

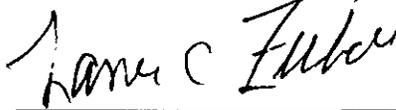
**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

SVT, LLC d /b/a ULTRA FOODS	)	
	)	
Complainant,	)	
	)	
v.	)	Case Number: 11-0742
	)	
COMMONWEALTH EDISON COMPANY	)	
	)	
Respondent.	)	

**NOTICE OF FILING**

To: Elizabeth Rolando, Chief Clerk Illinois Commerce Commission 527 East Capitol Avenue Springfield, Illinois 62701	All Parties on the attached Service List
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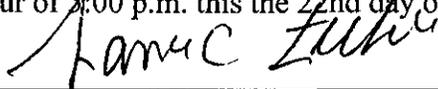
Please take notice that on March 22, 2012, the undersigned has caused to be filed via Certified U.S. Mail, return receipt requested, with the Clerk of the Illinois Commerce Commission, 527 East Capitol Avenue, Springfield, Illinois, 62701, **SVT, LLC d/b/a Ultra Foods Prefiled Testimony**, copies of which are attached hereto, and are hereby served upon you.



\_\_\_\_\_  
Lance C. Ziebell

**CERTIFICATE OF SERVICE**

I, Lance C. Ziebell, an attorney, hereby certify that a copy of this Notice and the documents referred to herein were served via First Class U.S. mail and via electronic mail on the above referenced parties before the hour of 5:00 p.m. this the 22nd day of March, 2012.



\_\_\_\_\_  
Lance C. Ziebell

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CHIEF CLERK'S OFFICE

2012 MAR 26 A 10:38

ILLINOIS COMMERCE  
COMMISSION

**Service List**

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I, Dan Kowalski, started my shift as Manager on Duty at 3pm on November 3<sup>rd</sup>, 2010 at the Ultra Foods location at 1212 75<sup>th</sup> Street in Downers Grove, Illinois.

I arrived noticing that we did not have electrical power to the store while the businesses around us all had power.

I immediately spoke to Sharon Glim, the MOD of the store at that time and she told me there was a power outage that occurred at around 9:30am that morning. I asked her if there was any estimate on when the power would be back on, but she didn't know at that time. She did tell me that it took a while to get in touch with Com Ed.

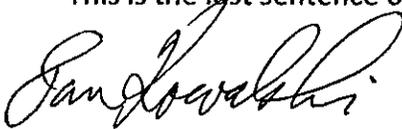
I walked to the back of the store outside where Com Ed was working. I remember that the Com Ed crew did not have an actual time that the problem would be repaired.

The Com Ed crew said they would have to dig a hole and find where the break in the cable was and then run new cable to reconnect the store. We asked if temporary power hook up could be done. They said that their supervisor would have to make that decision. When the supervisor arrived, he said they couldn't hook up temporary power.

The Com Ed crew worked through the evening but could not fix the problem.

The next day, Thursday November 4<sup>th</sup>, 2010, I was not there, but found out through Michelle that they ran a temporary cable to the store to give it power. This is what we asked for from the start. By doing so, all of the loss the store incurred could have been avoided.

This is the last sentence of my statement.



Dan Kowalski  
January 9, 2012

CHIEF CLERK'S OFFICE  
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ILLINOIS COMMERCE  
COMMISSION

January 5<sup>th</sup>, 2012

On the morning of Wednesday, November 3<sup>rd</sup>, 2010, I receive a phone call in the morning from the Michelle Tartaglia, store manager at our Downers Grove Ultra Store. She was reporting that the store had lost power and we were the only store in the shopping mall that didn't have any power. She had already reported the issue to Com Ed and our maintenance department.

