

BEFORE THE
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF:)
COMMONWEALTH EDISON COMPANY,)
Application for a certificate) No. 01-0513
of public convenience and)
necessity, pursuant to Section)
8-406 of the Illinois Public)
Utilities Act to construct,)
operate and maintain a new)
138,000 volt electric)
transmission line in Cook)
County, Illinois.)

Chicago, Illinois

December 11th, 2001

Met pursuant to notice at 10:00 a.m.

BEFORE:

MS. DEBORAH KING, Administrative Law Judge

APPEARANCES:

FOLEY and LARDNER
MR. CHRISTOPHER ZIBART
70 West Madison, Suite 4100
Chicago, Illinois 60602
Appearing for Commonwealth Edison;

1 APPEARANCES (Continued)

2 MR. STEVEN G. REVETHIS
3 160 North LaSalle Street, Suite C-800
4 Chicago, Illinois 60601
5 Appearing for staff.

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18 SULLIVAN REPORTING COMPANY, by
19 Barbara A. Perkovich, CSR

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I N D E X

<u>Witnesses:</u>	<u>Direct</u>	<u>Cross</u>	<u>Re-</u> <u>direct</u>	<u>Re-</u> <u>cross</u>	<u>By</u> <u>Judge</u>	<u>Mr.</u>
Wiedman	14					
Mr. Eglaston	17					
Mr. Jones		20				
Mr. Rowe	22					
Mr. Rockrohr	24					
Mr. Hardas	27					

E X H I B I T S

<u>Number</u>	<u>For Identification</u>	<u>In Evidence</u>
Com Ed No. 1	13	24
Com Ed No. 2	13	16
Com Ed No. 3	13	19
Com Ed No. 4	13	22
Com Ed No. A	13	19
Com Ed No. B	13	22

1 (Whereupon Com Ed Exhibits
2 Nos. 1, 2, 3, 4, A and B were
3 marked for identification
4 as of this date.)

5 (Whereupon Staff Exhibits
6 Nos. 1.0 and 2.0 were
7 marked for identification
8 as of this date.)

9 JUDGE KING: Pursuant to the authority of the
10 Illinois Commerce Commission, I now call Docket
11 No. 01-0513. This is the application of
12 Commonwealth Edison Company for a certificate of
13 public convenience and necessity.

14 May I have the appearance for the record.

15 MR. ZIBART: For the petitioner, Christopher
16 Zibart, Foley and Lardner, Chicago, Illinois.

17 MR. REVETHIS: Steven G. Revethis, staff counsel
18 appearing on behalf of the Illinois Commerce
19 Commission staff, your Honor.

20 JUDGE KING: We are here today for our
21 evidentiary hearing. I believe we have
22 approximately how many witnesses?

1 MR. ZIBART: I guess in this one we have four
2 witnesses for the petitioner.

3 MR. REVETHIS: And the staff has two witnesses
4 to offer.

5 JUDGE KING: We have six witnesses who will be
6 testifying here today. If all of those witnesses
7 could raise their right hand.

8 (Witnesses sworn).

9 JUDGE KING: We will have the applicant present
10 its first witness.

11 MR. ZIBART: Your Honor, our first witness would
12 be Mr. Thomas Wiedman.

13 THOMAS WIEDMAN,
14 called as a witness herein, having been first duly
15 sworn, was examined and testified as follows:

16 DIRECT EXAMINATION

17 BY

18 MR. ZIBART:

19 Q. Mr. Wiedman, can you hear me?

20 A. Yes, I can.

21 Q. Would you please state and spell your last
22 name, sir?

1 A. My name is Thomas E. Wiedman, spelled
2 W-i-e-d-m-a-n.

3 Q. And are you employed by Com Ed, sir?

4 A. Yes, I am.

5 Q. What is your title?

6 A. My title is director of transmission planning.

7 Q. And Mr. Wiedman, has testimony been prepared by
8 you or under your direction and control for
9 submission in this docket?

10 A. Yes.

11 Q. Mr. Wiedman, do you have in front of you what's
12 been marked for identification as Com Ed Exhibit 2?

13 A. Yes, I do.

14 Q. And is that your written direct testimony in
15 this docket?

16 A. Yes, it is.

17 Q. Are there any changes you need to make to your
18 testimony before it is entered into evidence?

19 A. No, there are no changes.

20 Q. So if I were to ask you the questions that are
21 set forth in Com Ed Exhibit 2, you would give the
22 same answers today; is that right?

