

For Commission Use Only:
Case: 10-0369

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

FORMAL COMPLAINT

Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, Illinois 62701

ORIGINAL

Regarding a complaint by (Person making the complaint): Sheila Thomas

Against (Utility name): Peoples Gas Light and Coke Company ("PG")

As to (Reason for complaint) Ms. Thomas seeks enforcement of a bankruptcy court order and class-wide actual and punitive damages for PG's attempt to collect debts in violation of that order. Before a ruling on the merits, however, Thomas seeks an order stating that the ICC lacks jurisdiction over her claims because: 1) she seeks enforcement of a bankruptcy court order, and civil damages for PG's violation of the order; and 2) the ICC lacks authority to award the relief requested (enforcement of court order, actual and punitive damages on a class-wide basis) as the courts have exclusive jurisdiction. in Chicago, Illinois.

TO THE ILLINOIS COMMERCE COMMISSION, SPRINGFIELD, ILLINOIS:

My mailing address is See attorney information on page 2.

The service address that I am complaining about is 7037 S. Harper, Apt. D, Chicago, Illinois 60637

My home telephone is [] See attorney information on page 2.

Between 8:30 A.M. and 5:00 P.M. weekdays, I can be reached at [] See attorney information on page 2.

My e-mail address is See attorney info I will accept documents by electronic means (e-mail) Yes No

(Full name of utility company) Peoples Gas Light and Coke Company (respondent) is a public utility and is subject to the provisions of the Illinois Public Utilities Act.

In the space below, list the specific section of the law, Commission rule(s), or utility tariffs that you think is involved with your complaint.
N/A

Have you contacted the Consumer Services Division of the Illinois Commerce Commission about your complaint? Yes No

Has your complaint filed with that office been closed? Yes No

CHIEF CLERK'S OFFICE
2010 JUN -3 A 10:45
ILLINOIS COMMERCE COMMISSION

Please state your complaint briefly. Number each of the paragraphs. Please include time period and dollar amounts involved with your complaint. Use an extra sheet of paper if needed.

1. In May 2000, Thomas' Peoples Gas debt was discharged by a federal bankruptcy court order pursuant to 11 U.S.C. 727. In June 2008, Peoples Gas violated that order by turning off Thomas' account, and would not reinstate it unless she paid the discharged amount.

2. As a result, Thomas brought a class action against Peoples Gas, a copy of which is attached, seeking enforcement of the bankruptcy court order, and actual and punitive damages, as well as attorneys fees, as a result of Peoples Gas violation of the order and the Illinois Consumer Fraud Act, 815 Ill. Comp. Stat. 505/2, and for infliction of emotional distress.

3. Defendant moved to dismiss Plaintiff's complaint, arguing that the ICC had jurisdiction over Thomas' claims. See Plaintiff's Response to the briefs attached. On April 16, 2010, the Circuit Court of Cook County found that the ICC had exclusive jurisdiction over Thomas' claims and granted Defendant's Motion to Dismiss. See attached briefs filed by Ms. Thomas.

Please clearly state what you want the Commission to do in this case:

Ms. Thomas requests the ICC rule it does not have exclusive jurisdiction over her claims. Alternatively, she seeks actual and punitive damages, on behalf of herself and a class, for PG's violation of Illinois law as described in the attached complaint.

NOTICE: If personal information (such as a social security number or a bank account number) is contained in this complaint form or provided later in this proceeding, you should submit both a public copy and a confidential copy of the document. Any personal information contained in the public copy should be obscured or removed from the document prior to its submission to the Chief Clerk's office. Any personal information contained in the confidential copy should remain legible. If personal information is provided in your public copy, be advised that it will be available on the internet through the Commission's e-Docket website. The confidential copy of any filing you make, however, will only be available to Commission employees. If you file both a public and confidential version of a document, clearly mark them as such.

Today's Date: 6-1-10
(Month, day, year)

Complainant's Signature: Sheila Thomas

If an attorney will represent you, please give the attorney's name, address, telephone number, and e-mail address. Please direct all communications to Thomas' attorneys:

Lance A. Raphael and Allison Krumhorn, The Consumer Advocacy Center, P.C., 180 W. Washington, Suite 700, Chicago, Illinois 60602. Tel: (312) 782-5808. E-mail: lance@caclawyers.com and allison@caclawyers.com
When you finish filling out this complaint form, you need to file the original with the Commission's Chief Clerk. When filing the original complaint, be sure to include one copy of the original complaint for each utility company complained about (referred to as respondents).

VERIFICATION

A notary public must witness the completion of this part of the form.

SHEILA THOMAS, Complainant, first being duly sworn, say that I have read the above petition and know what it says. The contents of this petition are true to the best of my knowledge.

Sheila Thomas
Complainant's Signature

Subscribed and sworn/affirmed to before me on (month, day, year) June 1, 2010

Faheemah Elmore
Signature, Notary Public, Illinois



NOTE: Failure to answer all of the questions on this form may result in this form being returned without processing.