

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS

ORIGINAL

In Re the Application for Rate Increase by Aqua Illinois, Inc :
: 06-0285

PETITION TO INTERVENE BY THE VILLAGE OF BOURBONNAIS, KANKAKEE COUNTY, ILLINOIS

NOW COMES the Village of Bourbonnais, an Illinois Municipal Corporation, by and through its attorney, Patrick T. Dunn, Village Attorney, and petitions this honorable Commission for leave to intervene in the above referenced matter. In support thereof the Village of Bourbonnais alleges as follows:

1. Aqua Illinois, Inc., hereafter "Aqua", has filed a request with the Illinois Commerce Commission to allow an increase and adjustment of rates that it charges to its residential, commercial and industrial customers in and around the Village of Bourbonnais, Illinois.
2. The Village of Bourbonnais, hereafter the "Village", is a non-home rule Illinois Municipal Corporation whose residents, businesses and industries will be directly affected by Aqua's request pending before this honorable Commission and by any decision this commission may hereafter make regarding said request.
3. The Village, as the duly elected municipal entity that represents the citizen, business and industrial customers within its jurisdiction, is in a position to represent and defend those interests in the above referenced matter.

Handwritten signature
COMM. CLERK
JUL 21 10 10 AM '06

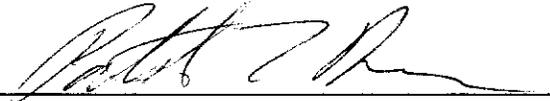
WHEREFORE, the Village of Bourbonnais respectfully prays that this honorable Commission:

A. Grant leave for the Village of Bourbonnais to intervene in said matter and order that hereafter the Village become a party to the proceedings, thereby allowing the Village to participate in said case; and

B. Grant all further relief this honorable Commission believes to be reasonable, just and equitable.

Dated: July 20, 2006
ILLINOIS,

VILLAGE OF BOURBONNAIS,
an Illinois Municipal Corporation.

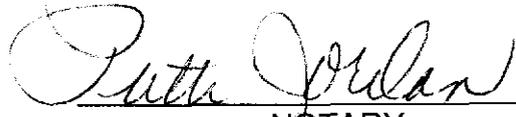
BY: 
Patrick T. Dunn
Attorney for the Village of Bourbonnais

VERIFICATION

Patrick T. Dunn, Village Attorney for the Village of Bourbonnais, a non-home-rule Illinois Municipal Corporation, being first duly sworn, on oath states that he has read the foregoing Answer and Affirmative Defenses on behalf of the Village of Bourbonnais, in this cause and that the matters and things set forth herein are true to the best of his knowledge and belief.

BY: 
Patrick T. Dunn
Attorney for the Village of Bourbonnais

Subscribed and sworn to before me this 20th day of July, 2006


NOTARY



Prepared By:
Patrick T. Dunn
Law Offices of Patrick T. Dunn
Attorney for the Village of Bourbonnais
200 East Court Street, Suite 700
Kankakee, Illinois 60901
Phone: (815)933-6637
Fax: (815)933-9940
Email: patrickdunn@abanet.org

RESOLUTION 06-870

A RESOLUTION AUTHORIZING THE FILING OF A PETITION TO INTERVENE IN THE AQUA ILLINOIS INC. RATE CASE PENDING BEFORE THE ILLINOIS COMMERCE COMMISSION

WHEREAS, the Village of Bourbonnais has been officially notified of the intent by Aqua Illinois, Inc. to seek a rate increase for water services charged to residents, businesses and industries located within the Village of Bourbonnais; and

WHEREAS, it is in the interests of the Village of Bourbonnais that its position regarding the increase in rates be made known to the Illinois Commerce Commission for the benefit of the residents, businesses and industry of the Village of Bourbonnais; and

WHEREAS, the Village of Bourbonnais has not heretofore petitioned to intervene in said proceedings.

