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CHIEF CLERK'S OFFICE

LAZ PARKING LTD, LLC,)
)
 Petitioner,)
)
 v.)
)
 COMMONWEALTH EDISON COMPANY,)
)
 Respondent.)

Docket No. 12-0324

Respondent's Motion to Correct the Transcript

Respondent, the Commonwealth Edison Company, brings to the Illinois Commerce Commission ("Commission"), and pursuant to Section 200.580 of its Rules of Practice, its request to Correct the Transcript of an oral argument transcribed on June 28, 2013 in the above-captioned proceeding. In support, Respondent states that:

1. On June 28, 2013, and with respect to the *Motion to Deem Certain Facts Admitted* filed by LAZ Parking LTD, LLC ("LAZ"), the ALJ heard oral argument presented by both the Complainant and the Respondent.
2. The transcript of the oral argument was filed on E-docket (July 15, 2013).
3. Section 200.580 of the Commission's Rules of Practice authorizes parties to file suggested corrections to the transcript.
4. On July 18, 2013, LAZ Parking filed a Motion to Correct the Transcript
5. Respondent has no objection to the corrections that LAZ proposed, all of which relate to its own arguments.
6. Respondent proposes, however, that other corrections to the transcript would also help to ensure the accuracy of the record.

7. These proposed corrections are set out here below:

Suggested Corrections

- Page 53: line 18.

As is: Commission's very objectives into the ends of

Correction: substitute the word "and" in place of the word "into."

To read: Commission's very objectives and the ends of

- Page 53, line 19.

As is: justice but let me be clear here.

Correction: place a period after the word "justice," capitalize the first letter in the word "but" and add comma after the word "But."

To read: justice. But, let me be clear here.

- Page 59, line 9.

As is: Discretion when it considers a requesting parties

Correction: change the word "parties" to the word "party's"

To read: Discretion when it considers a requesting party's

- Page 60: line 9.

As is: opinion that Mr. Neilan has provided to you that

Correction: add a comma after the word "opinion" and after the word "you."

To read: opinion, that Mr. Neilan has provided to you, that

- Page 62, line 2.

As is: mentioned and quoted actually in the Vision court

Correction: change the word "court" to the word "Point." Add comma after the word "mentioned" and after the word "actually."

To read: mentioned, and quoted actually, in the Vision Point

- Page 63: lines 2 and 3 (overlap)

As is: the Commission rules in Vision requests for admission are to

Correction: Delete the phrase "in Vision" and substitute the word "envision." Further, delete the word "are."

To read: the Commission rules envision requests for admission to be

- Page 63: line 22.

As is: did so in an obscure way bearing the requests for

Correction: Add comma after the word "way" and change the word "bearing" to the word "burying."

To read: did so in an obscure way, burying the requests for

- Page 66, line 16.

As is: it must be pointed out here LAZ does not challenge

Correction: add comma after the word “here.”

To read: it must be pointed out here, LAZ does not challenge

Page 67, line 8.

As is: to D attached to LAZ’s reply on the motion show it

Correction: add comma after the letter “D” and also after the word “show.”

To read: to D, attached to LAZ’s reply on the motion show, it

- Page 68, line 7.

As is: trusting but at the time it was preparing its

Correction: place period after the word “trusting,” capitalize the first letter in the word “but,” and add comma after the word “But.”

To read: trusting. But, at the time it was preparing its

- Page 68: line 9.

As is: perceive that LAZ intended to exult Rule 216 over

Correction: Change the word “exult” to “exalt.”

To read: perceive that LAZ intended to exalt Rule 216 over

- Page 68: line 16

As is: applicability of Rule 216 or as LAZ would more

Correction: Add comma after the word “or.”

To read: applicability of Rule 216 or, as LAZ would more

- Page 68: line 17.

As is: likely have it the preemption of Section 200.410

Correction: Add comma after the word “it”

To read: likely have it, the preemption of Section 200.410

- Page 68: line 19.

As is: This is so because LAZ does not

Correction: Change the word “LAZ” to the word “ComEd.”

To read: This is so because ComEd does not

- Page 69: line 4.

As is: what is most fundamental that no party has the

Correction: Add comma after the word “fundamental”

To read: what is most fundamental, that no party has the

- Page 69: line 7.

As is: jurisdiction and here in this room it is the

Correction: Add comma after the word “here” and a comma after the word “room.”

To read: jurisdiction and here, in this room, it is the

- Page 69: line 19.

