

Kina Lovett)
-vs-)
Commonwealth Edison Company)
Complaint as to billing/charges)
in Carol Stream, Illinois.)

13-0130

CHIEF CLERK'S OFFICE

RESPONDENT'S VERIFIED MOTION TO DISMISS

Now comes the Respondent, Commonwealth Edison Company ("ComEd") by its attorney, Mark L. Goldstein, and moves to dismiss the Complaint with Prejudice and in support of this Motion, states:

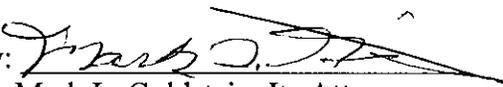
1. Kina Lovett ("Complainant" or "Lovett") filed a Formal Complaint with the Commission on February 13, 2013, alleging, among other things, incorrect billing by ComEd.
2. The Complaint is for electric service at 269 Flintridge Drive, Rockford, Illinois ("Property").
3. In her complaint, Lovett disputes the balance owed on her ComEd account and seeks for the Commission to "eliminate all the charges they re-billed me, from July 2012 to December 2012.
4. ComEd attempted to settle this complaint prior to the hearing and after the hearing, but was unsuccessful.
5. As verified by ComEd employee Erin Buechler, on August 29, 2013, ComEd issued a credit to Complainant's account removing all outstanding charges from July 2012 to July 2013 including the disputed re-billed balance which was the basis for the

complaint. The current balance on the account is \$90.57 which is the Complainant's August 2013 bill. (See Account Activity Statement, attached hereto as ComEd Exhibit 1)

6. All issues raised in the Complaint about the disputed re-bill from July 2012 to December 2012 have been resolved and there is no additional relief which the Illinois Commerce Commission may grant.

For all of the above reasons, ComEd respectfully request that the Illinois Commerce Commission grant its Motion to Dismiss with Prejudice and for any other such relief this Commission deems just and appropriate.

Respectfully submitted,
Commonwealth Edison Company

By: 
Mark L. Goldstein, Its Attorney

Mark L. Goldstein
Attorney for Respondent
3019 Province Circle
Mundelein, IL 60060

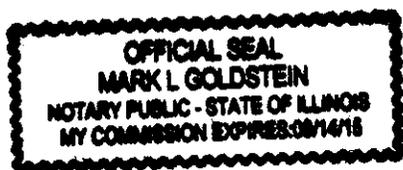
VERIFICATION

I, Erin Buechler, being first duly sworn on oath, states that I am a Senior Regulatory Specialist for Commonwealth Edison Company, and I have read the foregoing Verified Motion to Dismiss, know the contents thereof, and that same are true and correct to the best of my information and belief.


Erin Buechler

Subscribed and Sworn to before me
this 2 day of September, 2013.


Notary Public



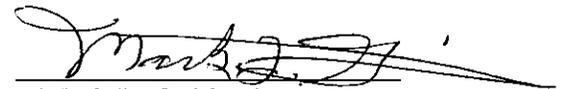
CERTIFICATE OF SERVICE

I certify that on September 4, 2013, I served the foregoing Respondent's Motion to Dismiss by causing a copy of same to be placed in the U.S. Mail, first class postage affixed, addressed to each of the parties indicated below:

Ms. Elizabeth A. Rolando
Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

Mr. Terrance Hilliard, Administrative Law Judge
Illinois Commerce Commission
160 N. LaSalle St., Ste. C-800
Chicago, IL 60601-3104

Ms. Kina Lovett
269 Flintridge Dr.
Rockford, IL 61107


Mark L. Goldstein