

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

R.H. Donnelley)
) Docket No. 07-0434
Petition for Variance of Section 735.180)
of the Illinois Administrative Code)

PETITION TO MODIFY ORDER
AND REQUEST FOR EXPEDITED RELIEF

R.H. Donnelley (“RHD” or the “Company”), by its attorneys, hereby petitions the Illinois Commerce Commission (the “Commission”) to modify the Order of the 24th day of October, 2007 relating to RHD’s commitment to notify its customers that the Chicago Residential White Pages are available to them upon request. Specifically, RHD requests the Commission modify the requirement that RHD place loose leaf notification inserts in the Chicago Consumer Yellow Pages and the Neighborhood Directories. In addition, pursuant to Section 200.25 of the Commissions Rules of Practice, RHD requests expedited treatment of this Petition. 83 Ill. Adm. Code § 200.25. In support thereof, RHD states as follows:

1. The Commission is authorized to reopen an order on motion of the Commission pursuant to Part 200. Section 200.900 provides, in part:

After issuance of an order by the Commission, the Commission may, on its own motion, reopen any proceeding when it has reason to believe that conditions of fact or law have so changed as to require, or that the public interest requires, such reopening.

83 Ill. Adm. Code § 200.900.

2. On October 24, 2007 the Commission entered an Order in this docket approving RHD’s petition for variance pursuant to 220 ILCS 5/13-513 and 83 Ill. Adm. Code § 735.50. In sum, the Order relieves RHD’s regulatory burden to generally distribute the city-wide

Residential White Pages to all City of Chicago residential customers so long as RHD commits to deliver to all customers a copy of their local neighborhood directory and to distribute the city-wide Chicago Residential White Pages upon request. In addition to several commitments made by RHD, the Company agreed and the Order obligates RHD to provide at the time of delivery of the Chicago Consumer Yellow Pages and the Neighborhood Directories an insert notifying customers that the city-wide White Pages remain available upon request.

3. RHD seeks to modify the Order pursuant to Section 200.900. 83 Ill. Adm. Code § 200.900. In lieu of placing loose leaf inserts in the directories, RHD proposes to notify customers of the availability of the city-wide White Pages by printing a second, substantial notification within the table of contents of the Chicago Consumer Yellow Pages, Neighborhood Directories and the Chicago Consumer Plus directories. It is RHD's position that an additional printed notification contained within the directories, and not as a loose leaf attachment, is an efficient and permanent substitute for inserts and will provide effective notice to RHD's customers.

5. Due to the amount of lead time required prior to the production of the 2010 directories, RHD requests the Commission afford this petition expedited treatment and render its final order by July 8, 2009.

6. RHD is attaching a copy of the table of contents it intends to publish if its Petition is granted. Attachment 1 is the Proposed Chicago Consumer Yellow Pages table of contents. Attachment 2 is the Proposed Chicago Neighborhood table of contents. Attachment 3 is the Proposed Chicago Consumer Plus table of contents.

7. RHD is requesting no further changes to the Commission's October 24, 2007 Order.

WHEREFORE, R.H. Donnelley respectfully requests a modification to the Order of the 24th day of October, 2007, and for such other and further relief as the Commission deems appropriate.

Dated: June 15, 2009

Respectfully submitted,

By: /s/ Phillip A. Casey
An Attorney for R.H. DONNELLEY

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CERTIFICATE OF SERVICE

I, Phillip A. Casey, hereby certify that I caused a copy of the Petition to Modify Order and Request for Expedited Relief of R. H. Donnelley in Docket No. 07-0433 to be served upon the service via email on June 15, 2009.

/s/ Phillip A. Casey

Phillip A. Casey

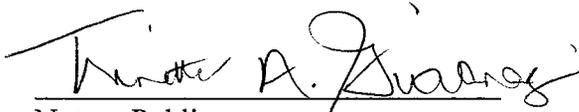
VERIFICATION

I, Phillip A. Casey, being first duly sworn, depose and state that I am an attorney for R. H. Donnelly, that I have read the foregoing Petition, that I am familiar with the facts stated therein, and that to the best of my information and belief, the facts are true and correct.



Phillip A. Casey
Attorney for R. H. Donnelly

Subscribed and sworn to before me
this 12th day of June, 2009.



Notary Public