When I arrived at the store, Com Ed was on site, our refrigeration vendor; Zone and our electrician; Case Electric. Michelle Tartaglia, Steve Lester from Case Electric and I went to the back of the store to get a status update from Com Ed. They explained they had a bad underground cable and it would take 4 to 6 hours to make the repairs. I asked if there was a way to put us on temporary power. They told us they could not. We discussed renting a generator for the store and we did not because it would take 5 to 6 hours to secure one, transport it to the store and connect it and according to Com Ed the work would be completed in 6 hours. Com Ed also explained the generator would be in the way of their repairs. With Com Ed's estimated 6 hour window of being without power, we closed the store, secured three refrigerated trucks, ordered dry ice and started to empty the product from cases to the refrigerated trucks and put dry ice in the remaining cases.

Late that evening, I received a call from the store stating that Com Ed couldn't complete the repairs because the cables were in a steel pipe. They needed to dig a second hole a few feet across the ash fault drive way. Com Ed was also making arrangements to put us on temporary power. I was quite confused wondering why Com Ed stated they couldn't put us on temporary power when I originally asked earlier that day and now they are able to make arrangements.

When I arrived at the store Thursday morning, November 4, 2010, the store was on temporary power. We proceeded to assess all of our perishable products and discard of anything that didn't meet our standards. We placed additional orders for new product, made delivery arrangements and called other stores for help restock.

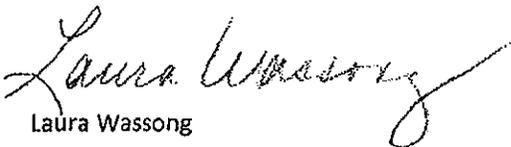
Around 9am, after a shift change, Com Ed started to dig the second hole and tried to make the repairs. They kept switching our power source from temporary power, to darkness, to our life support generator. They called in other supervisors and trouble shooters.

Around 3pm, Com Ed told me the repairs were done and they wanted to convert us back to permanent power. Within minutes after the switch took place, a fuse blew and the store was back on our life support generator then put on temporary power. Later that evening, Com Ed had another trouble shooter come to the store, test the voltage lines and determine we had to dig a third hole.

Com Ed started to dig the third hole on Friday, November 5, 2010. Again, throughout the day, Com Ed kept switching us from temporary power to our Life support generator. The final repairs were completed and we were put on permanent power around 5pm.

Once on permanent power, we found many light ballasts that were blown due to the abrupt switching of power sources. We paid to have our electrician on site the first day of the power outage and after the outage to make the repairs to all the blown ballasts. We paid our refrigeration vendor; Zone to be at the store for 3 days so he could monitor and address any compressor or fan issues during the interruptions in power. The back driveway and landscaping needed to be fixed where the three holes were dug. Com Ed repaired the drive way but we had to contact and pay our landscaper to fix the areas where the 2<sup>nd</sup> and 3<sup>rd</sup> holes were dug.

Thank You



Laura Wassong  
Store Supervisor  
Ultra Foods

Wednesday November 3, 2010

On Wednesday around 10am my assistant manager Sharon Glim called me at home and told me the power was out at the store (Ultra Foods). Sharon immediately called Com Ed and told them about the power outage while on the phone Sharon found out from the other managers that no one else was out of power in the mall. Sharon made the emergency call to SVT maintenance and CASE electric. In the meantime I was back and forth with Sharon on the phone and she said Com Ed came about 1pm. I met up with Sharon at the store and Laura Wassong (my supervisor) and Steve Lester from CASE electric went out to talk to the representatives from Com Ed and found out that we were unable to get the store temporary power. In the meantime the store started covering up all product with plastic and cardboard. Com Ed told us that there was a bad cable underground leading to the store's transformer. They would have to dig a hole to get to the cable. Com Ed stated this would take 4 to 6 hours. Julie was called which took 2 hours, before they arrived. We asked about a generator to run the store but Com Ed told us that there were none available. Sean from Zone Mechanical was also present to keep a close eye on the store refrigeration. We decided to close the store at around 2:30pm. Knowing that we would be out of power for at least another 4 to 8 hours, we decided to order dry ice, and refrigerated trucks to keep as much of our frozen and refrigerated product cold. The store started pulling all items to put on refrigerated trucks. At 4pm Com Ed took us off all electric, which put the store on the emergency generator, which is for life safety only. Sean and I also asked again if we could get temporary power and Com Ed made the comment that they would have to send out someone to watch the temporary hook up, which gave me the impression that they did not want to request someone to watch the temporary line. Early in the evening I was told by Com Ed that they would be done by 9:30pm. Approximately one hour later I was told that the equipment to cut the asphalt was not heavy enough to dig the hole that Com Ed needed to repair the cables. Com Ed requested new equipment. Now Com Ed stated that they wouldn't be done until 11pm. The first hole was finished and Com Ed found that the cables were in a steel pipe. Around midnight Com Ed told me that they would have to dig at another location closer to the transformer to access the cables.

