APPEAL TO THE APPELLATE COURT OF ILLINOIS
FOR THE FIRST JUDICIAL DISTRICT
FROM THE ILLINOIS COMMERCE COMMISSION

ILLINOIS INDUSTRIAL ENERGY CONSUMERS Petitioners-Appellants, vs. COMMONWEALTH EDISON COMPANY; ILLINOIS COMMERCE COMMISSION; AMEREN ILLINOIS COMPANY; C3, INC; COALITION OF ENERGY SUPPLIERS (Interstate Gas Supply, Inc; MidAmerican Energy Company; and North American Power and Gas, LLC); CONSTELLATION NEWENERGY, INC; ENVIRONMENTAL LAW & POLICY CENTER; EXELON GENERATION COMPANY, LLC; FUTURE GEN INDUSTRIAL ALLIANCE, INC; ILLINOIS COALITION TO ADVANCE RENEWABLE ENERGY (ACCIONA Energy North America Corporation; EDP Renewables North America, LLC; Iberdrola Renewables, LLC; Invenergy LLC; and NextEra Energy Resources, LLC); ILLINOIS COMPETITIVE ENERGY ASSOCIATION (Ameren Energy Marketing Company; Champion Energy, LLC; Constellation New Energy, Inc; Direct Energy Services, LLC; Exelon Energy Company; Integrys Energy Services, Inc; MC Squared Energy Services, LLC; FirstEnergy Solutions Corp; Nordic Energy Services, LLC, and Reliant); ILLINOIS POWER AGENCY; NATIONAL RESOURCES DEFENSE COUNCIL; RETAIL ENERGY SUPPLY ASSOCIATION (Champion Energy Services, LLC; ConEdison Solutions; Constellation NewEnergy, Inc; Direct Energy Services, LLC; Energetix, Inc; Energy Plus Holdings, LLC; Exelon Energy Company; GDF SUEZ Energy Resources, NA, Inc; Green Mountain Energy Company; Hess Corporation; Integrys Energy Services, Inc; Just Energy; Liberty Power; MC Squared Energy Services, LLC; Mint Energy, LLC; NextEra Energy Services; Noble Americas Energy Solutions, LLC; PPL EnergyPlus, LLC; Reliant; Stream Energy; TransCanada Power Marketing Ltd; and TriEagle Energy, L.P.); WIND ON THE WIRES, Respondents-Appellees	:	Notice of Appeal of Order Of the Illinois Commerce Commission in its Docket 12-0544 Date of Notice of Appeal April 8, 2013 Dates of Order of the Illinois Commerce Commission Sought to be Reviewed: January 29, 2013

NOTICE OF APPEAL

TO: Elizabeth Rolando, Chief Clerk
Illinois Commerce Commission
527 E. Capitol Avenue
Springfield, IL 62701

THE ILLINOIS COMMERCE COMMISSION is hereby notified that the Appellants, the Illinois Industrial Energy Consumers ("IIEC"), – interveners in the proceeding entitled "Illinois Power Agency - Petition for Approval of the 220 ILCS 5/16-111.5(d) Procurement Plan", Illinois Commerce Commission Docket No. 12-0544 – have been adversely affected by the Amendatory Order entered by the Commission in the subject Docket on January 29, 2013 (the "Amendatory Order"). Accordingly, Appellants herewith give notice of their appeal of said Final Order, pursuant to the provisions of Section 10-201 of the Illinois Public Utilities Act (220 ILCS 5/10-201) and further state:

1. On February 28, 2013, IIEC and the Illinois Competitive Energy Association ("ICEA") duly filed with the Illinois Commerce Commission a Joint Application for Rehearing of the Amendatory Order, which Order was served on Appellants on January 29, 2013.

2. The Illinois Commerce Commission denied said Application for Rehearing on March 20, 2013. Notice of said Commission action was served by the Commission on the parties, including IIEC on March 21, 2013.

WHEREFORE, the Appellants, the Illinois Industrial Energy Consumers, are appealing the Amendatory Order of January 29, 2013, of the Illinois Commerce Commission in Docket 12-0544 to the Illinois Appellate Court, First District, and the Commission's March 20, 2013 denial of the IIEC and ICEA Joint Application for Rehearing, for the purpose of having the reasonableness and lawfulness of same inquired into and determined.

DATED this 8th day of April, 2013.

ILLINOIS INDUSTRIAL ENERGY CONSUMERS,

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PROOF OF SERVICE

I, Eric Robertson, being an attorney admitted to practice in the State of Illinois, and one of the attorneys for the Illinois Industrial Energy Consumers, do hereby certify that on the 8TH day of April, 2013, before 5:00 p.m. I did cause the foregoing Notice of Notice of Appeal and Notice of Filing of Notice of Appeal, to be electronically filed with the Chief Clerk of the Illinois Commerce Commission and caused a copy of same to be served on all parties by electronic mail and also caused same to filed with the Appellate Court of Illinois First District and served on the parties by depositing a copy of same in the United States Mail in Granite City Illinois, 62040, addressed as shown on the attached service list, with postage fully prepaid thereon.

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SUBSCRIBED AND SWORN TO before me, a Notary Public, on this 8th day of April, 2013.

NOTARY PUBLIC

"OFFICIAL SEAL"
BARBARA BRANDT
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES JULY 7, 2015

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