1 A. That's correct.

2 MR. ZIBART: I have no further questions for Mr.
3 Wiedman on direct examination.

4 JUDGE KING: All right. And you are seeking to
5 have this admitted as Com Ed Exhibit 2?

6 MR. ZIBART: We would.

7 JUDGE KING: Any objection?

8 MR. REVETHIS: No objection.

9 JUDGE KING: Let the record reflect that Com Ed
10 Exhibit 2, the direct testimony of Tom at Wiedman is
11 hereby directed into the record.

12 (Whereupon Com Ed
13 Exhibit No. 2 was
14 admitted into evidence.)

15 JUDGE KING: The witness is tendered for cross.

16 MR. REVETHIS: Staff has no cross examination of
17 this witness.

18 JUDGE KING: Thank you Mr. Wiedman.

19 (Witness excused.)

20 MR. ZIBART: Our next witness would be Mr. John
21 W. Eglaston.

22 JUDGE KING: Mr. Eglaston, you've been sworn in.

1 JOHN W. EGLASTON,
2 called as a witness herein, having been first duly
3 sworn, was examined and testified as follows:

4 DIRECT EXAMINATION

5 BY

6 MR. ZIBART:

7 Q. Mr. Eglaston, would you state your name and
8 please spell your last name?

9 A. My name is John Eglaston, E-g-l-a-s-t-o-n.

10 Q. And are you employed by Com Ed, sir?

11 A. Yes.

12 Q. And what is your title?

13 A. My title is project manager.

14 Q. Mr. Eglaston, has testimony been prepared by
15 you or under your direction and control for
16 submission in this docket?

17 A. Yes.

18 Q. I show you now what's been previously marked
19 for identification as Com Ed Exhibit 3. Is that
20 your written direct testimony in this docket?

21 A. Yes, it is.

22 Q. And are there any changes that you need to make

1 to your testimony before it is entered into
2 evidence?

3 A. Yes.

4 Q. And what change would that be?

5 A. In the testimony my title is transmission
6 engineer, it has since changed to project manager.

7 Q. And Mr. Eglaston, do you still have
8 responsibilities in your role as project manager
9 with respect to this particular project?

10 A. Yes, I do.

11 Q. And what are those responsibilities?

12 A. My responsibilities are for the scope,
13 schedule, and budget, and construction of these
14 transmission lines.

15 Q. Other than that title change that you've
16 identified, if I were to ask you the questions set
17 forth in Com Ed Exhibit 3, would you give the same
18 answers today?

19 A. Yes.

20 Q. And I also show you what has been marked for
21 identification as Exhibit A. Is that a correct copy
22 of the Exhibit A to Com Ed's petition to which you

1 refer in your testimony?

2 A. Yes.

3 MR. ZIBART: I have no further questions for Mr.
4 Eglaston. At this time we move the admission of Com
5 Ed Exhibit 3 and Exhibit A into evidence.

6 JUDGE KING: Any objection?

7 MR. REVETHIS: No objection.

8 JUDGE KING: Let the record reflect that Com Ed
9 Exhibit 3 and Com Ed Exhibit A, which is attached to
10 Com Ed's application is hereby admitted into the
11 record.

12 (Whereupon Com Ed
13 Exhibits Nos. 3 and A were
14 admitted into evidence.)

15 JUDGE KING: And thank you.

16 (Witness excused.)

17 MR. ZIBART: Com Ed's next witness is
18 Mr. Jones.

19 JUDGE KING: And you've been sworn in.

20 ROBERT M. JONES,
21 called as a witness herein, having been first duly
22 sworn, was examined and testified as follows:

1 DIRECT EXAMINATION

2 BY

3 MR. ZIBART:

4 Q. Could you state your name and spell your last
5 name, sir?

6 A. Robert M. Jones, Senior, J-o-n-e-s.

7 Q. And are you employed by Com Ed, sir?

8 A. Yes, I am.

9 Q. What is your title?

10 A. Manager of land acquisition.

11 Q. Has testimony been prepared by you or under
12 your direction and control for submission in this
13 docket?

14 A. Yes, it has.

15 Q. And I show you now what has been previously
16 marked for identification as Com Ed Exhibit 4. Is
17 that your written direct testimony in this docket?

