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BEFORE THE  
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF: )  
 )  
TED A. WROBEL )  
 )  
vs. ) No. 09-0206  
 )  
COMMONWEALTH EDISON COMPANY, )  
 )  
Complaint as to )  
billing/charges in Chicago, )  
Illinois. )

Chicago, Illinois  
May 19, 2009

Met, pursuant to notice, at Chicago.

BEFORE:

JOHN T. RILEY, Administrative Law Judge

APPEARANCES:

MR. TED A. WROBEL via teleconference  
505 North Lake Shore Drive  
#1101  
Chicago, Illinois 60611  
appearing pro se;

LAW OFFICES OF MARK L. GOLDSTEIN, PC, by  
MR. MARK L. GOLDSTEIN via teleconference  
3019 Province Circle  
Mundelein, Illinois 60060  
(847) 949-1340  
appearing for Commonwealth Edison.

1       ALSO PRESENT:

2           Mr. John Parise, via teleconference  
3           Commonwealth Edison

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5           SULLIVAN REPORTING COMPANY, by  
6           Alisa A. Sawka, CSR  
7           License No. 084-004588

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1           JUDGE RILEY: Pursuant to the direction of the  
2 Illinois Commerce Commission, I call Docket 09-0206.  
3 This is a complaint by Ted A. Wrobel versus  
4 Commonwealth Edison Company as to billing charges in  
5 Chicago, Illinois.

6           Mr. Wrobel, you are still proceeding  
7 pro se at this point; is that correct?

8           MR. TED WROBEL: That is correct.

9           JUDGE RILEY: Mr. Goldstein, would you enter an  
10 appearance for the record for Commonwealth Edison.

11          MR. GOLDSTEIN: Yes. On behalf of Commonwealth  
12 Edison Company, Mark L. Goldstein, 3019 Province  
13 Circle Mundelein, Illinois 60060. My telephone  
14 number is (847) 949-1340.

15          JUDGE RILEY: All right. And we were  
16 originally scheduled to go to hearing today.  
17 Mr. Wrobel called a day or two ago and requested that  
18 this matter be put off again. He stated, I believe,  
19 that he wanted to obtain legal counsel and he also  
20 wanted to file an amended petition.

21          Mr. Wrobel, where do you stand on the  
22 matter of legal counsel?

1           MR. TED WROBEL: That's still being sought out.  
2           Number two, also the amendments to the charge that  
3           were originally not put on the original charge I was  
4           told by Ken Kershner that they would be put under one  
5           charge number, but they were omitted.

6           JUDGE RILEY: All right. We were originally,  
7           as I said, scheduled to go to evidentiary hearing  
8           today. Obviously, we are not going to go.

9                         Mr. Goldstein, what is your response  
10          to Mr. Wrobel's request for the continuance?

11          MR. GOLDSTEIN: Judge, as you recall yesterday  
12          we were on a conference call with Mr. Wrobel and I  
13          requested the name of his attorney. He was unable to  
14          provide it. I would, again, ask him who is going to  
15          represent him in this complaint.

16          MR. TED WROBEL: That will be disclosed to the  
17          Commission.

18          MR. GOLDSTEIN: Well, it has to be disclosed to  
19          me, too, Mr. Wrobel.

20          JUDGE RILEY: No, Mr. Wrobel --

21          MR. TED WROBEL: It will be, but that's to be  
22          determined at this point. I have a right to legal

1 counsel.

2 JUDGE RILEY: Well, it's not a question of  
3 that, Mr. Wrobel. The question is who is that  
4 counsel and is that person going to file an  
5 experience with us?

6 MR. TED WROBEL: Yes, they will.

7 JUDGE RILEY: Do you know when?

8 MR. TED WROBEL: Probably within the next two  
9 days. We want to try to get it executed by Friday.

10 JUDGE RILEY: All right.

11 MR. GOLDSTEIN: Who is going to execute all  
12 that? What's the attorney's name?

13 MR. TED WROBEL: The attorney of record.

14 MR. GOLDSTEIN: Well, in -- that person has no  
15 name?

16 MR. TED WROBEL: Mark -- Mark Goldstein,  
17 please, understand you do not dictate the policy of  
18 the Commerce Commission. That information will be  
19 disclosed to the Commerce Commission and you will get  
20 it from the Commission.

21 MR. GOLDSTEIN: You have to serve me with a  
22 copy of the appearance anyway. Just tell me who the

1 attorney is. What's the secret?

2 MR. TED WROBEL: We need to move forward now.  
3 The only thing I am --

4 JUDGE RILEY: I'm sorry. You're breaking --

5 MR. TED WROBEL: -- the Commerce Commission is  
6 I will be represented by legal counsel and that will  
7 be disclosed to you hopefully Friday if not Monday --  
8 Monday is a holiday, then probably Tuesday at the  
9 latest.

