

ORIGINAL

ILLINOIS COMMERCE
COMMISSION

OFFICIAL FILE

ILLINOIS COMMERCE COMMISSION

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

2014 MAR 24 P 12:51

CHIEF CLERK'S OFFICE

Sergio Garcia

-vs-

Commonwealth Edison Company

**Complaint as to false accusations of tampering
with meters and billing charges in Chicago,
Illinois.**

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13-0542

RESPONDENT'S RESPONSE TO MOTION TO WITHDRAW

Now come the Respondent, Commonwealth Edison Company ("Respondent" or "ComEd"), by one of its attorneys, Mark L. Goldstein, and makes this Response to the Motion to Withdraw by Complainant's counsel, Daniel J. Rice ("Attorney"), as follows:

1. On March 3, 2014, Complainant's Attorney filed a Motion to Withdraw.
2. On March 17, 2014, the Administrative Law Judge ("ALJ") issued a Notice of Ruling which requested a response to the Motion to Withdraw be filed by March 31, 2014.
3. While ComEd has no objection to the Motion to Withdraw, there are certain issues that must be addressed in any order granting said withdrawal, as follows: a) this matter is set for evidentiary hearing on May 29, 2014; b) on February 19, 2014, ComEd issued a First Data Request to Complainant through Complainant's Attorney and there has been no response to said First Data Request; c) the real Complainant herein doing business at 9029 S. Commercial Ave, Chicago, Illinois is Supermercado Mexico, a corporation, which under the Commission's rules, 83 Ill. Adm. Code 200.90 requires that it be represented by an Illinois attorney; and 4) the current balance on Complainant's electric account is in excess of \$53,000.00.

WHEREFORE, the Respondent, Commonwealth Edison Company, respectfully requests that the Administrative Law Judge allow Daniel J. Rice to withdraw as Complainant's attorney, but also set forth certain conditions as suggested in Paragraph 3 above.

Respectfully submitted,
Commonwealth Edison Company

By: 
Mark L. Goldstein, Its Attorney

MARK L. GOLDSTEIN
Attorney for Respondent
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Mundelein, IL60060
(847) 949-1340

CERTIFICATE OF SERVICE

I certify that on March 19, 2014, I served the foregoing Respondent's Response to Motion for Withdraw 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. Daniel J. Rice
Attorney for Sergio Garcia
1001 S. Harlem Ave.
Forest Park, IL 60130

Mr. Sergio Garcia
Supermercado Mexico
9029 S. Commercial Ave.
Chicago, IL 60617

Mr. John T. Riley
Administrative Law Judge
Illinois Commerce Commission
160 N. LaSalle St., Ste. C-800
Chicago, IL 60601


Mark L. Goldstein