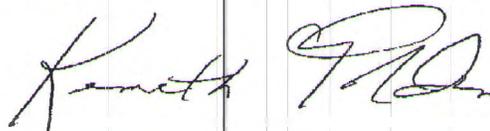


Request No. 3.07: Provide all reports, analyses, work papers, work product, notes, or any other documents, whether formal or informal (including but not limited to drafts and electronic documents including emails), created by Mr. Prettyman in forming any and all opinions in ICC Docket No. 08-0264.

3.07. Response: As set forth in Exhibit A attached hereto. Nothing contained herein shall be deemed to prevent or preclude Mr. Prettyman from creating any additional documents, whether formal or informal, in connection with this docket.

Dated: July 30, 2012

Respectfully submitted,
King's Walk Condominium

A handwritten signature in black ink, appearing to read "Kenneth G. Goldin". The signature is written in a cursive style with a horizontal line underneath it.

By: Kenneth G. Goldin,
Attorney for Petitioner

Kenneth G. Goldin
Goldin, Hill & Associates, P.C.
9100 Plainfield Road
Brookfield, Illinois 60513
Tel: (708) 485-8300
Fax: (708) 485-8301
kgoldin@ghlaw.net

#83 Starting in 1996 ComEd, at various time, submitted incorrect bills resulting in billing errors. Basis: review of bills submitted to petitioner. Reason: To verify errors were made in rates, rate application, and for amounts in excess of the applicable rate for petitioner.

#84 Petitioner paid the bills rendered by ComEd that were incorrect. Basis: review of bills indicating there was no history of unpaid balances.
Reason: to identify that petitioner paid the bills in a timely manner.

#85 ComEd does not refund customer overcharges in a timely manner. Basis: Prior experience and using the payment expectations for customer remittance as an example of ComEd's interpretation of a timely manner for payment. Reason: To identify if a double standard exists.

#90 Petitioner is a unit owner's association for a condominium property and an all-electric customer and is entitled to all-electric residential rates for service. Basis: Sec.16-103.1 (220 ILCS 5/16-103.1)
Reason: his appears to be directed at clearing the ambiguity in previous interpretations of the available rates.

#91 A trial (as the last resort) appears to be the venue preferred in lieu of reasoned negotiations. Basis: The decisions made in prior hearings seem to lack rational interpretation. Reason: The notion that a customer should have known about a mistake is irrational and unrealistic. It would be more correct to assume the utility should have known it was violating it's rates.

98 Rate 6 was improperly applied to a residential account in 1996. Rate 6 was not even properly administered had the account actually been nonresidential in 1996. Watt-hour meters were no capable of recording demand use which was required for rate 6 accounts using in excess of 2,000 kilowatt-hours of energy in a billing period. Basis: The rate. Reason: There is no reason.

106 As a matter of law, good business practice and fair administration of it's tariffs ComEd has an obligation to the customer, stockholders, and itself to act in a reasonable manner, in good faith when dealing with customers. Basis: Business 101 at any reputable school. Reason: It costs less to do the right thing.

109 ComEd dropped the ball. Basis: the comedy of errors the were perpetrated upon the petitioner were costly and unfair. That's bad business. Failure to provide documentation for claims made against the petitioner should not be ignored. Basis: Business experience. Reason: Limiting refunds to 18 months without a reasonable documented explanation is in the same category as "should have known".

#125 Refusal to explain or justify limiting the over-payments for billing errors in violation of the tariff would seem to be intentional and malicious.
Basis: the need to resolve the matter in court. Reason: There is a history of such behavior.

