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ILLINOIS COMMERCE COMMISSION

CHIEF CLERK'S OFFICE

WPS Energy Service, Inc. :
 : **Docket No. 00-0199**
Petition for Certification as an :
Alternative retail electric supplier :

**PETITION OF REPRESENTATIVES KURT M. GRANBERG,
J. PHILIP NOVAK, AND VINCENT A. PERSICO, AND SENATOR DENNY
JACOBS FOR LEAVE TO INTERVENE IN OPPOSITION TO PETITION**

To the Hearing Examiner:

Pursuant to 83 Illinois Administrative Code Section 200.200, State Representatives Kurt M. Granberg, J. Philip Novak, and Vincent A. Persico, and Senator Denny Jacobs, ("Joint Petitioners"), hereby petition this Commission for leave to intervene in the above-entitled cause. Joint Petitioners request that the Commission rescind the status of WPS Energy Service, Inc. ("WPS") as an Alternative Retail Electric Supplier ("ARES") due to the Commission's failure to properly interpret the reciprocity requirements of the Public Utilities Act ("Act") set forth in Section 16-115(d). In support of this petition, Petitioners state as follows:

1. Representative Kurt M. Granberg is a member and Assistant Majority Leader of the Illinois House of Representatives and represents the 109th Representative District. Representative Kurt M. Granberg assisted in the negotiation of various portions of the Electric Service Customer Choice and Rate Relief Law of 1997, including the labor and reciprocity provisions of the Act.

2. Representative J. Philip Novak is a member of the Illinois House of Representatives and represents the 85th Representative District. Representative J. Philip Novak is the Chairperson of the House Environment and Energy Committee and Co-Chairperson of the House Special Committee on Electric Utility Deregulation. Representative J. Philip Novak was a chief negotiator of the provisions of the Electric Service Customer Choice and Rate Relief Law of 1997, including Section 16-115(d)(5).

3. Representative Vincent A. Persico is a member of the Illinois House of Representatives and represents the 39th Representative District. Representative Vincent A. Persico is the Co-Chairperson of the House Special Committee on Electric Utility Deregulation and a member of the House Environment and Energy Committee. Representative Vincent A. Persico was also a chief negotiator of the provisions of the Electric Service Customer Choice and Rate Relief Law of 1997, including Section 16-115(d)(5).

4. Senator Denny Jacobs is a member of the Illinois State Senate and represents the 36th Senatorial District. Senator Denny Jacobs is the ranking member of the Senate Energy and Environment Committee.

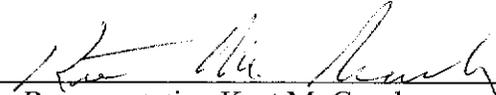
5. Pursuant to the Commission's March 16, 2001 order, the purpose of this proceeding is to determine whether the Commission erred in interpreting Section 16-115(d)(5) (the reciprocity provision) when the Commission granted WPS' application for certification as an ARES on April 18, 2000. Joint Petitioners believe that the Commission's interpretation of Section 16-115(d)(5) was contrary to the General Assembly's legislative intent for the provision and caused the Commission to incorrectly grant WPS' application to become an ARES.

6. Joint Petitioners, as members of the General Assembly and primary architects of the Act, have an interest in this proceeding, and those interests are not adequately represented by any party to this proceeding.

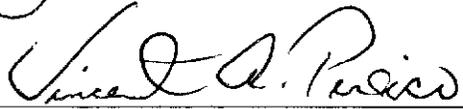
WHEREFORE, Joint Petitioners, Representatives Kurt M. Granberg, J. Philip Novak, and Vincent A. Persico, and Senator Denny Jacobs pray that the Commission grant us leave to intervene and that the Commission rescind certification to WPS.

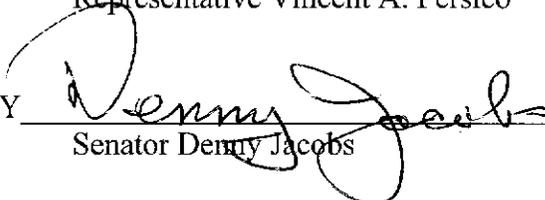
Dated in Springfield, Illinois this 27th day of March, 2001.

