

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION	:	
On Its Own Motion	:	
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Investigation of Rider CPP of Commonwealth Edison Company, and Rider MV of Central Illinois Light Company d/b/a AmerenCILCO, of Central Illinois Public Service Company d/b/a AmerenCIPS, and of Illinois Power Company d/b/a AmerenIP, pursuant to Commission Orders regarding the Illinois Auction.	:	Docket No. 06-0800

MOTION TO EXTEND TIME FOR FILING
REPLY BRIEFS ON EXCEPTIONS

Commonwealth Edison Company (“ComEd”), pursuant to Section 200.190 of the Rules of Practice of the Illinois Commerce Commission (the “Commission”), 83 Ill. Admin. Code 200.190, hereby moves the Administrative Law Judges (the “ALJs”) to extend the time for filing reply briefs on exceptions (“RBOEs”) until August 13, 2007. In support of this Motion, ComEd states as follows:

1. On December 20, 2006, the Commission initiated this proceeding to review the Illinois Auction process under which ComEd and the Ameren utilities purchase energy for serving retail electric service customers, as of January 2, 2007. Initiating Order, Docket No. 06-0800, at 1, 6. This review results from findings made in the Commission’s January 24, 2006 orders approving the Auction process (Dockets 05-0159 and 05-0160, 05-0161, and 05-0162 (Consolidated)). *Id.* at 1.

2. During this Docket, parties participated in workshops, conducted discovery, and submitted testimony regarding potential improvements to the Auction process. After cross-examination hearings were concluded, the record was marked “heard and taken.” Parties

thereafter filed initial post-hearing briefs on May 30, 2007, and reply briefs on June 7, 2007. The ALJs issued a Proposed Order on July 12, 2007, and parties filed briefs on exceptions on July 23, 2007. Under the ALJs' current schedule, RBOEs are due on July 30, 2007.

3. Both houses of the Illinois General Assembly have now passed legislation implementing the recently announced multi-party agreement concerning electric procurement and rate relief. *See* S.B. 1592, House Amendments 5 & 6.¹ The Governor has publicly stated that he will sign the Bill into law. The legislation makes significant changes in the system by which major Illinois utilities procure energy, as well as in rates and characteristics of utility service available to various groups of customers. These changes would make this Docket moot.

4. Given these developing circumstances, it would be beneficial to extend the time for parties to file RBOEs. If the pending legislation does in fact become law over the next two weeks, RBOEs will be unnecessary.

5. Staff, Ameren, and the Office of the Attorney General support this Motion. Counsel for ComEd has also discussed this Motion with counsel for the Citizens Utility Board; Dynegy; Midwest Generation EME, LLC; Edison Mission Marketing & Trading, Inc.; and the Coalition of Energy Suppliers, and those parties have no objection to the Motion being granted.

6. No party would be prejudiced by the granting of this Motion, as each party would have the time for filing its RBOE extended for the same period.

¹ The General Assembly's action is reflected on its official website at the URL: <http://www.ilga.gov/legislation/BillStatus.asp?DocNum=1592&GAID=9&DocTypeID=SB&LegId=29675&SessionID=51&GA=95>.

WHEREFORE, Commonwealth Edison Company respectfully requests that the ALJs grant this Motion and extend the time for filing reply briefs on exceptions until August 13, 2007.

Dated: July 30, 2007

By: 

One of its Attorneys

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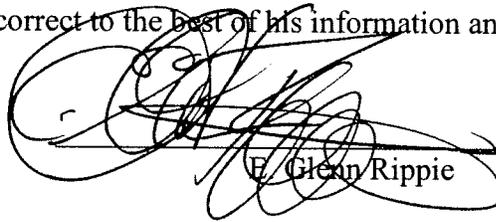
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AFFIDAVIT

STATE OF ILLINOIS)
)
COUNTY OF COOK) ss.

E. Glenn Rippie, being first duly sworn upon oath, states that he is one of the attorneys for Commonwealth Edison Company, an Illinois corporation; that he is authorized to make this affidavit; and that he has read the foregoing Commonwealth Edison Company's Motion to Extend Time for Filing Reply Briefs on Exceptions, that he is familiar with the facts and matters set forth therein, and that the same are true and correct to the best of his information and belief.



E. Glenn Rippie

Subscribed and sworn to before me
This 30th day of July, 2007.



Notary Public

My commission expires:
1-8-2009