Thursday, November 4<sup>th</sup> 2010

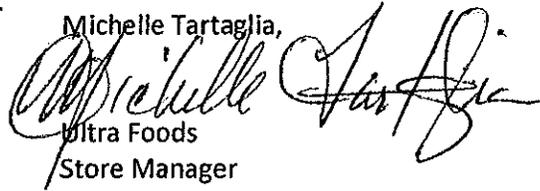
Com Ed began making plans to hook up the store on temporary power. We were finally hooked up about 5am. We had to wait for a shift change and they started digging the second hole around 9am. We were told the repairs would take about 2 hours and the store would not be on temporary power. Because the store would be on our emergency generator only, we decided not to open the store until we had assurance that we would not have a lapse in power. The new Com Ed crew that started at 9am was not sure how they were going to finish the repairs. We were told by Com Ed crew it could take anywhere from 1 hour to 8 hours to finish repairing the cable. Finally Com Ed agreed on how to repair and we were told the repairs would be completed at 3pm. We were put back on the store's emergency generator at around 11am. The bad cables were replaced. At around noon we were put back on temporary power. We reopened the store at around 2pm. At around 3pm Com Ed tried to put the store back on permanent power. Shortly after being on permanent power a fuse blew in the transformer. The store went back on the emergency generator power. At around 4pm Com Ed put the store back on temporary power. Com Ed was not sure why the fuse was blown. At around 6pm Com Ed sent out

several trouble shooters to find out what caused the fuse to blow. Com Ed finally told us they would be back in the morning to dig another hole ( hole number 3) between the high voltage towers.

Friday November 5, 2010

Com Ed made several attempts to get the store back on permanent power. The store was left on the emergency generator each time. Finally the store was put back on permanent power at around 5 pm.

Michelle Tartaglia,

A handwritten signature in black ink, appearing to read "Michelle Tartaglia". The signature is written in a cursive style with a large, stylized initial "M".

Ultra Foods  
Store Manager

January 17, 2012

Re: Com Ed Power Outage—November 2010

To Whom It May Concern:

On November 3, 2010, I arrived at Ultra Downers Grove and turned off all of the refrigeration equipment due to no power in the store. During the time I was onsite, I assisted the store manager with any refrigeration needs. When Com Ed arrived onsite, I stayed in communication with the Com Ed representative and explained what was going on to the store manager. During this time, Com Ed kept giving us different answers as to what was going on and an estimated repair time. At 6:30 pm, Mike Parks decided to have me leave the jobsite and be on call in case the store needed additional assistance. On November 4, 2010, I returned and found that Com Ed put the store on temporary power during the night. The on call technician came out and restarted the refrigeration systems. When I arrived, I found the multi deck juice case was not working due to a blown circuit breaker caused by the Com Ed power outage. Later that afternoon, Com Ed removed temporary power and put the store back on the permanent underground power feed. Shortly after power was restored, more problems were found and a Com Ed troubleshooter had to be called back out. The store was then put back on temporary power. On November 5, 2010, Com Ed made permanent repairs to the power and all refrigeration was restored.

