisdiction over Central Illinois Public Service Company and Union Electric Company and the subject matter of this petition;
- (3) the recitals of fact set forth in the prefatory portion of this order are supported by the record and are hereby adopted as findings of fact;
- (4) Central Illinois Public Service Company and Union Electric Company request the petition be dismissed.

IT IS THEREFORE ORDERED that the petition filed on May 25, 2000 by Central Illinois Public Service Company and Union Electric Company be and hereby is dismissed without prejudice.

IT IS FURTHER ORDERED that the Hearing Examiner ruling dated August 31, 2000 is lifted and the FERC Form 1 Schedules are available for public inspection.

IT IS FURTHER ORDERED that subject to the provisions of Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code 200.880, this Order is final; it is not subject to the Administrative Review Law.

By order of the Commission this 1st day of November, 2000.

(SIGNED) RICHARD L. MATHIAS

Chairman

(S E A L)