Respectfully submitted,

BY 
Representative Kurt M. Granberg

BY 
Representative J. Philip Novak

BY 
Representative Vincent A. Persico

BY 
Senator Denny Jacobs

Representative Kurt M. Granberg
300 Capitol Building
Springfield, IL 62706
(217) 782-0066

Senator Denny Jacobs
M-103C Capitol Building
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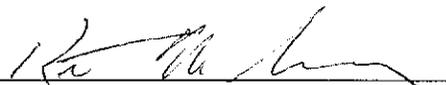
Representative J. Philip Novak
2064-L Stratton Building
Springfield, IL 62706
(217) 782-5981

Representative Vincent A. Persico
2126-O Stratton Building
Springfield, IL 62706
(217) 782-8037

STATE OF ILLINOIS)
)
COUNTY OF SANGAMON) SS

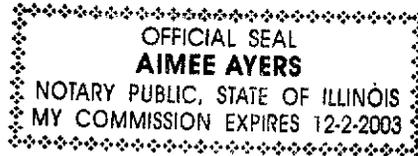
VERIFICATION

I, Kurt M. Granberg, being first duly sworn, depose and say that I am a representative of the Illinois House of Representatives and represent the 109th Representative District in the Illinois House of Representatives. I have read the foregoing Petition for Leave to Intervene by me subscribed, and I know the contents thereof, and that the statements therein contained are true to the best of my knowledge, information and belief.

BY 
Kurt M. Granberg
Representative of the 109th District
Illinois House of Representatives

SUBSCRIBED and SWORN to before
me this 27 day of March 2001


Notary Public



STATE OF ILLINOIS)
)
COUNTY OF SANGAMON) SS

VERIFICATION

I, J. Philip Novak, being first duly sworn, depose and say that I am a representative of the Illinois House of Representatives and represent the 85th Representative District in the Illinois House of Representatives. I have read the foregoing Petition for Leave to Intervene by me subscribed, and I know the contents thereof, and that the statements therein contained are true to the best of my knowledge, information and belief.

BY *J. Philip Novak*
 J. Philip Novak
 Representative of the 85th District
 Illinois House of Representatives

SUBSCRIBED and SWORN to before
me this 27th day of March 2001
Aimee Ayers
Notary Public



STATE OF ILLINOIS)
) SS
COUNTY OF SANGAMON)

VERIFICATION

I, Vincent A. Persico, being first duly sworn, depose and say that I am a representative of the Illinois House of Representatives and represent the 39th Representative District in the Illinois House of Representatives. I have read the foregoing Petition for Leave to Intervene by me subscribed, and I know the contents thereof, and that the statements therein contained are true to the best of my knowledge, information and belief.

BY *Vincent A. Persico*
Vincent A. Persico
Representative of the 39th District
Illinois House of Representatives

SUBSCRIBED and SWORN to before
me this ~~26~~²⁷ day of March 2001

Aimee Ayers
Notary Public



STATE OF ILLINOIS)
)
COUNTY OF SANGAMON) SS

VERIFICATION

I, Denny Jacobs, being first duly sworn, depose and say that I am a representative of the Illinois State Senate and represent the 36th Senatorial District in the Illinois State Senate. I have read the foregoing Petition for Leave to Intervene by me subscribed, and I know the contents thereof, and that the statements therein contained are true to the best of my knowledge, information and belief.

BY *Denny Jacobs*
Denny Jacobs
Senator of the 36th District
Illinois State Senate

SUBSCRIBED and SWORN to before
me this 27th day of March 2001

Aimee Ayers
Notary Public



STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

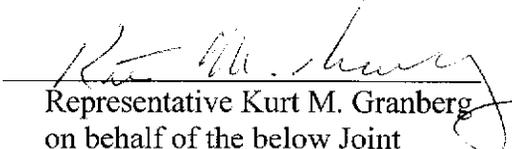
WPS Energy Service, Inc. :
 : Docket No. 00-0199
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Alternative retail electric supplier :

NOTICE OF FILING

To: See attached service list

PLEASE TAKE NOTICE that on this date we have filed with the Chief Clerk of the Illinois Commerce Commission, 527 East Capitol Avenue, Springfield, Illinois 62701, the original and two copies of the both the Joint Petition of Representatives Kurt M. Granberg, J. Philip Novak, and Vincent A. Persico, and Senator Denny Jacobs for Leave to Intervene, and its Comments and Response to the Commission's March 16, 2001, Order to Reopen Docket No. 00-0199.

Dated: March 27, 2001

By: 
Representative Kurt M. Granberg
on behalf of the below Joint
Petitioners

Representative Kurt M. Granberg
300 Capitol Building
Springfield, IL 62706
(217) 782-0066

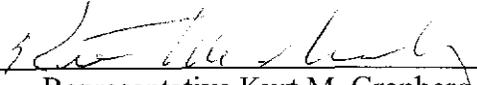
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(217) 782-5981

Representative Vincent A. Persico
2126-O Stratton Building
Springfield, IL 62706
(217) 782-8037

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the Joint Petition of Representatives Kurt M. Granberg, J. Philip Novak, and Vincent A. Persico, and Senator Denny Jacobs For Leave To Intervene and its Comments and Response to the Commission's Order Reopening Docket No. 00-0199 upon the persons on the attached service list, served as indicated, on this 27th day of March, 2001



Representative Kurt M. Granberg
On Behalf Joint Petitioners

ICC DOCKET NO. 00-0199

Service List

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