

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

ILLINOIS POWER AGENCY)	
)	Docket No. 09-0373
Petition for Approval of Initial)	
Procurement Plan)	

**PETITION FOR LEAVE TO INTERVENE OF
THE ILLINOIS COMPETITIVE ENERGY ASSOCIATION**

Now comes the Illinois Competitive Energy Association (“ICEA”), and submits this Petition To Intervene in the above-captioned proceeding. In support thereof, the ICEA states as follows:

1. On August 17, 2009, the Illinois Power Agency (“IPA”) submitted its procurement plan (“Plan”) as required by ILCS 5/16-111.5 (d) (2). Pursuant to Public Act 095-0481, the IPA submitted an electricity procurement plan designed “to ensure adequate, reliable, affordable, efficient, and environmentally sustainable electric service at the lowest total cost over time...” The plan lays out a procurement strategy for both ComEd and Ameren for the period of June 2010 through May 2015 based on detailed five-year demand forecasts.

2. On or around October 5, 2009, several parties filed Objections to the Plan pursuant to 16-111.5(d)(3) of the Public Utilities Act, 220 ILCS 5/16-111.5.

3. Parties were given leave to file responses to those Objections by the Administrative Law Judge’s October 7, 2009 ruling.

4. The ICEA is an Illinois-based trade association to represent the interests of competitive energy suppliers and others that are interested in preserving and enhancing

opportunities for customer choice and competition in the electric and natural gas industries in Illinois. ICEA was incorporated on October 31, 2008 when it filed the appropriate documentation, including Articles of Incorporation with the Illinois Secretary of State's office.

5. The members of ICEA include: Constellation NewEnergy Inc., Direct Energy Services, LLC, Integrys Energy Services, Inc., MC2 Energy Services, LLC, Midwest Generation, LLC, and Exelon Energy Company. These companies are supportive of competitive markets and the vast majority provide competitive retail electric service to residential, commercial, industrial, and public sector customers such as those involved in the manufacturing industry, retail businesses; local units of governments; cultural, sporting, and educational institutions; hospitals, hotels, and restaurants.

6. In addition, ICEA has its own President, Kevin Wright, who is not an employee of any individual ICEA member, and who, absent intervention, would not otherwise receive service of data requests, responses to data requests, ALJ rulings, testimony, briefs, pleadings, or other matters associated with the instant proceedings.

7. As an Illinois trade association with members that support competitive markets and are active alternative retail electric suppliers ("ARES") providing service to retail electric customers throughout the State, ICEA has business interests in Illinois that will be affected by the outcome of the proceeding.

8. ICEA's intervention will not delay the instant proceeding and ICEA agrees to accept the record as it currently stands.

9. ICEA also agrees to accept service by electronic means as provided for in Section 200.1050 of the Commission's Rules of Practice. (83 Ill. Adm. Code 200.1050.).

10. For purposes of receiving service in the proceedings, ICEA requests that the following persons be placed on the official service list:

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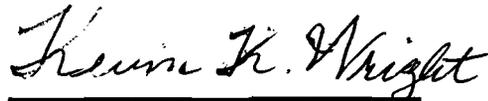
* Already on the official service list

WHEREFORE, the ICEA respectfully requests that the Commission grant this
Petition To Intervene.

Respectfully Submitted,

s/ Mark J. McGuire

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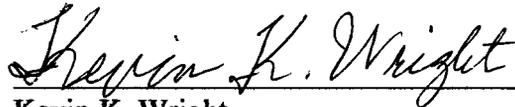


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STATE OF ILLINOIS)
COUNTY OF) SS
SANGAMON)

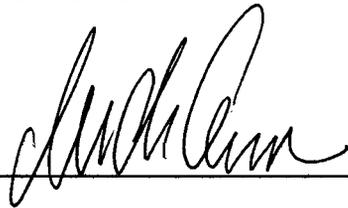
VERIFICATION

KEVIN K. WRIGHT, being first duly sworn, on oath deposes and states that he is the president of the Illinois Competitive Energy Association, that he has read the foregoing Petition To Intervene, that he knows its contents, and that the same is true and accurate to the best of his knowledge and belief.

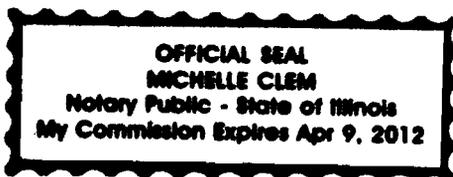


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Subscribed and
sworn to before me
this 16th day of
October 2009.



Notary Public



CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing documents was served this 16th day of October, 2009 by electronic mail upon the persons listed on the Commission's service list.

s/ Mark J. McGuire
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