

Exhibit A

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Illinois Commerce Commission :
On Its Own Motion :
 :
 :
 : Docket No. 15-0512
 :
Amendment of 83 Ill. Adm. Code 412 and :
83 Ill. Adm. Code 453 :

**ENVIRONMENTAL LAW & POLICY CENTER’S FIRST SET OF
DATA REQUESTS TO THE ILLINOIS COMPETITIVE ENERGY ASSOCIATION**

The Environmental Law & Policy Center (ELPC) hereby serves its First Set of Data Requests to the Illinois Competitive Energy Association (“ICEA”). Due to the nature of the docket, ICEA is respectfully requested to provide responses to the extent possible by **November 30, 2015**.

DEFINITIONS AND INSTRUCTIONS

1. “Commission” means the Illinois Commerce Commission.
2. “Document” includes all materials subject to discovery pursuant to Illinois Supreme Court Rule 214 (adopted by the Commission at 83 Ill. Admin. Code § 200.360(c)).
3. “REC” means renewable energy credit or renewable energy certificate.
4. Except where otherwise provided in these Data Requests, please provide the responses to each of the Data Requests set forth below as soon as each is completed.
5. For each data response please identify the person(s) responsible for providing the response.
6. With respect to any documents that are withheld on any claim of privilege, please provide the following information as to each such document:
 - a. The date appearing on the document, or if no such date appears, the date on which the document was created;
 - b. The name of its author, or the addresser in the case of letters, office memoranda, or correspondence;
 - c. The name of the person to whom the document was sent;
 - d. Its type (e.g. letter, memorandum, etc.), nature (e.g. typewritten, long-hand, etc.) and the number of pages; and
 - e. A brief description of the subject matter of the documents.

7. These data requests are continuing in nature. Please update, amend, modify or otherwise supplement on a timely basis the data responses when new information arises that may alter a response.
8. Please serve all responses by electronic mail on the below listed individuals:

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DATA REQUESTS

- 1.1 Please identify which of your members have offered an electricity product marketed as “renewable,” “green,” “environmentally friendly,” or otherwise environmentally beneficial.
- 1.2 For each of the members identified above, please identify the specific product advertised as “renewable,” “green” “environmentally friendly” or otherwise environmentally beneficial. Please provide a copy of marketing materials for each of these products.
- 1.3 For each of the specific products identified above, please provide the source and nature of the electricity marketed as “renewable,” “green,” “environmentally friendly,” or otherwise environmentally beneficial.
- 1.4 For each of the specific products identified above, please identify the following for the most recent three years:
 - a. The total percentage of each customer’s electricity for which the Retail Electric Supplier purchased corresponding RECs.
 - b. The total percentage of RECs purchased that are bundled (sold in combination with the underlying renewable energy) and unbundled (sold independently of the underlying renewable energy).
 - c. The location (state) and resource type (wind, solar, etc.) of each specific renewable energy project or facility from which RECs were sourced, and the percentage of RECs sourced from each project or facility.
 - d. The vintage of the RECs procured by the Retail Electric Supplier. If multiple REC vintages were procured for a single year, please provide the corresponding percentages for each REC vintage.
- 1.5 Please refer to the webpages advertising “renewable,” “green,” etc. electricity products for purchase from the Retail Electric Suppliers Verde Energy USA and Constellation NewEnergy, attached as Exhibits A and B, respectively. If not already provided above in response to Data Request 1.4, for each of these advertised products, please provide the following for the most recent three years:
 - a. The total percentage of each customer’s electricity for which the Retail Electric Supplier purchased corresponding RECs.
 - b. The total percentage of RECs purchased that are bundled (sold in combination with the underlying renewable energy) and unbundled (sold independently of the underlying renewable energy).
 - c. The location (state) and resource type (wind, solar, etc.) of each specific renewable energy project or facility from which RECs were sourced, and the percentage of RECs sourced from each project or facility.

- d. The vintage of the RECs procured by the Retail Electric Supplier. If multiple REC vintages were procured for a single year, please provide the corresponding percentages for each REC vintage.

Respectfully submitted,



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Dated: November 19, 2015

About Verde

Deregulation

Electricity Rates

Energy Savings

Start Saving!



100% Green Energy
Lock in Competitive Rates
Make the Smart Switch Today

24-Hour Live Support 800-388-3862

Sign up today
\$75
Cash Bonus

Over 250,000 households and businesses have chosen Verde Energy USA as their electric supplier!