18 A. Yes, it is.

19 Q. Are there any changes you need to make in your
20 testimony before it is entered into evidence?

21 A. No, there are not.

22 Q. So if I were to ask you the questions set forth

1 in Com Ed Exhibit 4, would you give the same answers
2 today?

3 A. I would.

4 Q. Mr. Jones, I am now showing you what's been
5 previously marked for identification as Exhibit B.
6 Is that Exhibit B to Com Ed's petition to which you
7 refer in your testimony?

8 A. Yes, it is.

9 MR. ZIBART: I have no further questions for Mr.
10 Jones. We would move the admission of Com Ed
11 Exhibit 4, and Exhibit B into evidence.

12 JUDGE KING: Any objection?

13 MR. REVETHIS: Staff has no objection.

14 JUDGE KING: Hearing no objection, let the
15 record reflect that Com Ed Exhibit 4 and Com Ed
16 Exhibit B, which is attached to the application are
17 hereby admitted into evidence and thank you.

18

19 (Whereupon Com Ed
20 Exhibits Nos. 4 and B were
21 admitted into evidence.)

22 (Witness excused.)

1 MR. ZIBART: And the company's last witness is
2 Mr. Rowe.

3 JUDGE KING: You have been sworn in.

4 MICHAEL B. ROWE,
5 called as a witness herein, having been first duly
6 sworn, was examined and testified as follows:

7 DIRECT EXAMINATION

8 BY

9 MR. ZIBART:

10 Q. Would you please state your name and spell
11 yours last name, sir?

12 A. My name is Michael B. Rowe, R-o-w-e.

13 Q. Are you employed by Com Ed, sir?

14 A. Yes.

15 Q. What is your title?

16 A. Director of projects.

17 Q. Mr. Rowe, has testimony been prepared by you or
18 under your direction and control for submission in
19 this docket?

20 A. Yes.

21 Q. I'll show you what's been previously been
22 marked for identification as Com Ed Exhibit 1. Is

1 that your written direct testimony in this docket?

2 A. Yes.

3 Q. Are there any changes you need to make to your
4 testimony before it is entered into the record?

5 A. No.

6 Q. So if I were to ask you the same questions that
7 are set forth in this Com Ed Exhibit 1, would you
8 give the same answers today?

9 A. Yes.

10 MR. ZIBART: No further questions for Mr. Rowe,
11 and Com Ed would move the admission of Com Ed
12 Exhibit 1 into evidence.

13 JUDGE KING: Any objection?

14 MR. REVETHIS: Staff has no objection, your
15 Honor.

16 JUDGE KING: Let the record reflect that Com Ed
17 Exhibit 1 is hereby admitted into the record.

18 (Whereupon Com Ed
19 Exhibit No. 1 was
20 admitted into evidence.)

21 JUDGE KING: Any cross?

22 MR. REVETHIS: No, all questions the staff may

1 have had have been resolved during the discovery
2 process. Thank you.

3 MR. ZIBART: At this time that is the end of
4 company's case and we would rest.

5 JUDGE KING: Staff?

6 MR. REVETHIS: Yes, thank you, your Honor. We
7 would at this time call staff witness Greg Rockrohr
8 to the stand.

9 JUDGE KING: You've been sworn in
10 Mr. Rockrohr.

11 GREGORY ROCKROHR,
12 called as a witness herein, having been first duly
13 sworn, was examined and testified as follows:

14 DIRECT EXAMINATION

15 BY

16 MR. REVETHIS:

17 Q. Sir, would you kindly state your name title and
18 business address for the record, if you would,
19 please?

20 A. Greg Rockrohr, I'm a senior energy engineer for
21 the Illinois Commerce Commission. I work at 527
22 East Capital Avenue, Springfield, Illinois.

1 Q. Now, sir, do you have before you a docket which
2 has been previously marked for purposes of
3 identification as ICC Staff Exhibit 1.0 entitled,
4 the Direct Testimony of Greg Rockrohr, dated
5 November 27th, 2001, consisting of 8 pages of
6 narrative testimony, sir?

7 A. Yes, do I.

8 Q. I ask you, sir, if this testimony was in fact
9 prepared by you or under your direction and control,
10 sir?

11 A. Yes, it was.

12 Q. Are there any additions, modifications or
13 corrections you wish to make to your narrative
14 testimony at this time, sir?