As is: LAZ’s motion only invoices

Correction: Change the word “invoices” to the word “invokes”

To read: LAZ’s motion only invokes

- Page 71: line 2.

As is: hypertensive, technical manner. As such, LAZ

Correction: Change “hypertensive” to “hyper-” and remove comma after the word “hypertensive.”

To read: hyper-technical manner. As such, LAZ

- Page 71: line 4.

As is: discretion to control the scope of the record be

Correction: Add comma after the word “record.”

To read: discretion to control the scope of the record, be

- Page 71, line 7.

As is: counts, but just as egregiously and as I will show

Correction: add comma after the word “egregiously” and after the word “show.”

To read: counts, but just as egregiously and as I will show,

- Page 74, line 4

As is: reason behind Rule 216’s swearing requirement but

Correction: place period after the word “requirement,” capitalize the first letter in the word “but” and place a comma after the word “But.”

To read: reason behind Rule 216’s swearing requirement. But,

- Page 74, line 6.

As is: clear a Rule 216 dispute brings into play the

Correction: add a comma after the word “clear.”

To read: clear, a Rule 216 dispute brings into play the

- Page 74: line 11.

As is: hole of LAZ’s motion rests on just such

Correction: Change the word “hole” to the word “whole.”

To read: whole of LAZ’s motion rests on just such

- Page 74: line 14.

As is: Assuming arguendo that Rule 216

Correction: add comma after the word “Assuming” and after the term “arguendo.”

To read: Assuming ,arguendo, that Rule 216

- Page 77, line 3.

As is: to LAZ's motion that ComEd satisfied the rules

Correction: Change the word "rules" to the term "rule's" and capitalize the first letter in "Rule's."

To read: to LAZ's motion that ComEd satisfied the Rule's

- Page 77, line 4.

As is: technical and more importantly it's substantive

Correction: add comma after the word "technical" and after the word "importantly." Change the word "it's" to the word "its."

To read: technical, and more importantly, its substantive

- Page 81, line 1.

As is: LAZ does not show how this cause

Correction: Change the word "cause" to the word "caused"

To read: LAZ does not show how this caused

- Page 81, line 2.

As is: did any prejudice.

Correction: change the word "did" to the word "it."

To read: it any prejudice.

- Page 81, line 10.

As is: an objective, not a subjective, fashion and I will

Correction: delete the word "I" and replace with the word "it."

To read: an objective, not a subjective, fashion and it will

- Page 82, line 9.

As is: even as Rule 216 shows it was not required LAZ

Correction: add comma after the word "required."

To read: even as Rule 216 shows it was not required, LAZ

- Page 82: line 12.

As is: at footnote three when LAZ simply asks for an

Correction: Change the word "three" to the numerical "3." Further, add comma after the number 3.

To read: at footnote 3, when LAZ simply asks for an

- Page 85, line 19.

As is: to this motion but LAZ does not want the

Correction: place a period after the word “motion,” capitalize the first letter in the word “but” and add a comma after the word “But.”

To read: to this motion. But, LAZ does not want the

Page 86: line 5.

As is: because ComEd uses the word denies in its

Correction: the word “denies” needs to be set apart and highlighted.

To read: because ComEd uses the word “denies” in its

• Page 87, line 4.

As is: Question three states that assuming arguendo that

Correction: add comma after the first use of the word “that” and after the term “arguendo.”

To read: Question three states that, assuming arguendo, that

• Page 87, line 5.

As is: Rule 216 applies has LAZ violated it

Correction: add comma after the word “applies.”

To read: Rule 216 applies, has LAZ violated it

• Page 90, line 12.

As is: of that cover letter states in full that

Correction: add comma after the word “states” and the word “full.” Place a colon after the word “that.”

To read: of that cover letter states, in full, that:

• Page 94, line 15.

As is: Question four, whether the

Correction: add the word “is” before the word “whether.”

To read: Question four, is whether the

• Page 96, line 9.

As is: were reasonable and well-grounded in fact but I

Correction: add period after the word “fact,” capitalize the first letter in the word “but,” and add a comma after the word “But.”

To read: were reasonable and well-grounded in fact. But, I

• Page 97, line 1.

As is: In the circuit court, a parties

Correction: delete the word “parties” and add in its place the word “party’s.”

To read: In the circuit court, a party’s

Page 97: line 20

As is: LAZ’s motion ComEd objected to many of LAZ’s

Correction: add comma after the word “motion.”

