

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

BONDI BUILDING CORP.,)
)
 Complainant,)
 v.)
)
 AMEREN ILLINOIS COMPANY.)
 d/b/a Ameren Illinois,)
)
 Respondent.)
)
 Complaint as to billing/charges)
 in Galesburg, Illinois)

Docket No. 13-0011

ILLINOIS COMMERCE
COMMISSION
2013 NOV 21 11:21
CHIEF CLERK'S OFFICE

STATE OF ILLINOIS)
) SS
COUNTY OF KNOX)

AFFIDAVIT OF ROBERT I. I. BONDI

The undersigned, being first duly sworn on oath, deposes and states:

1. Affiant, Robert I.I. Bondi, is the President of Complainant, Bondi Building Corporation.
2. Affiant has personal knowledge of the facts contained herein and would testify thereto if called as a witness in this matter.
3. Complainant is the owner of the Bondi Building located at 311 E. Main Street, Galesburg, Illinois, which property is the service address pertinent to this matter, account number 40113-98897.

4. Respondent billed Complainant monthly for natural gas service from October 2011 through October 2012, and Complainant paid each such bill in full on a timely basis.

5. True and correct copies of said billing statements are attached hereto as Complainant's Group Exhibit 1.

6. Then, on or about October 26, 2012, Respondent sent Complainant a revised billing statement for the same period, seeking an additional \$12,814.85, for an alleged additional 16,570 therms of natural gas used by Complainant. A true and correct copy of said billing statement is attached hereto as Complainant's Exhibit 2.

7. The alleged error in billing – which served as the basis for Respondent's revised billing – was the result of Respondent's fault, in that Respondent's employee caused the pressure corrector valve on the meter to be in the "off" position and to remain in that position for the entire period from 10-20-11 through 10-19-12.

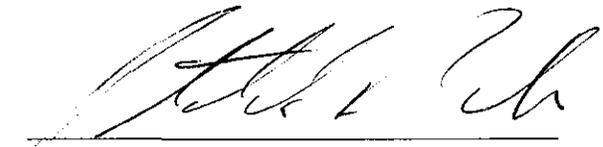
8. Respondent's employee, Matt Gates, who inspected the meter on 10-20-11, left the pressure corrector valve on the meter in the "off" position following his inspection of the meter on that date, and this was not discovered until approximately one year later on 10-19-12 when the pressure corrector valve was replaced by Respondent.

9. No one other than Matt Gates and Respondent's meter reader had access to the pressure corrector valve between 10-20-11 and 10-19-12.

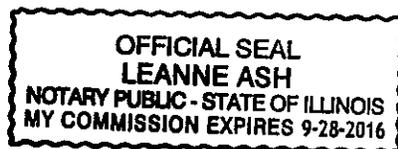
10. Respondent's meter reader had been entering zero pressure each month that the meter was read following Matt Gates inspection of the meter on 10-20-11, and Respondent had knowledge of this.

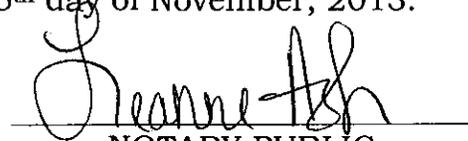
11. Respondent's employees and agents were at fault in shutting off the gas pressure corrector valve, or leaving it off, in the first place and then for failing to recognize that it was shut off for a year despite receiving meter readings that showed zero pressure each month for a year.

12. In rebilling Complainant, Respondent has overcharged Complainant between 10-20-11 and 10-19-12 for natural gas at the Bondi Building in the amount of \$12,814.85, or an additional 16,570 therms of natural gas.


Robert I. I. Bondi

Subscribed and sworn to before me this 25th day of November, 2013.




NOTARY PUBLIC

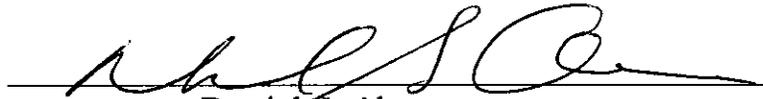
Daniel S. Alcorn
ALCORN KARLIN LLC
313 E. Main Street
P. O. Box 1516
Galesburg, IL 61402-1516
Telephone: (309) 345-0000
Telefax: (309) 345-0002
dalcorn@alcornkarlin.com

CERTIFICATE OF SERVICE

Under the penalties as provided by law pursuant to Illinois Code of Civil Procedure 5/1-109, the undersigned hereby certifies that he served the foregoing Affidavit of Robert I. I. Bondi on the following by email on the 25th day of November, 2013, as follows:

Charles Y. Davis
cdavis@bhslaw.com

ALJ Janis VonQualen
jvonqual@icc.illinois.gov


Daniel S. Alcorn