15 A. No.

16 Q. Now, sir, if I were to ask you exactly the same
17 questions as set forth there in your narrative
18 testimony, would you in fact give exactly the same
19 responses here and now today, sir?

20 A. Yes, I would.

21 Q. Is it your intent that this be your sworn
22 direct testimony in this proceeding?

1 A. Yes, it is.

2 MR. REVETHIS: Your Honor, at this time I ask
3 that ICC Staff Exhibit 1 entitled the Direct
4 Testimony of Greg Rockrohr dated November 27th, 2001
5 consisting of 8 pages of narrative testimony be
6 admitted into the record as evidence and we offer
7 the witness at this time for cross examination.

8 JUDGE KING: Is there any objection to the
9 admission of ICC Staff Exhibit No. 1.0?

10 MR. ZIBART: No, your Honor.

11 JUDGE KING: Let the record reflect that Staff
12 Exhibit 1.0 is hereby admitted into the record.

13 (Whereupon Staff
14 Exhibit No. 1.0 was
15 admitted into evidence.)

16 JUDGE KING: And is there any cross examination?

17 MR. ZIBART: There is none.

18 JUDGE KING: Thank you Mr. Rockrohr.

19 (Witness excused.)

20 MR. REVETHIS: Your Honor, we at this time call
21 the second staff witness, Mr. Phil A. Hardas.

22 JUDGE KING: Mr. Hardas, you've been sworn in.

1 THE WITNESS: Yes, I have.

2 PHIL A. HARDAS,

3 called as a witness herein, having been first duly
4 sworn, was examined and testified as follows:

5 DIRECT EXAMINATION

6 BY

7 MR. REVETHIS:

8 Q. Sir, would you kindly state your name, title
9 and business address for the record if you would,
10 please?

11 A. Yes, my name is Phil Hardas, H-a-r-d-a-s. I'm
12 a financial analyst with the financial analysis
13 division of the Illinois Commerce Commission.

14 Q. Sir, do you have before you a docket which has
15 been previously marked for purposes of
16 identification as ICC Staff Exhibit 2.0, which is
17 entitled, the direct testimony of Phil A. Hardas,
18 dated November 2001 consisting of four pages of
19 narrative testimony, along with accompanying
20 Schedule 2.1, sir?

21 A. Yes, I do.

22 Q. And I would ask you at this time if that

1 document, the narrative testimony and schedule were
2 prepared by you or under your direction or control,
3 sir?

4 A. Yes, it was.

5 Q. Are there any additions, modifications or
6 corrections you wish to make to either your
7 narrative testimony or your Schedule 2.1?

8 A. No.

9 Q. If I were to ask you exactly the same questions
10 here and now today would you in fact give exactly
11 the same responses?

12 A. Yes.

13 Q. Is it your intent that this be your sworn
14 direct testimony in this proceeding, sir?

15 A. Yes, it is.

16 MR. REVETHIS: Your Honor, at this time we ask
17 that ICC Staff Exhibit 2.0 entitled the Direct
18 Testimony of Phil A. Hardas, dated November 2001
19 consisting of four pages of narrative testimony as
20 well as accompanying Schedule 2.1 be admitted into
21 the record at this time as evidence and we offer the
22 witness for cross examination also at this time.

1 JUDGE KING: Is there any objection to this
2 exhibit being admitted into the record?

3 MR. ZIBART: No objection.

4 JUDGE KING: Let the record reflect that Staff
5 Exhibit 2.0 with the accompanying schedule or
6 attachment 2.1 is hereby admitted into the record

7 (Whereupon Staff
8 Exhibit No. 2.0 was
9 admitted into evidence.)

10 JUDGE KING: Is there any cross examination?

11 MR. ZIBART: No cross examination.

12 JUDGE KING: Thank you Mr. Hardas.

13 (Witness excused.)

14 JUDGE KING: Does that conclude staff's?

15 MR. REVETHIS: Yes, it does, your Honor. Thank
16 you.

17 JUDGE KING: Is there anything further that
18 either party would like to present in this hearing?

19 MR. ZIBART: No, your Honor.

20 JUDGE KING: Let the record reflect then that
21 this matter will be concluded. Let me just take the
22 time for clarification to indicate for the record