10 MR. JOHN PARISE: Your Honor, this is John  
11 Parise.

12 JUDGE RILEY: Yes.

13 MR. JOHN PARISE: Based on that information,  
14 I'd like to schedule the evidentiary hearing for two  
15 more weeks from Friday, if that's okay with you.

16 MR. TED WROBEL: Are the offices open on  
17 Monday?

18 JUDGE RILEY: I'm sorry?

19 MR. TED WROBEL: Are the offices open on  
20 Monday?

21 JUDGE RILEY: No, the offices of the Commission  
22 will be closed on May 25.

1 MR. TED WROBEL: Okay.

2 MR. JOHN PARISE: And trying to be fair, why  
3 don't we make it -- your Honor, if it works for  
4 everybody else, two weeks from Tuesday, this coming  
5 Tuesday.

6 JUDGE RILEY: All right. Hold on, Mr. Parise.

7 Mr. Goldstein, you represent  
8 Commonwealth Edison. What is --

9 MR. GOLDSTEIN: Make it on June 9th.

10 JUDGE RILEY: Mr. Wrobel, the fact of the  
11 matter is we are going to give you the opportunity to  
12 have your lawyer file an appearance and amend the  
13 complaint. Today is the 19th of May. If we were to  
14 go to June 9th that would give you three weeks, which  
15 I think is as more than sufficient amount of time  
16 insofar as --

17 MR. TED WROBEL: That's satisfactory and very  
18 reasonable. It would give us definitely enough time.

19 JUDGE RILEY: All right then.

20 MR. TED WROBEL: Now, the question is on  
21 these -- well, my counsel will be able to answer  
22 these questions for me. It's just that they're not

1 available right now.

2 JUDGE RILEY: Right. Right. Any questions you  
3 have about the complaint or the proceedings your  
4 counsel should be able to bring you completely up to  
5 date.

6 All right. And here's the situation  
7 then --

8 MR. GOLDSTEIN: Judge.

9 JUDGE RILEY: Yes.

10 MR. GOLDSTEIN: Would it be a good idea to give  
11 Mr. Wrobel a certain period of time, say, ten days to  
12 file an amended complaint?

13 JUDGE RILEY: Well, I was going to leave that  
14 up to him and his attorney when he gets --

15 MR. TED WROBEL: Well, we're trying to expedite  
16 that as soon as possible.

17 JUDGE RILEY: Right. So I will leave that up  
18 to Mr. Wrobel and whoever he procures as his legal  
19 counsel.

20 Now, I'm going to set this for June 9.  
21 That will be for evidentiary hearing.

22 MR. TED WROBEL: Is there any way we can do

1 this in the afternoon?

2 JUDGE RILEY: What time in the afternoon?

3 MR. TED WROBEL: Any time after 1:00 o'clock I  
4 was told.

5 MR. GOLDSTEIN: How about 1:30?

6 JUDGE RILEY: 1:30 okay?

7 MR. TED WROBEL: Do you want to play it safe  
8 and do 2:00?

9 MR. GOLDSTEIN: That's fine.

10 JUDGE RILEY: 2:00 p.m.

11 MR. TED WROBEL: 2:00 o'clock on the 9th.

12 JUDGE RILEY: That's correct.

13 Now, Mr. Wrobel, any further requests  
14 for a continuance will be granted only for the utmost  
15 compelling reasons. And if there is a request for a  
16 continuance it is going to have to be filed with our  
17 Clerk's Office in writing prior to June 9. And I  
18 will --

19 MR. TED WROBEL: They just put me in the  
20 emergency room last time.

21 JUDGE RILEY: -- and I will so state in the  
22 notice that that will be required.

1           MR. TED WROBEL: Well, I'm in good hands now  
2 because I'll be legally represented.

3           JUDGE RILEY: All right. Is there anything  
4 further, Mr. Goldstein?

5           MR. GOLDSTEIN: I have nothing else.

6           JUDGE RILEY: All right then. We can leave it  
7 at that.

8                         Just to recap, we are reset -- this  
9 matter is continued from today's date to June 9,  
10 2009, at 2:00 p.m. for evidentiary hearing. We will  
11 reconvene at that time in person. All parties will  
12 appear in person and we will go to hearing.

13                         Thank you very much, gentlemen.

14           MR. TED WROBEL: Thank you.

15           MR. GOLDSTEIN: Thank you.

16                                 (Whereupon, the above-entitled  
17 matter was continued to  
18 June 9, 2009, at 2:00 p.m.)

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