

Amendments to portions of Original Sheet
No. 269 as filed by ComEd on February 25, 2005

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The Company shall not be required to obtain any additional consent or other approval, whether prospective, contemporaneous, or retrospective, from the ICC or any other entity that entry into SFCs as a result of an auction properly undertaken pursuant to this rider is prudent, thus precluding the reexamination of the issue of the prudence of the auction, or SFCs resulting therefrom, in any future proceeding. Notwithstanding anything in the prior sentence that may be construed to be inconsistent herewith, nothing in such sentence is intended to or shall prohibit the ICC or any other entity from examining, reviewing, litigating, or otherwise inquiring into whether ComEd has properly included in the calculations performed under this rider those costs, and only those costs, authorized by the ICC in its Order in ICC Docket 05-0159 or has otherwise improperly used or administered this rider and to order (in the case of the ICC) or seek (in the case of Staff or any other entity) such corrective actions as may ultimately be deemed appropriate by the ICC. Subject to the immediately preceding sentence, the Company may ~~in order to~~ issue bills containing such retail supply charges ~~or~~ in order to collect such retail supply charges.

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The Company shall not be required to obtain any consent or other approval, whether prospective, contemporaneous, or retrospective, from the ICC or any other entity in order to issue bills containing any such AAF or in order to collect any such AAF, provided, however, that this sentence does not preclude the ICC or any other entity from examining, reviewing, litigating, or otherwise inquiring into whether ComEd has properly included in the calculations performed under this rider those costs, and only those costs, authorized by the ICC in its Order in ICC Docket 05-0159 or has otherwise improperly used or administered this rider and to order (in the case of the ICC) or seek (in the case of Staff or any other entity) such corrective actions as may ultimately be deemed appropriate by the ICC.

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