

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Illinois Commerce Commission)	
)	
On Its Own Motion)	
)	Docket No. 11-0354
)	
vs.)	
)	
)	Docket No. 11-0355
Ameren Illinois Company)	
)	
d/b/a Ameren Illinois, Respondent)	
)	Docket No. 11-0356
)	
Reconciliation of revenues collected under power)	
procurement riders with actual costs associated)	
with power procurement expenditures.)	

AGREED MOTION TO CONSOLIDATE DOCKETS

Ameren Illinois Company d/b/a Ameren Illinois hereby moves for entry of an order consolidating Illinois Commerce Commission (“Commission”) Dockets numbered 11-0354 through 11-0356 (together, the “Power Procurement Reconciliation Dockets”), pursuant to Section 200.600 of the Illinois Administrative Code (the “Code”).¹ In support of this Motion, Ameren Illinois respectfully states as follows:

1. Ameren Illinois is a corporation organized and existing under the laws of the State of Illinois, engaged in delivering electric and natural gas energy to the public in Illinois, and is a public utility within the meaning of 220 ILCS 5/3-105 of the Public Utilities Act (the “Act”).

¹ Ameren Illinois has concurrently filed this Motion in each respective docket.

2. On October 26, 2007, the Ameren Illinois Utilities² each filed proposed tariffs, Rider PER- Purchased Electricity Recovery and Rider HSS- Hourly Supply Service (“Rider PER” and “Rider HSS”). Rider PER allows recovery from customers of electric power and energy costs incurred pursuant to the Commission-approved procurement plan and other costs identified in Section 16-111.5 of the Public Utilities Act (“PUA”) necessary for the provision of bundled electric service to eligible retail customers and customers served under Rider RTP- Real-Time Pricing until the Supplier Forward Contract requirements have been fulfilled. Rider HSS addresses cost recovery for customers who are not eligible for fixed-price bundled service. Rider PER and Rider HSS were both approved by the Commission in Docket No. 07-0527. Final Order, Docket No. 07-0527 (Dec. 19, 2007), pp. 97-98. Both Rider PER and Rider HSS provide for an annual reconciliation.

3. On April 15, 2011, the Commission entered an Initiating Order in Docket Nos. 11-0354 (AmerenCILCO), 11-0355 (AmerenCIPS), and 11-0356 (AmerenIP), respectively, initiating the reconciliation reviews for Riders PER and HSS. Initial status conferences were simultaneously held in each of the dockets on November 16, 2011.

4. Section 200.600 of the Code provides that “[t]he Commission or Hearing Examiner may order two or more proceedings involving a similar question of law or fact to be consolidated where rights of the parties or the public interest will not be prejudiced by such procedure.” 83 Ill. Adm. Code § 200.600. Illinois courts favor case consolidation to promote fairness, consistency, and judicial expediency, where cases involve the same questions of law

² Prior to October 1, 2010, Ameren Illinois was three separate entities: Central Illinois Light Company d/b/a AmerenCILCO, Illinois Power Company d/b/a AmerenIP, and Central Illinois Public Service Company d/b/a AmerenCIPS (“Ameren Illinois Utilities” or “AIUs”). AmerenCILCO and AmerenIP were merged into AmerenCIPS on October 1, 2010, with AmerenCIPS being the sole surviving legal entity. AmerenCIPS changed its name to Ameren Illinois Company d/b/a Ameren Illinois.

and fact. *See, e.g., Boyd v. Travelers Ins. Co.*, 166 Ill. 2d 188, 199-200, 652 N.E.2d 267, 273 (1995).

5. Consolidating the Power Procurement Reconciliation Dockets is appropriate because the dockets involve identical tariffs and an identical time period. It is therefore expected that the issues raised will involve substantially similar questions of law and fact for the Commission to review and, if necessary, resolve.

6. Consolidation is also proper because consolidation of the Power Procurement Reconciliation Dockets allows Ameren Illinois, Commission Staff and the Commission to more efficiently participate in the dockets. For example, Direct Testimony will be filed by Ameren Illinois on February 8, 2012 in each docket, and a status hearing has been set for each docket on February 29, 2012. Consolidation would allow for a single filing and subsequent status hearing.

7. Moreover, consolidation of the Power Procurement Reconciliation Dockets will promote the following Commission goals: (1) ensuring the integrity of the fact-finding process by assembling a “complete factual record to serve as a basis for a correct and legally sustainable decision,” 83 Ill. Admin. Code 200.25(a); (2) providing for an expeditious hearing process, in order to bring proceedings “to a conclusion as swiftly as is possible in keeping with the other goals of the hearing process,” 83 Ill. Admin. Code 200.25(c); (3) tailoring the hearing process “where practicable to accommodate the parties, staff witnesses, the Hearing Examiner and the Commission itself,” 83 Ill. Admin. Code 200.25(d); and (4) promoting a cost-effective hearing process, in order to minimize “costs incurred by the Commission and by both public and private parties.” 83 Ill. Admin. Code 200.25(e).

8. Finally, during the initial status conference, counsel for Commission Staff stated that Commission Staff would have no objection to consolidation. Undersigned counsel has since

confirmed with counsel for Commission Staff that they still agree with the relief sought by this Motion. Thus, no rights will be prejudiced by way of consolidation.

WHEREFORE, for all the reasons set forth above, Ameren Illinois respectfully moves for entry of an order consolidating Docket Nos. 11-0354-11-0356.

December 16, 2011

Respectfully submitted,

AMEREN ILLINOIS COMPANY

By: /s/ Mark DeMonte
One of its attorneys

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CERTIFICATE OF SERVICE

I, Mark DeMonte, certify that on December 16, 2011, I served a copy of the foregoing Agreed Motion to Consolidate Dockets by electronic mail to the individuals on the Illinois Commerce Commission's Service List for Docket Nos. 11-0354-11-0356.

/s/ Mark DeMonte

Mark DeMonte
Attorney for Ameren Illinois