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ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION
527 East Capitol Avenue
Springfield, Illinois 62701

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RICHARD KRAFT,)
)
Complainant,)
)
v.)
)
COMMONWEALTH EDISON,)
an EXELON COMPANY,)
)
Respondent.)

No. 11-0165

MOTION TO AMEND AMENDED FORMAL COMPLAINT

NOW COMES Complainant, RICHARD KRAFT ("Kraft"), by and through his attorneys, Richard Hillsberg, of counsel to Kovitz Shifrin Nesbit, and for his Motion to Amend his Amended Formal Complaint against COMMONWEALTH EDISON, an EXELON COMPANY ("ComEd"), states as follows:

1. Kraft filed a Formal Complaint against ComEd on February 22, 2011.
2. Kraft subsequently obtained the assistance of counsel to assist him in this matter, and Richard Hillsberg filed an appearance on behalf of Kraft on May 9, 2011.
3. Kraft filed his Amended Forman Complaint in October, 2011.
4. Kraft now seeks to amend his Amended Formal Complaint to more clearly state his cause of action against ComEd, which adds additional facts of allegations of negligent maintenance of ComEd equipment, which was the proximate cause of damage to Richard Kraft.

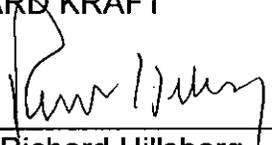
5. "Amendments to Pleadings may be allowed by the Hearing Examiner or the Commission upon motion at any time during the pendency of the proceeding on such terms as shall be just and reasonable." Section 200.140 (2011).

6. ComEd will not suffer prejudice from an amendment to the pleadings as the proceedings have been continued multiple times with no discovery proceedings undertaken as of yet in this cause.

Respectfully submitted,

RICHARD KRAFT

By: _____


Richard Hillsberg
One of his Attorneys

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