

For Commission Use Only:

Case: 10-0591

# 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): JOEL SHER FOR EVANGERS PET FOOD Co.

Against (Utility name): COMMONWEALTH EDISON COMPANY

As to (Reason for complaint) REIMBURSEMENT FOR LOSS RELATED TO  
OUTAGE.

ILLINOIS  
COMMERCE COMMISSION  
2010 OCT 12 P 12:17  
CHIEF CLERK'S OFFICE

in CHRC WHEELING, IL Illinois.

### TO THE ILLINOIS COMMERCE COMMISSION, SPRINGFIELD, ILLINOIS:

My mailing address is 221 S. WHEELING RD. WHEELING, IL 60090

The service address that I am complaining about is 221 S. WHEELING Rd WHEELING, IL 60090

My home telephone is [312] 316-2096

Between 8:30 A.M. and 5:00 P.M. weekdays, I can be reached at [847] 537 0102

My e-mail address is JOELS@EVANGERSDOGFOOD.COM will accept documents by electronic means (e-mail)  Yes  No

(Full name of utility company) COMMONWEALTH EDISON CO. (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.

- THE UTILITY HAS NEGLIGENCE BASED ON:
- 1) P3 ILLINOIS ADMINISTRATIVE CODE PART 411
  - 2) ILLINOIS COMPILLED STATUTES 220 ILCS 5 PUBLIC UTILITIES

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

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

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. ON 5-3-2010 THE ELECTRICAL TRANSFORMER AT THE POLE EXPLODED CAUSING A POWER (PARTIAL) OUTAGE AT OUR MANUFACTURING FACILITY.
2. THE TRANSFORMER WAS REPLACED BY 7:30PM ON 5-3-2010. HOWEVER, DUE TO THE FACT THAT MANY OF OUR MACHINERY WAS DAMAGED (MOSTLY 3-PHASE ELECTRIC MOTORS) WE COULD RESUME PRODUCTION UNTIL FRIDAY 5-7-2010.
3. AN INTERVIEW WITH SEVERAL OF THE COMED TECHNICIANS ON THE SCENE, REVEALED THAT THERE WAS NO DETERMINABLE CAUSE FOR THE TRANSFORMER FAILURE. THE VALUE OF OUR LOSS IS \$ 35,448.00

Please clearly state what you want the Commission to do in this case:  
 OUR COMPANY FILED A COMPLAINT AGAINST COMED TO RECOVER COSTS ASSOCIATED WITH THE POWER OUTAGE. WE BELIEVE THAT THE OUTAGE WAS A RESULT OF WILLFUL DEFAULT OR NEGLIGENT ACTIONS BY COMED. COMED HAS UNILATERALLY DENIED OUR CLAIM. WE ASK THE COMMISSION TO DETERMINE LIABILITY FOR THIS LOSS.

**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: 10 - 4 - 2010 Complainant's Signature: *Joel Sher*  
 (Month, day, year)

If an attorney will represent you, please give the attorney's name, address, telephone number, and e-mail address.

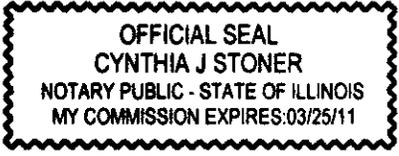
When you finish filling out this complaint form, you need to file the original with the Commission's Chief Clerk. When filing the original complaint, be sure to include one copy of the original complaint for each utility company complained about (referred to as respondents).

**VERIFICATION**

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

I, JOEL SHER, 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.

*Joel Sher*  
 Complainant's Signature



Subscribed and sworn/affirmed to before me on (month, day, year) OCTOBER 4, 2010

*Cynthia J Stoner*  
 Signature, Notary Public, Illinois

(NOTARY SEAL)

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