

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Illinois Commerce Commission	:	
On Its Own Motion	:	
-vs-	:	01-0705
Northern Illinois Gas Company	:	
	:	
Reconciliation of revenues collected under	:	
gas adjustment charges with actual costs	:	
prudently incurred.	:	
Illinois Commerce Commission	:	
On Its Own Motion	:	
-vs-	:	02-0067
Northern Illinois Gas Company	:	
d/b/a NICOR Gas Company	:	
	:	
Proceeding to review Rider 4, Gas cost,	:	
pursuant to Section 9-244(c) of the Public	:	
Utilities Act.	:	
Illinois Commerce Commission	:	
On Its Own Motion	:	
-vs-	:	02-0725
Northern Illinois Gas Company	:	
d/b/a NICOR Gas Company	:	
	:	
Reconciliation of revenues collected under	:	(Consolidated)
gas adjustment charges with actual costs	:	
prudently incurred.	:	

ERRATA

AND PROCEDURAL STATEMENT

NOW COME the Staff witnesses of the Illinois Commerce Commission (“Staff”),
through its undersigned counsel, and files this Errata and Procedural Statement.

Pursuant to the procedural schedule in these consolidated proceedings, Staff hereby files the Revised Direct Testimony of Richard J. Zuraski (ICC Staff Ex. 1.0R) and Mark Maple (ICC Staff Ex. 2.0R). The testimony has been revised as a result of the Motion to Strike Portions of the Direct Testimony (“Motion to Strike”) filed by Northern Illinois Gas Company d/b/a Nicor Gas Company (“Nicor” or “Company”) on October 9, 2009 and the Rulings of the Administrative Law Judges (“ALJs”) on April 30, 2010 and September 30, 2010.

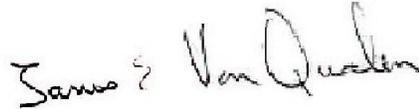
These changes were made to cure the defects which formed the basis of the Motion to Strike and the ALJs’ Rulings. This was accomplished, for example, by deleting certain words, rephrasing testimony, adding foundational information, etc. In those few instances in which no changes were made, Staff seeks reconsideration by the ALJs. In several other instances, Staff seeks the opportunity to respond for the first time to objections Nicor initially raised in its April 2, 2010 Reply.

The changes have been shared with Nicor. In some instances, Nicor has indicated that it has no objection to the testimony as changed. In the remaining instances, Nicor has not indicated whether it objects to some of the changes.

The testimony is presented in legislative style with new text underlined and deleted text shown in strikethrough. Staff has prepared a chart for each of the testimonies, identifying the objection number, the page and lines of the testimony, the Ruling of the ALJs, an explanation of how the testimony changed, and the current status of the change.

In the event that Nicor files an additional Motion to Strike, it is Staff's intent to wait until that Motion to Strike has been fully briefed and ruled upon before considering the filing of any petition for interlocutory review.

Respectfully submitted,



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ZURASKI DIRECT

	Testimony	Ruling	Explanation	11/23/10 status
1.	Staff Ex. 1.0, 2:41	Overruled		
2.	Staff Ex. 1.0, 3:fn 1	Objection withdrawn		
3.	Staff Ex. 1.0, 3:57-60	Overruled (9/30 2010)		
4.	Staff Ex. 1.0, 7:141	Sustained	Deleted "knowingly"	Nicor has no objection
5.	Staff Ex. 1.0, 7:151	Sustained	Deleted "knowingly"	Nicor has no objection
6.	Staff Ex. 1.0, 9:195-99	Overruled (9/30/2010)	(Reserved 4/30/2010)	
7.	Staff Ex. 1.0, 11:fn 4	Objection withdrawn		
8.	Staff Ex. 1.0, 12:fn 5	Objection withdrawn		
9.	Staff Ex. 1.0, 13:253-54	Sustained	Testimony rewritten, see 13:251-255	Nicor has no objection
10.	Staff Ex. 1.0, 13: fn 7	Overruled		
11.	Staff Ex. 1.0, 13:fn 7	Staff has removed		
12.	Staff Ex. 1.0, 13:fn 8	Overruled		
13.	Staff Ex. 1.0, 31:604-09, including fn. 16	Sustained	Testimony rewritten, see 31:605-611	Nicor has no objection
14.	Staff Ex. 1.0, 31:614-632, including fns. 17-20	Sustained	Testimony rewritten, see 31:612-35: 715	Nicor has no objection
15.	Staff Ex. 1.0, 38: 758-759	Sustained	Testimony rewritten, see 41:841-852	Nicor has no objection
16.	Staff Ex. 1.0, 38:fn 23	Objection withdrawn		
17.	Staff Ex. 1.0, 38:764-65, including fn. 24	Objection withdrawn		
18.	Staff Ex. 1.0, 38: 766-767	Sustained	Testimony	Nicor has no

			rewritten, see 42:856-865	objection
19.	Staff Ex. 1.0, 38:fn 25	Reserved; Foundation	Testimony rewritten, see 42:856-865	Nicor has no objection
20.	Staff Ex. 1.0, 39:768-69	Objection withdrawn		
21.	Staff Ex. 1.0, 39: 769-70	Sustained	Testimony rewritten, see 42:856-865	Nicor has no objection
22.	Staff Ex. 1.0, 39:fn 26	Overruled		
23.	Staff Ex. 1.0, 40: 803	Objection withdrawn		
24.	Staff Ex. 1.0, 44: 864-68	Objection withdrawn		
25.	Staff Ex. 1.0, 44: 875-80	Overruled (9/30/2010)		
26.	Staff Ex. 1.0, 49: 971-50:995	Overruled (9/30/2010)		