Sincerely,

Sean Nelson, Service Technician  
Zone Mechanical

C.A.S.E. Inc.  
PO Box #22  
Steger IL 60475  
Tel 708/757-0008  
Fax 708/757-0020

C.A.S.E. Inc.

January 19, 2012

Lance C. Ziebel

Attorney At Law

501 West Colfax

Palatine, IL 60067

(847) 241-1774 phone

(847) 241-1963 fax

Attorney Ziebell,

My name is Steve Lester, and I am the Supervising Electrician for C.A.S.E. Incorporated, an electrical contractor located in Steger, Illinois. My company is SVT, LLC's preferred electrical contractor for corrective maintenance in the electrical and lighting categories.

On Wednesday, November 3rd, 2010, I received a service call on my cell phone from Mike Parks, the Maintenance Supervisor with SVT, LLC, at approximately 11:00 AM. Mike informed me that he had an emergency work order generated for Ultra Foods #8762 in Downers Grove, Illinois. Mike told me that the store was without power. He had spoken with the manager on duty, Sharon Glin, and had confirmed that the Ultra Foods store was the only site in the shopping center without power, all of the street lights were working, and the store was on hold with Com-Ed to report the outage. I informed Mike that I would get to the store as quickly as I could.

I arrived at the store shortly after 12:00 PM. Upon entering the building, I saw that more than half of the store's lights were off and that several of the lights were flickering in the fixtures. Upon further inspection, I realized that none of the refrigeration or HVAC equipment was working. I went straight to the store's main switch gear to check voltage. Upon inspection, I quickly realized that a feeder was gone. I immediately began shutting down refrigerated systems and condensers at the store to minimize equipment damage.

At about 2:00 pm, Laura Wassong, the Director of Operations for the store, asked Com-Ed about the possibility of getting temporary power or a generator, as the store had been down for over four hours now. Com-Ed stated that they did not have a generator available, and that they could not put the store on temporary power.

Sean Nelson, a refrigeration technician with Zone Mechanical Inc. arrived at the store shortly after 2:00 PM. Sean and I were in discussion regarding what steps to take next when a "trouble shooter" from Com-Ed arrived at the store at approximately 2:30 PM. I spoke briefly with the Com-Ed rep, who called in a crew and a tester to evaluate whether the issue was with the transformer belonging to Ultra Foods, the high voltage cables, or one of Com-Ed's high voltage switches.

January 19, 2012

Page 2

At approximately 6:00 pm, Com-Ed concluded that the issue was with the high voltage cable running underground from their high voltage switch to the store's transformer. Com-Ed ran a "thump" though the line, which is a high voltage current, to determine the exact location of the failure.

The cable that they determined was bad was buried under the asphalt in the alley behind the store. The excavation equipment with the crew on site was insufficient, so another crew was called in with the necessary equipment to access the cable.

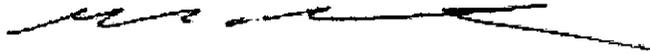
Laura then asked me if C.A.S.E. Electric could arrange for a generator. I told Laura that I could, but a representative from Com-Ed informed me that he did not want a generator brought in, as it would be in the way of the work that Com-Ed needed to perform. He informed Laura and me that a new crew from Com-Ed would not be on site until later that night, and that they did not need assistance from C.A.S.E. Electric. I told Laura to please call me or the Maintenance Office if she needed anything, and left the store site at approximately 9:00 PM.

From my inspection of the site after the repairs, Commonwealth Edison had to dig in at least three separate locations on the North side of the store to find where the line was damaged, and there is a large asphalt patch in the alley behind the store from where the line was eventually repaired. The transformer and all power lines running from the transformer to the store, were trouble free and had no impact on the store's outage.

Please feel free to call me if you have any questions.

Respectfully,

Steve Lester



Supervising Electrician

C.A.S.E. Inc.

P.O. Box 22

Steger, Illinois 60475