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MAY 25 2016

2016 MAY 25 A 11: 09 IN THE APPELLATE COURT OF ILLINOIS CHIEF CLERK'S OFFICE FOURTH DISTRICT

CLERK OF THE APPELLATE COURT, 4th DISTRICT

CITATION OIL & GAS CORP.,)	
)	
Respondent-Appellant,	)	Petition for Review of Orders of the Illinois Commerce Commission
)	
v.	)	Docket #05-0767
)	
ILLINOIS COMMERCE COMMISSION;)	
BRIEN J. SHEAHAN, in His Official	)	Date of Petition for Review:
Capacity as Commissioner; JOHN R.	)	May 23, 2016
ROSALES, in His Official Capacity as)	
Commissioner; ANN McCABE, in Her	)	Date of Notice of Appeal:
Official Capacity as Commissioner;	)	May 23, 2016
MICHAEL del VALLE, in His Official)	
Capacity as Commissioner; SHERINA	)	Date of Orders to be Reviewed:
MAYE EDWARDS, in Her Official	)	March 9, 2016, and April 26, 2016
Capacity as Commissioner; TRI-COUNTY)	
ELECTRIC COOPERATIVE, INC.; and	)	Rehearing Denied on April 26, 2016
ILLINOIS POWER COMPANY, d/b/a)	
AMEREN IP,)	
)	
Plaintiffs-Appellees.)	

PETITION FOR REVIEW

Citation Oil and Gas Corp. ("Citation"), hereby Petitions the Court for review of the Illinois Commerce Commission ("Commission" or "ICC") Order of March 9, 2016, and the denial of Citation's Petition for Rehearing on April 26, 2016, in Docket #05-0767. Citation makes this Petition pursuant to Illinois Supreme Court Rule 335, Section 10-201, of the Public Utilities Act, 220 ILCS 5/10-201. The basis for this review is set forth in Citation's Petition for Rehearing filed on April 8, 2016, in the above Docket. Jurisdiction for this direct appeal is based on the portion of the Order that contains rulings

interpreting certain portions of the Public Utilities Act as found in XI C, XI D, and XII of the March 9, 2016, Commission Order.

Citation requests that this Court reverse, or alternatively reverse and remand that portion of the Commission's Order that makes rulings under the Public Utilities Act, 220 ILCS 5/16-101, *et seq.*, in XI C, XI D, and XII of the March 9, 2016, Order.

Notice of this Appeal was filed with the Illinois Commerce Commission pursuant to Section 10-201 of the Public Utilities Act, 220 ILCS 5/10-201, together with proof of service of the Notice of Appeal.

CITATION OIL & GAS CORP., Appellant

By:



Gary L. Smith - #2644029

LOEWENSTEIN & SMITH, P.C.

Attorney for Respondent-Appellant

1204 South Fourth Street

Springfield, IL 62703

(217) 525-1199

lexsmith@lhoslaw.com

CERTIFICATE OF SERVICE

The undersigned certifies that three (3) copies of the Petition were served upon the following persons by enclosing true and correct copies of the same in an envelope addressed to said person, with postage fully prepaid at their address as follows:

Jeffrey R. Baron
Bailey & Glasser, LLP
209 Capitol Street
Charleston, WV 25301
jbaron@baileyglasser.com

Scott C. Helmholz
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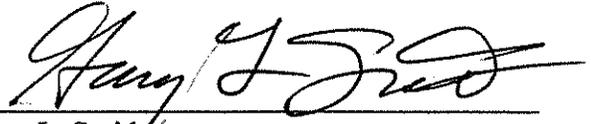
Ms. Elizabeth Rolando, Chief Clerk
Illinois Commerce Commission
527 E. Capitol Ave.
Springfield, IL 62701

Janis Von Qualen, Administrative Law Judge
Illinois Commerce Commission
527 E. Capitol Ave.
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Ms. Lisa Madigan
Illinois Attorney General
500 South Second Street
Springfield, IL 62701

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and placing it in a U. S. mailbox in Springfield, Illinois, on the 25 day of May, 2016.



Gary L. Smith
Attorney for the Respondent-Appellant

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CLERK OF THE APPELLATE COURT 4th DISTRICT

NO. _____

IN THE APPELLATE COURT OF ILLINOIS FOURTH DISTRICT

CITATION OIL & GAS CORP.,)	
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Respondent-Appellant,)	Petition for Review of Orders of the Illinois Commerce Commission
)	
v.	)	Docket #05-0767
)	
ILLINOIS COMMERCE COMMISSION;)	
BRIEN J. SHEAHAN, in His Official Capacity as Commissioner;	)	Date of Petition for Review: May 23, 2016
JOHN R. ROSALES, in His Official Capacity as Commissioner;)	
ANN McCABE, in Her Official Capacity as Commissioner;	)	Date of Notice of Appeal: May 23, 2016
MICHAEL del VALLE, in His Official Capacity as Commissioner;)	
SHERINA MAYE EDWARDS, in Her Official Capacity as Commissioner;	)	Date of Orders to be Reviewed: March 9, 2016, and April 26, 2016
TRI-COUNTY ELECTRIC COOPERATIVE, INC.; and)	
ILLINOIS POWER COMPANY, d/b/a AMEREN IP,	)	Rehearing Denied on April 26, 2016
)	
Plaintiffs-Appellees.)	