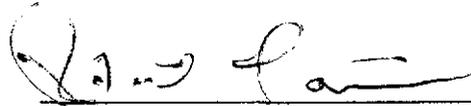
NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Village Attorney is hereby authorized to file necessary documents to intervene in the proceedings currently pending before the Illinois Commerce Commission regarding a rate increase sought by Aqua Illinois, Inc., and to represent the interests of the Village of Bourbonnais in connection with said rate case now pending.
2. This resolution shall be in full force and effect upon its passage.

APPROVED this 5th day of July, 2006, by the following vote:

Trustee Residori	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Trustee Amiano	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Trustee Schore	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Trustee Greenlee	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Trustee Guebert	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Trustee Byrne	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
TOTALS:	AYE - <u>6</u>	NAY - <u>0</u>	ABSENT - <u>0</u>

PASSED by the President and the Board of Trustees of the Village of
Bourbonnais, Kankakee County, Illinois this 5th day of July,
2006.



ROBERT LATHAM
Village President

ATTEST:



BRIAN SIMEUR
Village Clerk

SERVICE LIST

Janet E. Arnold
Aqua Illinois Inc.
762 W. Lancaster Avenue
Bryn Mawr, PA 19101

Phillip A. Casey
Sonnenschein Nath & Rosenthal LLP
233 S. Wacker Drive
Chicago, IL 60606

Sarah N. Galioto
Sonnenschein Nath & Rosenthal LLP
233 S. Wacker Drive
Chicago, IL 60606

Matthew L. Harvey
Illinois Commerce Commission
160 N. LaSalle St., Suite C-800
Chicago, IL 60601

Michael J. Lannon
Illinois Commerce Commission
160 N. LaSalle St., Suite C-800
Chicago, IL 60601

Rochelle Phipps
Case Manager
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

Terry J. Rakocy
Aqua Illinois Inc.
1000 S. Schuyler Avenue
Kankakee, IL 60901

John E. Rooney
Sonnenschein Nath & Rosenthal LLP
233 S. Wacker Drive
Chicago, IL 60606

Janis Von Qualen
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

State of Illinois)
) SS:
County of Kankakee)

CERTIFICATE OF SERVICE

I do hereby certify that originals of the foregoing instrument were mailed to the following persons:

Honorable Larry Jones
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

Chief Clerk
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

with copies of the foregoing instrument being mailed to the following persons:

Janet E. Arnold
Aqua Illinois Inc.
762 W. Lancaster Avenue
Bryn Mawr, PA 19101

Phillip A. Casey
Sonnenschein Nath & Rosenthal LLP
233 S. Wacker Drive
Chicago, IL 60606

Sarah N. Galioto
Sonnenschein Nath & Rosenthal LLP
233 S. Wacker Drive
Chicago, IL 60606

Matthew L. Harvey
Illinois Commerce Commission
160 N. LaSalle Street, Suite C-800
Chicago, IL 60601

Michael J. Lannon
Illinois Commerce Commission
160 N. LaSalle Street, Suite C-800
Chicago, IL 60601

Rochelle Phipps, Case Manager
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

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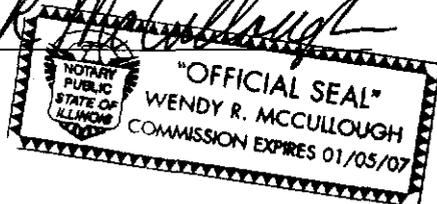
John E. Rooney
Sonnenschein Nath & Rosenthal LLP
233 S. Wacker Drive
Chicago, IL 60606

Janis Von Qualen
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

This 20th day of July, 2006 in an envelope properly addressed and with postage prepaid by depositing said envelopes in the United State mail at 200 E. Court Street, Kankakee, IL 60901, on or before the hour of 5:00 p.m.



SUBSCRIBED & SWORN to before me
this 20th day of July, 2006.



Patrick T. Dunn
Village Attorney
200 E. Court Street, Suite 700
Kankakee, IL 60901
815/933-6637