MAPLE DIRECT

	Testimony	Ruling	Explanation	11/23/2010 Status
1.	Staff Ex. 2.0, 2:28-29	Overruled		
2.	Staff Ex. 2.0, 12:177-81	Overruled		
3.	Staff Ex. 2.0, 12:189-13:204	Overruled		
4.	Staff Ex. 2.0, 13:211	Objection withdrawn		
5.	Staff Ex. 2.0, 14:218	Objection withdrawn		
6.	Staff Ex. 2.0, 14:222-15:247	Sustained	Testimony rewritten, see 13:223-15:284	Nicor has no objection
7.	Staff Ex. 2.0, 15:253-16:268	Overruled		
8.	Staff Ex. 2.0, 16:270-75	Overruled		
9.	Staff Ex. 2.0, 17:282-92	Overruled		
10.	Staff Ex. 2.0, 17:299	Sustained	Testimony rewritten, see 19:366-369	
11.	Staff Ex. 2.0, 18:301-02	Sustained	See Note to 10	
12.	Staff Ex. 2.0, 18:316-19:319	Overruled		
13.	Staff Ex. 2.0, 20:340-41	Sustained	Testimony rewritten, see 21: 408-10	
14.	Staff Ex. 2.0, 20:342-45	Overruled		
15.	Staff Ex. 2.0, 20:349-21:353	Sustained	Testimony remains, see 21:418-22:422.	Staff had no opportunity to respond to Nicor's revised objection. ¹

¹ Nicor's objection, "Discovery deposition(s)," was changed to "not competent and not material" in its Reply for its Motion to Strike (See Nicor Reply in Support of Motion to Strike, Ex. C, 15).

16.	Staff Ex. 2.0, 21:354-56	Overruled		
17.	Staff Ex. 2.0, 21:358-59	Overruled		
18.	Staff Ex. 2.0, 23:393	Sustained	Deleted; see 24:462-64	
19.	Staff Ex. 2.0, 28:458-66	Overruled		
20.	Staff Ex. 2.0, 28:474	Reserved Foundation	The testimony remains unchanged.	Staff has contacted Nicor concerning a possible stipulation.
21.	Staff Ex. 2.0, 33:539	Sustained	Capacity release section rewritten to include information establishing foundation; see 30:573-574, 32:602-40:776	
22.	Staff Ex. 2.0, 33:541-47	Reserved Foundation	See Note to 21	
23.	Staff Ex. 2.0, 33:550-53	Sustained	See Note to 21	
25.	Staff Ex. 2.0, 34:562-35:579	Sustained	See Note to 21	
26.	Staff Ex. 2.0, 35:580	Sustained	See Note to 21	
27.	Staff Ex. 2.0, 35:590	Sustained	See Note to 21	
28.	Staff Ex. 2.0, 36:604	Sustained	See Note to 21	
29.	Staff Ex. 2.0, 39:662-63	Reserved Foundation	Testimony rewritten, see 43:821-49:918	
30.	Staff Ex. 2.0, 40:667-76	Overruled		
31.	Staff Ex. 2.0, 41:686-87	Overruled		
32.	Staff Ex. 2.0, 41:690-96	Overruled		

33.	Staff Ex. 2.0, 41:699	Sustained	Testimony rewritten; see 50:955	Nicor has no objection
34.	Staff Ex. 2.0, 41:701	Sustained	Deleted; see 51:957	Nicor has no objection
35.	Staff Ex. 2.0, 41:703-42:715	Sustained	Testimony rewritten; see 51:971-52:982	Nicor has no objection
36.	Staff Ex. 2.0, 42:719	Withdrawn		
37.	Staff Ex. 2.0, 44:749	Reserved Foundation	Testimony rewritten to include information establishing foundation; see 43:821-49:918; testimony at 53:1008-54:1015 is recast to accommodate this.	
38.	Staff Ex. 2.0, 45:759-46:785	Overruled		
39.	Staff Ex. 2.0, 48:815-29	Overruled		
40.	Staff Ex. 2.0, 49:840-42	Sustained	Sentence deleted; see 58:1115-1117	Nicor has no objection
41.	Staff Ex. 2.0, 49:850-51:894	Overruled		
42.	Staff Ex. 2.0, 51:896-99	Sustained	Testimony rewritten; 61:1174-1177 ²	Nicor has no objection
43.	Staff Ex. 2.0, 52:904	Reserved Foundation	Testimony rewritten to include foundation, see 61:1181-	

²Nicor's objection, "Incompetent," was changed to include "materiality" in its Reply for its Motion to Strike (See Nicor Reply in Support of Motion to Strike, Ex. C, 42).

			62:1213	
44.	Staff Ex. 2.0, 52:906-11	Overruled		
45.	Staff Ex. 2.0, 52:913-917	Sustained	Testimony rewritten; 62:1216- 63:1242	
46.	Staff Ex. 2.0, 53:919-21	Sustained	See Note 45. ³	
47.	Staff Ex. 2.0, 54:940-52	Staff agreed to withdraw		Withdrawn, see 64:1259-66:1286
48.	Staff Ex. 2.0, 41:686-87	Staff agreed to withdraw		See Note 47.
49.	Staff Ex. 2.0, 41:686-87	Staff agreed to withdraw		See Note 47.

³Nicor's objection in the Motion to Strike was "discovery depositions." Nicor added further objections, so which Staff has no opportunity to respond its Reply (see Nicor Reply in Support of Motion to Strike, Ex. C, 46).