- Electric deregulation in [Connecticut](#), [Illinois](#), [Massachusetts](#), [New Jersey](#), [Ohio](#) and [Pennsylvania](#) allows smart consumers to choose their electric supplier, lock in a competitive fixed monthly rate and go green.
- Electric rates have consistently decreased for all Verde Energy USA homes and businesses.
- Renewable energy sources are part of our electric supply offer for every home and business.
- In less than two minutes, sign up with Verde today. There is no cost and no contract to sign. You will continue to receive just one monthly electric bill from your local utility company which will fully service your account.



Verde Supports Newtown Relief

Verde Energy Savings
\$73,276,261

See How Much You Can Save

State:

Select one... ▼

Utility:

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Small Business
Credibility





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About Us

Home > Residential > Renewable Energy

- Residential
- Residential
- Residential
- Electricity
- Natural Gas
- Renewable Energy



Renewable Energy To Power Your Home

"Going green" has become more than a trend over the past few years. Residents and businesses all over the country have made a more concerted effort to help the environment by matching a percentage of their electricity use with renewable energy.

Renewable energy, also known as green energy, generally refers to electricity generated by resources that replenish themselves naturally, such as the sun, wind, earth, and water. Although the exact definition of "renewable" fuels varies depending on the governing program, law or regulations, they typically include solar, biomass, wind, hydro, and geothermal.

We supply our residential customers in select electric distribution company service areas with renewable wind energy. This renewable wind power is generated by wind turbines, located on wind farms within specific control areas.

The average U.S. household uses about 10,000 kilowatt-hours of electricity per year. Every purchase of renewable energy helps support renewable electricity production and development in the local power grid. The purchase may have other local and global environmental benefits such as reducing global climate change and regional air pollution.

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Electricity or Gas Supplier License #s: CT DPUC Docket No.99-11-14 07-03-08, 06-02-17; GA PSC License Docket #: 22253, GM-33; IL #s 11-0394, 10-0540, 02-0489; 10-0129, 07-0279, MD License #s IR-228, IR-1853, IR-311, IR-327, IR-500; MA License #CS-045; MI Case #U-14066, U-13660; NJ License #ESL-0016, ESL-0066; GSL-0074; OH #s 00-003E(7); 02-021G(6); PA#s A-

Exhibit B

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Illinois Commerce Commission)	
On Its Own Motion)	
)	Docket No. 15-0512
Amendment of 83 Ill. Adm. Code 412)	
and 83 Ill. Adm. Code 453.)	

GENERAL OBJECTIONS AND RESPONSES TO ELPC’S FIRST SET OF DATA REQUESTS DIRECTED AT THE ILLINOIS COMPETITIVE ENERGY ASSOCIATION

The Illinois Competitive Energy Association (“ICEA”), through counsel, hereby responds to the Environmental Law and Policy Center’s (“ELPC”) First Set of Data Requests directed at ICEA. ICEA responds as follows:

Pursuant to Section 200.410 of the Commission’s Rules of Practice, a party has 28 days to respond to data requests unless a shorter schedule has been set by the Administrative Law Judge. (See 83 Ill. Admin. Code § 200.410(b).) ICEA further notes that ELPC’s Data Requests were served after 5 p.m. on November 19, setting the due date at five business days after the implied date of service of November 20, 2015. Nevertheless, as an accommodation to ELPC and in the spirit of cooperation, ICEA provides substantive responses below.

GENERAL OBJECTIONS

1. ICEA objects to each of ELPC’s Data Requests to the extent they seek to impose burdens or obligations on ICEA that are inconsistent with or greater than those imposed or authorized by the Illinois Rules of Civil Procedure, Illinois Supreme Court Rules or the Commission’s Rules of Practice.

2. ICEA objects to ELPC’s Data Requests to the extent they expressly or impliedly seek information protected from discovery by the attorney-client privilege, the work product doctrine, or any other privileges or reasons for non-production. Information covered by such

privileges is not subject to disclosure, and ELPC's Data Requests will not be construed to seek such documents and information. Inadvertent disclosure of privileged information is not intended to be, and may not be construed as a waiver of any applicable privilege.

4. ICEA objects to ELPC's Data Requests to the extent they seek information concerning matters beyond the scope of ICC Docket No. 15-0512, or that such discovery is overly broad, unduly burdensome, and neither relevant to any issue in this case nor reasonably calculated to lead to the discovery of admissible evidence.

5. ICEA objects to ELPC's Data Requests to the extent that such Data Requests are duplicative, overly broad, unduly burdensome, vague, ambiguous, compound, complex, incomprehensible, contain undefined or insufficiently defined terms, call for speculation, or otherwise lack sufficient precision and thereby require ICEA to engage in conjecture as to their meaning.

