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ILLINOIS COMMERCE COMMISSION**

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COMMONWEALTH EDISON COMPANY

CHIEF CLERK'S OFFICE

Petition for approval of changes to its Rate :  
RCDS, Retail Customer Delivery Service, : 00-0186  
upon less than 45 days' notice.

**PETITION**

To the Illinois Commerce Commission:

Commonwealth Edison Company ("ComEd"), through its attorneys, Hopkins & Sutter, pursuant to Section 9-201(a) of the Illinois Public Utilities Act (the "Act"), 220 ILCS 5/1- 10 1 et seq., petitions the Illinois Commerce Commission (the "Commission") for approval upon less than 45 days' notice of its 1<sup>st</sup> Revised Sheet No. 109 (the "tariff sheet"), canceling its Original Sheet No. 109. The tariff sheet, attached to this Petition as Exhibit A, contains amendments to ComEd's Rate RCDS - Retail Customer Delivery Service - Nonresidential. In support of this Petition, ComEd states as follows:

1. Section 16-104(a) sets forth a minimum schedule for which electric utilities shall provide delivery services to retail customers. Section 16-104(a)(2.5) provides that on or before June 1, 2000, an electric utility serving more than 1,000,000 customers in this state must provide delivery services to:

...retail customers whose annual electric energy use comprises 33% of the kilowatt hour sales to that group of retail customers that are classified under Division D, Groups 20 through 39 of the Standard Industrial Classifications set forth in the Standard Industrial Classification Manual published by the United States Office of Management and Budget, excluding the kilowatt-hour sales to those customers that are eligible for delivery services pursuant to clause (l)(i), and shall offer delivery services to its remaining retail customers classified under Division D, Groups 20 through 39 on or before October 1, 2000.

220 ILCS 5/16-104(a)(2.5)

2. Section 16-104(a) of the Act further provides that the electric utility shall identify those customers to be offered delivery services **on or** before June 1, 2000 under Section 16-104(a)(1)(2.5) pursuant to a lottery or other random nondiscriminatory selection process.

3. Retail customers classified under Division D, Groups 20 through 39 of the Standard Industrial Classifications are commonly known as manufacturing customers.

4. ComEd has been working with the Illinois Manufacturers Association (IMA) to determine the most effective way to conduct the phase-in of eligibility for manufacturing customers. ComEd and IMA have reached agreement that all manufacturing customers not currently eligible for Rate RCDS should become eligible as of June 1, 2000. Implementation of the manufacturing phase-in in this manner will eliminate a potential source of confusion and uncertainty with respect to the eligibility of manufacturing customers and will facilitate the momentum of competition in the ComEd service territory. Accordingly, ComEd's proposed revision to Rate RCDS will make delivery services available to all of its manufacturing customers effective June 1, 2000.

5. Section 9-201(a) of the Act provides the Commission the authority to allow changes to tariffs to be made upon good cause shown without requiring 45 days' notice, by an order specifying the changes to be made and the time when they shall take effect.

6. ComEd requests Commission approval of this request on less than 45 days' notice in order to allow an adequate amount of time to notify manufacturing customers of the June 1 availability of Rate RCDS. The major steps in implementing the June eligibility for manufacturing customers of ComEd include: communications

with customers and Retail Electric Suppliers (RESs), receiving and verifying responses from customers, sending reply notifications to customers, updating ComEd's list of eligible accounts and providing a list of eligible customers to RESs.

7. ComEd is planning an extensive customer communication program that will include direct mail, press releases, contact with appropriate organizations, and notifications to RESs. These communications will continue through June 1<sup>st</sup>. ComEd recognizes the need to communicate with customers to create awareness among manufacturing customers of the availability of delivery services as of June 1, 2000.

8. The major component of the communication plan will involve mailing postcards to all non-residential customers that are not already eligible for delivery services. This mailing will give each non-residential customer the opportunity to respond to ComEd indicating that it is a manufacturing customer within the definition contained in the Standard Industrial Clarification Manual. Customers will also be given the opportunity to indicate whether they want their identity and rate class placed on a web site accessible by RESs. Responses to the mailing by customers will be accepted throughout the remainder of this year. Customers will be able to respond by mail, fax or telephone. Once the responses are received, ComEd will perform a verification process to determine whether or not each customer is within the definition of a manufacturing customer.

9. After completing its verification process, ComEd will notify customers of the status of their application. As they are verified, ComEd will mark the customer's account as eligible for delivery services effective June 1. ComEd will also post a list of eligible accounts on its web site for use by RESs and update the site as needed.

