

For Commission Use Only:

Case: 11-0144

OFFICIAL FILE
ILLINOIS COMMERCE COMMISSION

FORMAL COMPLAINT

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

ORIGINAL

Regarding a complaint by (Person making the complaint): PETER R. FLETCHER

Against (Utility name): COMMONWEALTH EDISON COMPANY

As to (Reason for complaint) METHOD TO BE USED IN COMPUTING CAPACITY CHARGE FOR A RRTP/NET METERING CUSTOMER.

in LISLE Illinois.

CHIEF CLERK'S OFFICE
2011 FEB -9 P 12:39
ILLINOIS COMMERCE COMMISSION

TO THE ILLINOIS COMMERCE COMMISSION, SPRINGFIELD, ILLINOIS:

My mailing address is 6092 ANGEL LAKE, LISLE, IL 60532

The service address that I am complaining about is ABOVE ADDRESS

My home telephone is [630] 470 9986

Between 8:30 A.M. and 5:00 P.M. weekdays, I can be reached at [630] 470 9986

My e-mail address is PETER6092@COMCAST.NET I will accept documents by electronic means (e-mail) Yes No

(Full name of utility company) COMMONWEALTH EDISON 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.

ILLINOIS PUBLIC ACT 095-0420 ; 220 ILCS 5/16-107.5
COMED TARIFFS: RATE BESH, RIVER RRTP

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

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.

SEE ATTACHED STATEMENT

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

SEE PARA 5 OF ATTACHED STATEMENT

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: FEBRUARY 7, 2011 Complainant's Signature: *Peter R. Fletcher*
(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

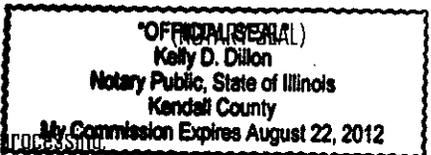
A notary public must witness the completion of this part of the form.

I, Peter Fletcher, 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.

Peter R. Fletcher
Complainant's Signature

Subscribed and sworn/affirmed to before me on (month, day, year) 02/07/2011

Kelly D. Dillon
Signature, Notary Public, Illinois



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

1. I have been an electricity customer of Commonwealth Edison since moving to Illinois in 2007 and at my current home in Lisle since the end of that year. In 2009, I signed up for the utility's Real Time Pricing (RTP) program. One of the larger components of the rate for that program is a 'Capacity Charge', which is levied monthly for the entire year and based on the customer's usage during a number of (retrospectively determined) peak hours during the previous summer cooling season. I did and do understand (in general terms) and accept how this charge is calculated for regular RTP customers.
2. In April, 2010, I had a 4.14 kW Solar PV system installed on the roof of my house. I signed a Net Metering Agreement with the utility, a bidirectional meter was installed, and the utility has been crediting me for the power that I produce. My Capacity Charge, based on my peak usage in 2009, is, of course, unchanged, and now represents a very substantial proportion of my monthly bill. Because of this, and because the utility (at least initially) had some problems in calculating my bill correctly under RTP/Net Metering, I enquired in November, 2010 how the Capacity Charge would be calculated for 2011/2012, given that I would have been a producer, rather than a consumer, of electricity during at least some of the peak hours used for the calculation.
3. It should be noted that the bidirectional digital meter used by the utility for RTP/Net Metering customers does not "net out" usage and production on an hour by hour basis. The meter accumulates and records instantaneous net production and instantaneous net usage as two separate 'streams'. If a RTP/Net Metering customer produces 500 Wh in the first half of a given hour and consumes 500 Wh in the second half of the same hour, this is not simply recorded as zero usage/production for the hour; it is recorded as 500 Wh of usage and 500 Wh of production for the same hour. This does not normally affect the calculation of the monthly bill, since the charges and credits for hours in which there is both usage and production balance out. However, in response to my inquiry, the utility informed me that, in calculating the Capacity Charge, it would be using only my usage 'stream' numbers to calculate my usage for the relevant peak hours. This statement was subsequently confirmed by the utility's Net Metering Manager, Maryl Freestone. Not only would this mean that I would get no credit at all (for the purposes of the Capacity Charge) for net production during the relevant hours, but also that I may be treated as having consumed power during individual peak hours in which I was actually a net producer.
4. I have been able to determine, on the basis of usage figures supplied by the utility, that I was, in fact, a net producer of power during seven out of the ten relevant hours during 2010, and used no utility power whatsoever in six of these. The average flux across my meter during those hours was an outward flow *to* the utility grid (net production) of approximately 640W. On the basis of the system that the utility is proposing to use to calculate the charge, I will be treated as having *used* an average of approximately 450W. This seems clearly unjust and contrary to the intent (at least) of the Net Metering Statute.
5. I ask the Commission to make and enforce a declaration that the Capacity Charge imposed on a RTP/Net Metering customer must be calculated on the basis of the customer's net usage during the relevant peak demand periods, taking account of his/her production, as well as his/her usage, during those periods.