6. ICEA objects to ELPC's Data Requests to the extent they seek documents or information that are (a) publically available; (b) obtainable from another source that is more convenient, less burdensome, or less expensive; (c) outside the possession, custody and control of ICEA; (d) already in the possession of ELPC; or (e) more readily available to ELPC than ICEA.

7. ICEA's objections and answers are based upon information presently known to ICEA. Accordingly, the following responses are provided without prejudice to ICEA's right to rely on any facts, documents, or other evidence that may develop or subsequently come to its attention, to assert additional objections, and to supplement or amend these answers.

9. ICEA's objections and answers are based upon its understanding and interpretation of the Data Requests. If ELPC understands or interprets any of the Data Requests differently, ICEA reserves the right to supplement or amend its answers.

10. None of these answers is an admission as to the truth or accuracy of any statement or characterization contained in each Data Request.

11. Each of the above General Objections shall be deemed continuing and is incorporated into the specific responses set forth below, whether or not specifically stated in response to each Data Request, and is not waived or in any way limited by the answers below.

ICEA Responses to Data Requests ELPC-ICEA 1.1-1.5

Served: November 20, 2015

ICEA Response: November 30, 2015

ELPC-ICEA 1.1: Please identify which of your members have offered an electricity product marketed as “renewable,” “green,” “environmentally friendly,” or otherwise environmentally beneficial.

ICEA RESPONSE: ICEA objects to this Data Request as overbroad and unduly burdensome. Without waiving its objections, ICEA states that it is an Illinois trade association and thus Antitrust law bars ICEA and its members from discussing pricing or products in any state. As a result, ICEA only has access to potentially responsive documentation that is publicly accessible, which is equally accessible by ELPC.

ICEA Responses to Data Requests ELPC-ICEA 1.1-1.5

Served: November 20, 2015

ICEA Response: November 30, 2015

ELPC-ICEA 1.2: For each of the members identified above, please identify the specific product advertised as “renewable,” “green” “environmentally friendly” or otherwise environmentally beneficial. Please provide a copy of marketing materials for each of these products.

ICEA RESPONSE: ICEA objects to this Data Request as overbroad and unduly burdensome. Without waiving its objections, ICEA states as follows: please see ICEA’s Response to Data Request ELPC-ICEA 1.1.

ICEA Responses to Data Requests ELPC-ICEA 1.1-1.5

Served: November 20, 2015

ICEA Response: November 30, 2015

ELPC-ICEA 1.3: For each of the specific products identified above, please provide the source and nature of the electricity marketed as “renewable,” “green,” “environmentally friendly,” or otherwise environmentally beneficial.

ICEA RESPONSE: ICEA objects to this Data Request as overbroad and unduly burdensome. Without waiving its objections, ICEA states as follows: please see ICEA’s Response to Data Request ELPC-ICEA 1.1.

ICEA Responses to Data Requests ELPC-ICEA 1.1-1.5

Served: November 20, 2015

ICEA Response: November 30, 2015

ELPC-ICEA 1.4: For each of the specific products identified above, please identify the following for the most recent three years:

- a. The total percentage of each customer's electricity for which the Retail Electric Supplier purchased corresponding RECs.
- b. The total percentage of RECs purchased that are bundled (sold in combination with the underlying renewable energy) and unbundled (sold independently of the underlying renewable energy).
- c. The location (state) and resource type (wind, solar, etc.) of each specific renewable energy project or facility from which RECs were sourced, and the percentage of RECs sourced from each project or facility.
- d. The vintage of the RECs procured by the Retail Electric Supplier. If multiple REC vintages were procured for a single year, please provide the corresponding percentages for each REC vintage.

ICEA RESPONSE: ICEA objects to this Data Request as overbroad and unduly burdensome. ICEA Without waiving its objections, ICEA states as follows: please see ICEA's Response to Data Request ELPC-ICEA 1.1. Responding further, the information requested is competitively sensitive and should not be provided even with a Confidentiality Order, which in any event is not in place in the current docket.

ICEA Responses to Data Requests ELPC-ICEA 1.1-1.5

Served: November 20, 2015

ICEA Response: November 30, 2015

ELPC-ICEA 1.5: Please refer to the webpages advertising “renewable,” “green,” etc. electricity products for purchase from the Retail Electric Suppliers Verde Energy USA and Constellation NewEnergy, attached as Exhibits A and B, respectively. If not already provided above in response to Data Request 1.4, for each of these advertised products, please provide the following for the most recent three years:

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