10. ComEd is asking that the Commission approve this request on less than 45 days' notice so that ComEd can complete as much work in advance of June 1 as

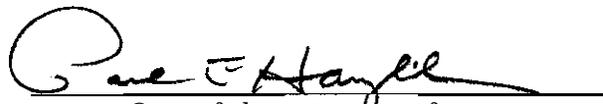
possible and provide customers with sufficient time to consider their alternatives with respect to the competitive supply of electricity. Therefore, ComEd respectfully requests that the Commission approve this Petition in less than 45 days, and if possible, by March 15, 2000.

11. With the filing of this Petition and the tariff sheet to which it relates, ComEd will post a Public Notice of the filing in each of its offices and will place the proposed tariff sheet in the Public File in each such office.

WHEREFORE, Commonwealth Edison Company requests that the Commission enter an Order approving its 1<sup>st</sup> Revised Sheet No. 109, canceling its Original Sheet No. 109, upon less than 45 days' notice, to become effective upon filing 1<sup>st</sup> Revised Sheet No. 109 in compliance with such Order.

Dated at Chicago, Illinois this 24th day of February, 2000.

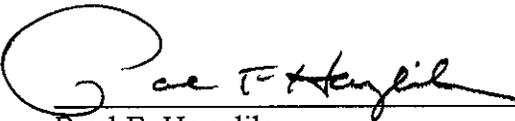
COMMONWEALTH EDISON COMPANY

By:   
One of the attorneys for  
Commonwealth Edison Company

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STATE OF ILLINOIS        )  
                                      ) ss.  
COUNTY OF COOK         )

PAUL F. HANZLIK, being first duly sworn on upon oath, states that he is one of the attorneys for Commonwealth Edison Company, an Illinois corporation; that he is authorized to make this affidavit; and that he has read the foregoing Petition , is familiar with the facts and matters therein set forth, and that the same are true to the best of his information and belief.

  
\_\_\_\_\_  
Paul F. Hanzlik

Subscribed and sworn to before me  
this 24th day of February, 2000.

  
\_\_\_\_\_  
Notary Public



**RATE RCDS – RETAIL CUSTOMER DELIVERY SERVICE – NONRESIDENTIAL**

(Continued from Sheet No. 108)

**AVAILABILITY (CONTINUED).**

Company's system will equal or exceed 4 megawatts during the six months with such customer's highest monthly maximum demands in a 12-month period. This rate shall also be available to any new separate locations of selected nongovernmental, nonresidential, commercial retail customers under common ownership identified in clause (ii) of the preceding paragraph as such additional separate locations are included under such common ownership. This rate shall also be available to additional nongovernmental, nonresidential, commercial retail customers under common ownership doing business at ten or more separate locations within the Company's service area with an aggregate coincident average monthly maximum electrical demand at all such locations during the six months with the customer's highest monthly maximum electrical demands during a 12-month period ending before December 31, 2000, that equals or exceeds 9.5 megawatts, once such average is reached, provided that availability under this circumstance is not available once the load of the retail customers selected under this circumstance and the retail customers selected in clause (ii) of the preceding paragraph exceeds 3.5% of the maximum demand on the Company's system in the twelve months ending June 30, 1999.

- \* Beginning on June 1, 2000, this rate is also available to any nonresidential retail customer that is classified under Division D, Groups 20 through 39 of the Standard Industrial Classifications (Manufacturing Customers) set forth in the 1987 Standard Industrial Classification Manual published by the United States Office of Management and Budget.

Beginning on October 1, 2000, this rate is also available to governmental retail customers acting through an intergovernmental agreement that was in effect thirty days prior to May 1, 1997, and which agreement provides for such governmental retail customers to work cooperatively in the purchase of electric energy to aggregate their monthly kilowatt-hour energy usage and monthly kilowatt billing demand. Such governmental retail customers shall include any retail customer that is a municipality, municipal corporation, unit of local government, park district, school district, community college district, forest preserve district, special district, public corporation, body politic and corporate, sanitary or water reclamation district, or other local government agencies, including any entity created by intergovernmental agreement among any of the foregoing entities to implement the aforementioned intergovernmental agreement.

(Continued on Sheet No. 110)

Filed with the Illinois Commerce Commission on  
March xx, 2000. Issued pursuant to the Illinois  
Commerce Commission Special Permission  
Order No. x-xxxxx entered March xx, 2000.  
Asterisk (\*) indicates change.

Date Effective: March xx, 2000  
Issued by A. A. Juracek, Vice President  
Post Office Box 767, Chicago, Illinois 60690