EXHIBIT A

Re: request 3.02

The facts or data for the OPINIONS provided in response to request 3.01 include the following:

Rates 14 and 6

ICC Docket Document 08-1264

Copies of the bills for the petitioner provided by ComEd

Copy of Sec.16-103.1 Tariffed service to Unit Owner's Associations

Rate BES-R

Rider CABA

Summary comments from I.C.C. Formal Complaint #05-0415

Copy of Supplemental Statement Electricity III C.C No.4

Copy of Memo to Division Engineers and Division Rate Coordinators Dated April 6, 1992

Informal Complaint to I.C.C. April13,2007

Copy of ComEd Account Activity Statement Date 7/21/06

Rider CABA Common Area Billing Adjustment Original Sheet No, 616

Summary of Non-Residential rates Effective January 14, 1995

Available Residential and Small Commercial Electric Customer rates (not dated)

Copy of I.C.C. Letter dated May21,2007 to King's Walk Condominium Association

Charles O. Prettyman

119 Deepwood Road
Barrington Hills, Illinois 60010

Phone: 847-854-5929

Age 70

Married: Two sons, one deceased, three grandchildren

Currently: Retired, member of Village of Barrington Hills Beautification Committee, past Commissioner in Development Commission. Trail Rep for Riding Club of Barrington Hills

2006-2008 President and Founder of Perfect Parts, Inc. 2006 -2008

An Illinois Corporation supplying custom interior components to Hummer Dealers for new vehicle sales, Prefect Parts sold and delivered dashboards, steering wheels and door trim to new car dealers for resale.

1993 – 2005 President and founder of Corporate Energy Consultants, Inc. CEC provided supply side management of commercial, industrial, municipal and institutional energy and telecommunications. As contract consultants for B.D.O. Seidman and Amtel Audit. CEC provided rate and rider analysis for electric and gas use for their respective accounts.

CEC was the exclusive agent of Chevron Natural Gas in the United States and participated in a two year experiment developing contracts, pricing, marketing and analysis of the retail natural gas market for Chevron Natural Gas.

CEC client base included utility customers in Northern Illinois served by Commonwealth Edison Company and Central Illinois served by Ameren

1991-1992 Senior Account Executive and Staff Assistant to Commercial Manager, Commonwealth Edison. Advising Commercial Manager on sales, training and major commercial and industrial accounts. Coordinating orientation and training of new management hires. Responsible for sales meetings and existing programs

- Designed and developed action plan guidelines for major accounts.
- Created and facilitated two workshops for sales strategies and action plans.
- Launched a new quarterly meeting format that included major accounts as hosts. The meetings were deemed the most successful marketing format developed.
-

1980-1991 Senior Account Executive Develop and maintain largest corporate accounts. Meet and/ ofr exceed sales goals to new and existing accounts. Model and implement task forces for industrial development and assist in designing new corporate sales training programs.

- Created project teams to resolve customer power problems
- Received highest sales achievement award each year including President's Award on two occasions.
- Chaired successfully three task forces, including industrial development, large customers and sales training

EXHIBIT B

1964-1991 Marketing Engineer, Industrial Development, Marketing Research, Computer Operator, Programmer, Lineman and Meter Reader

Education:

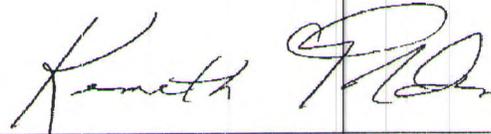
B.S. Business, Marketing Northwestern University, Evanston, Illinois
Diploma St. Patrick High School, Chicago, Illinois

Memberships: Past President, Maywood Lions Club, Past Director, Illinois Kids Wrestling Federation
Past President, Barrington High School Parents Club (wrestling), Past President, Topcats Illinois,
Member Riding Club of Barrington Hills
Past Chair, Director Barrington Horse Show,
Past Field Master Fox River Valley Hunt

Present Residence since 2004
Prior Residence 22065 Old Barrington Road, Barrington, 1978-2004
Prior Residence 5142 N. Tripp Avenue, Chicago 1964-1978
All single family homes

CERTIFICATE OF SERVICE

I, Kenneth G. Goldin, hereby certify that a copy of the foregoing PETITIONER'S RESPONSE TO THIRD SET OF DATA REQUESTS was served on the persons on the attached Service List by electronic mail on July 30, 2012.



By: Kenneth G. Goldin,
Attorney for King's Walk Condominium

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