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ILLINOIS  
COMMERCE COMMISSION

Commonwealth Edison Company, )  
)  
Proposal to establish Rider PORCB )  
(Purchase of Receivables with Consolidated )  
Billing) and other related tariffs. )

**Docket No. 10-0138**

**PETITION TO INTERVENE  
OF THE  
NATIONAL ENERGY MARKETERS ASSOCIATION**

Now comes the NATIONAL ENERGY MARKETERS ASSOCIATION ("NEM"), by its attorneys and submits this Petition to Intervene in the above-captioned proceeding. In support hereof, NEM states as follows:

1. NEM is a non-profit trade association representing both leading suppliers and major consumers of natural gas and electricity as well as energy-related products, services, information and advanced technologies throughout the United States, Canada and the European Union. NEM's membership includes independent power producers, suppliers of distributed generation, energy brokers, power traders, global commodity exchanges and clearing solutions, demand side and load management firms, direct marketing organizations, billing, back office, customer service and related information technology providers. NEM members also include inventors, patent holders, systems integrators, and developers of advanced metering, solar, fuel cell, lighting and power line technologies.

2. NEM, as a national trade organization, will be able to bring a wide range of experiences, as well as a broad perspective to the deliberative process, and its participation in this process will aid the Commission by enhancing the quality of the record to be developed here. NEM can lend a unique perspective to this proceeding because its membership represents a diverse cross-

section of market participants. NEM's members will be materially affected by the outcome of this docket.

3. On January 20, 2010, Commonwealth Edison Company ("ComEd") filed proposed tariff Rider PORCB – Purchase of Receivables with Consolidated Billing and related tariffs. NEM's interest in this proceeding is the implementation of rates, tariffs, operating procedures, rules and policies that will ensure the development and maintenance of an efficient and reliable competitive electric market in Illinois. NEM has participated in multiple proceeding to develop and implement POR programs in other jurisdictions. The availability of POR has been tantamount to the development of those markets as well as the ability of NEM members to offer competitively priced energy and related services into those other service territories. NEM members serve and intend to serve customers in the Illinois electric market, including residential, commercial and industrial customer segments in the ComEd service territory. The ability of NEM members to fairly compete in the restructured electric industry and thus bring the benefit of additional competition to Illinois and ComEd electric customers will be significantly affected by the outcome of this proceeding. The interests of NEM and its members in this proceeding cannot be adequately represented or protected by any other party hereto.

4. For purposes of the service list, the names and addresses of the persons to whom all communications should be sent are:

Mark W. Bina, Esq.  
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5. NEM 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).

WHEREFORE, THE NATIONAL ENERGY MARKETERS ASSOCIATION prays that this Petition to Intervene be granted and that THE NATIONAL ENERGY MARKETERS ASSOCIATION be treated as an active party to this proceeding.

Dated: March 8, 2010

Respectfully submitted,

THE NATIONAL ENERGY MARKETERS  
ASSOCIATION

By



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*(Pro Hac Vice admission pending)*

*Attorneys for National Energy Marketers Association*

**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

**Commonwealth Edison Company,** )  
 ) **Docket No. 10-0138**  
**Proposal to establish Rider PORCB** )  
**(Purchase of Receivables with Consolidated** )  
**Billing) and other related tariffs.** )

**AFFIDAVIT OF Mark W. Bina**

Mark W. Bina, being duly sworn upon his oath, states:

1. Mark W. Bina is an attorney at the law firm of Krieg DeVault LLP, 30 North LaSalle Street, Suite 3516, Chicago, Illinois 60602 ("KD"), and is member in good standing of the Illinois Bar.
2. KD will be counsel of record for National Energy Marketers Association (NEM) in the above-captioned proceeding.
3. Mark W. Bina acknowledges that the interests outlined in NEM's Petition to Intervene are true and correct to the best of his knowledge and belief.

  
\_\_\_\_\_  
Mark W. Bina

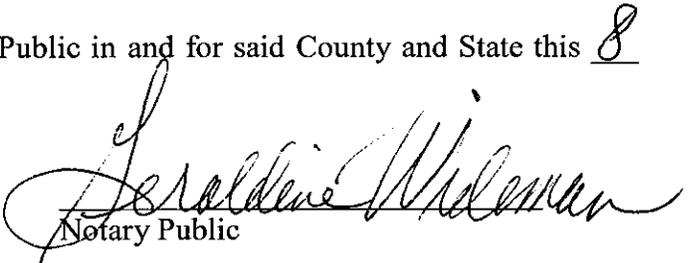
Dated: \_\_\_\_\_

State of Illinois )  
 ) SS:  
County of Cook )

Subscribed and sworn to before me, a Notary Public in and for said County and State this 8 day of March, 2010.

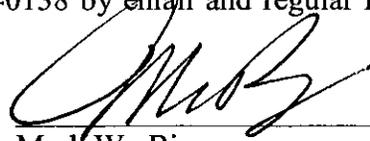
Witness my hand and Notarial Seal.



  
\_\_\_\_\_  
Notary Public

**CERTIFICATE OF SERVICE**

I, Mark W. Bina, an attorney, hereby certify that I served a copy of the Petition to Intervene upon the service list for Docket No. 10-0138 by email and regular mail on March 8, 2010.



Mark W. Bina

## **Service List**

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