To read: LAZ’s motion, ComEd objected to many of LAZ’s

- Page 98, line 19

As is: have this motion to have its facts -- these

Correction: add a comma after the word “motion.”

To read: have this motion, to have its facts -- these

- Page 98, line 19

As is: have this motion to have its facts -- these

Correction: add a comma after the word “motion.”

To read: have this motion, to have its facts -- these

- Page 98, line 20.

As is: erroneous facts admitted regardless of how fully

Correction: add a comma after the word “admitted.”

To read: erroneous facts admitted, regardless of how fully

- Page 101: line 8.

As is: rules of the jurisdiction that you’re in control.

Correction: add comma after the word “in.”

To read: rules of the jurisdiction that you’re in, control.

- Page 103: line 12.

As is: 201--excuse me --Rule 216 wholesale it never

Correction: add a comma after the word “wholesale.”

To read: 201--excuse me --Rule 216 wholesale, it never

- Page 104: line 22.

As is: 216 as a discretion tool?

Correction: change the word “discretion” to the word “discovery.”

To read: 216 as a discovery tool?

- Page 105: line 12.

As is: and by virtue of the fact that it is discovery

Correction: add comma after the word “and”; also after the word “discovery”

To read: and, by virtue of the fact that it is discovery,

- Page 105: line 13.

As is: Rule 183 applies. One-eighty-three is the rule

Correction: change “one-eighty-three” to the numerical “183.”

To read: Rule 183 applies. 183 is the rule

- Page 106: line 7.

As is: automatic. The Court just as the Commission uses

Correction: add a comma after the word “Court” and after the word “Commission.”

To read: The Court, just as the Commission, uses

- Page 106: line 8.

As is: its judgment as to do what is correct in this

Correction: delete the word “this” and substitute in its place the word “every”

To read: its judgment as to do what is correct in every

- Page 106: line 13.

As is: imagine even then a court says ”Okay. I’m going

Correction: Add comma after the word “imagine.” Further, add the word “and” after the word “imagine” and before the word “even.”

To read: imagine, and even then a court says ”Okay. I’m going

- Page 106: line 16.

As is: draconian and in no circumstance shall it be

Correction: Delete the word “shall ” and replace with the term “shown is.” Further, delete the word “be.”

To read: draconian, and in no circumstance shown is it

- Page 110: line 21

As is: discovery and it should be treated as such well

Correction: add comma after the word “discovery” and after the word “such.”

To read: discovery, and it should be treated as such, well

- Page 111: line 8.

As is: you try to work out differently. That is so

Correction: Change the word “differently” to the word “differences.”

To read: you try to work out differences. That is so

- Page 111: line 11.

As is: your problems, then you file a motion to compel

Correction: add comma after the word “problems”

To read: your problems then you file a motion to compel

- Page 112: line 5.

As is: time. But the court’s require it, too.

Correction: add comma after the word “but,” change the word “court’s” to the word “courts.” and delete comma after the word “it”

To read: time. But, the courts require it too.

Conclusion

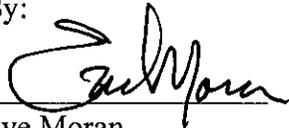
Each of the suggested corrections above are intended to, and will, ensure the accuracy of the record in this proceeding. Thus, and in accordance with Section 200.580 (d) of the Rules of Practice, Respondent respectfully requests the Commission to direct that: (1) the above corrections be made; and (2) identify the manner of making them.

Dated: July 30 , 2013

Respectfully submitted,

Commonwealth Edison Company

By:



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One of Its Attorneys

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**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

LAZ PARKING LTD, LLC,)	
)	
Petitioner,)	
)	
v.)	Docket No. 12-0324
)	
COMMONWEALTH EDISON COMPANY,)	
)	
Respondent.)	

NOTICE OF FILING

TO: Parties on Certificate of Service

PLEASE TAKE NOTICE that on July 30, 2013 I filed with the Chief Clerk of the Illinois Commerce Commission, the following: *Respondent's Motion to Correct Transcript* and a copy of same is attached hereto, and hereby served upon you.



Eve Moran
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Attorney for Respondent

CERTIFICATE OF SERVICE

I, Eve Moran, hereby certify that on July 30, 2013, I served a copy of the attached *Respondent's Motion to Correct Transcript* in the above-captioned docket, by causing a copy thereof to be placed in the U.S. Mail, first class postage affixed, addressed to each of the parties below: EM

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