NOTICE OF FILING OF NOTICE OF APPEAL

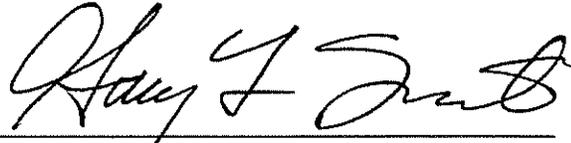
To: Ms. Carla Bender, Clerk 4 th District Appellate Court 201 West Monroe Street Springfield, IL 62794-9206	All Parties and Persons on the Attached Service List
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PLEASE TAKE NOTICE that on the 25th day of May, 2016, pursuant to Supreme Court Rule 335 and 220 ILCS 5/10-201, the attached Notice of Appeal concerning the Orders entered by the Illinois Commerce Commission on March 9, 2016, and April 26, 2016, was filed by Citation Oil and Gas Corp., in the above-captioned matter with the Chief Clerk of the Illinois

Commerce Commission, 527 East Capitol, Springfield, Illinois 62701. A copy of the Notice of Appeal is hereby served upon you, and each of you.

CITATION OIL & GAS CORP., Appellant

By:



Gary L. Smith - #2644029
LOEWENSTEIN & SMITH, P.C.
Attorney for Respondent-Appellant
1204 South Fourth Street
Springfield, IL 62703
(217) 525-1199
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CERTIFICATE OF SERVICE

The undersigned certifies that foregoing document was served upon the following persons by enclosing a true and correct copy of the same in an envelope addressed to said person, with postage fully prepaid at their address as follows:

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Janis Von Qualen, Administrative Law Judge
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and placing it in a U. S. mailbox in Springfield, Illinois, on the 25th day of May, 2016.



Gary L. Smith
Attorney for the Respondent-Appellant

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STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE
COMMISSION

2016 MAY 25 A 10:35

CHIEF CLERK'S OFFICE

TRI-COUNTY ELECTRIC)
COOPERATIVE, INC.,)
)
Complainant,)
)
v.)
)
ILLINOIS POWER COMPANY,)
d/b/a AMEREN IP,)
)
Respondent.)

Case No. 05-0767

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CLERK OF THE APPELLATE
COURT, 4th DISTRICT

NOTICE OF APPEAL

To: Elizabeth Rolando, Chief Clerk
Illinois Commerce Commission
527 East Capitol Street
Springfield, IL 62703

All Parties and Persons on the
Attached Service List

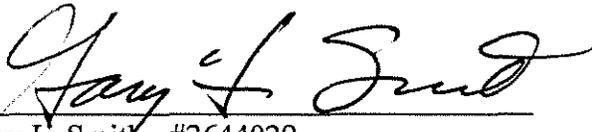
PLEASE TAKE NOTICE that pursuant to Section 10-201 of the Public Utilities Act and Supreme Court Rule 335, Citation Oil and Gas Corp. ("Citation") is appealing to the Appellate Court of Illinois, Fourth Judicial District, the Order entered by the Illinois Commerce Commission on March 9, 2016, in the above Docket, and the denial of the Petition for Rehearing on April 26, 2016. Citation seeks relief reversing that portion of the Order in Sections XI C, XI D, and XII making a ruling under the Public Utilities Act, and for such other and further relief as the court deems just.

Pursuant to Illinois Supreme Court Rule 335, a Petition for Review of said Orders has been filed with the Appellate Court, Fourth Judicial District.

WHEREFORE, Citation Oil & Gas Corp., is appealing the March 9, 2016, Order of the Illinois Commerce Commission in Docket #05-0767 and the denial of rehearing on April 26, 2016, to the Illinois Appellate Court, Fourth Judicial District, for the purpose of having the

reasonableness and lawfulness of the portion of the Order described above inquired into and determined.

CITATION OIL & GAS CORP., Appellant

By: 

Gary L. Smith - #2644029

LOEWENSTEIN & SMITH, P.C.

Attorney for Respondent-Appellant

1204 South Fourth Street

Springfield, IL 62703

(217) 525-1199

lexsmith@lhoslaw.com

CERTIFICATION

I, Gary L. Smith, do certify that on May 25, 2016, I filed the foregoing Notice of appeal with the Clerk of the Illinois Commerce Commission and filed the same with the Clerk of the Illinois Appellate Court, Forth Judicial District, by hand-delivery, and pursuant to Supreme Court Rule 12B5 served all parties on the attached service list by United States Mail.



Gary L. Smith

Gary L. Smith - #2644029
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SERVICE LIST

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