BEFORE THE
ILLINOIS COMMERCE COMMISSION

BENCH SESSION
(PUBLIC UTILITY)

Chicago, Illinois
Wednesday March 9, 2011

Met, pursuant to notice, at 10:30 a.m. in
the Main Hearing Room, Eighth Floor, 160 North
LaSalle Street, Chicago, Illinois.

PRESENT:
DOUGLAS P. SCOTT, Acting Chairman
LULA M. FORD, Commissioner
ERIN M. O'CONNELL-DIAZ, Commissioner
SHERMAN J. ELLIOTT, Commissioner
JOHN T. COLGAN, Acting Commissioner

SULLIVAN REPORTING COMPANY, by
Alisa A. Sawka, CSR
License No. 084-004588
ACTING CHAIRMAN SCOTT: Good morning.

Pursuant to the provisions of the Illinois Open Meetings Act, I now convene a regularly scheduled Bench Session of the Illinois Commerce Commission. With me in Chicago are Commissioners Ford, O'Connell-Diaz, Elliott and Acting Commissioner Colgan, and I'm Acting Chairman Scott. We have a quorum.

Before moving into the agenda, according to Section 1700.10 of the Illinois Administrative Code, this is the time we allow the members of the public to address the Commission. Members of the public wishing to address the Commission must notify the Chief Clerk's Office at least 24 hours prior to the Bench Session. According to the Chief Clerk's Office we have no requests to speak at today's Bench Session.

(Whereupon, the Transportation Agenda is contained in a separate transcript.)

ACTING CHAIRMAN SCOTT: Turning now to the
Public Utility Agenda, we will start with approval of minutes from the February 9th Bench Session. I understand amendments have been forwarded.

Is there a motion to amend the minutes?

ACTING COMMISSIONER COLGAN: So moved.

ACTING CHAIRMAN SCOTT: Is there a second?

COMMISSIONER ELLIOTT: Second.

ACTING CHAIRMAN SCOTT: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

ACTING CHAIRMAN SCOTT: Any opposed, "nay"?

(No response.)

ACTING CHAIRMAN SCOTT: The vote is 5 to nothing amending the minutes for February 9th.

Is there a motion to approve the minutes as amended?

ACTING COMMISSIONER COLGAN: So moved.

ACTING CHAIRMAN SCOTT: Is there a second?

COMMISSIONER ELLIOTT: Second.

ACTING CHAIRMAN SCOTT: It's been moved and
All in favor, say "aye."

(Chorus of ayes.)

ACTING CHAIRMAN SCOTT: Any opposed, "nay"?

(No response.)

ACTING CHAIRMAN SCOTT: The vote is 5 to nothing approving the minutes for February 9th as amended.

Moving now to the Electric portion of the today's agenda. Item E-1 is Docket No. 08-0136. This item concerns a Petition by ComEd for an extension in time for authority previously granted to obtain loans, issue bonds and sell notes up to an aggregate principal amount of $700 million. ALJ Haynes recommends that the Commission enter an Order approving the Company's Petition and granting the extension of time.

Is there a motion to enter the Order approving the Petition?

COMMISSIONER ELLIOTT: So moved.

ACTING CHAIRMAN SCOTT: Is there a second?

COMMISSIONER O'CONNELL-DIAZ: Second.
ACTING CHAIRMAN SCOTT: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

ACTING CHAIRMAN SCOTT: Any opposed?

(No response.)

ACTING CHAIRMAN SCOTT: The vote is 5 to nothing. The Order is entered and the extension in time for this authority is granted.

We will use this 5 to nothing vote for the remainder of the Public Utility Agenda unless otherwise noted.

Item E-2 is Docket No. 10-0157. This item will be held for disposition at a future Commission meeting.

Item E-3 is Docket No. 10-0517. This item will also be held for disposition at a future Commission meeting.

Item E-4 is Docket No. 10-0740. This item is Chris Hitler's complaint as to billing and/or charges against ComEd. Parties have entered into a stipulation for a dismissal, and ALJ Kimbrel
recommends that the Commission enter an Order dismissing the complaint.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Order is entered and the complaint is dismissed.

Item E-5 is Docket No. 10-0742. This is Martha Esparza's complaint as to billing and/or charges against ComEd. The Complainant has brought a Petition for Interlocutory Review regarding denial of a motion for substitution of the ALJ in this case. ALJ Haynes recommends that the Commission deny the Complainant's Petition for Interlocutory Review of that ruling.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Petition is denied.
Item E-6 is Docket No. 11-0042. This is Ameren's Petition requesting waivers from certain technical provisions of Title 83, Chapter 285, of the Illinois Administrative Code regarding information requirements for rate case filings. ALJ Albers recommends that the Commission enter an Order granting the requested relief.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the waivers are granted.

Items E-7 through is E-11 can be taken together. These items each concern customer complaints regarding billing and/or charges against ComEd. In each case the parties have apparently settled their differences and brought joint motions to dismiss which the ALJs recommend that it be granted.

Is there any discussion?

(No response.)
ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the joint motions to dismiss are granted.

Item E-12 through E-16 can be taken together. These items concern Applications for Licensure of Agents, Brokers and Consultants under Section 16-115C of the Public Utilities Act. In each case ALJ Yoder recommends that the Commission enter an Order granting the requested certificates.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Orders are entered and the certificates are granted.

Turning to Gas, Item G-1 concerns initiating a rulemaking proceeding for changes to Title 83, Part 595, of the Administrative Code concerning pipeline safety and the recording of pipeline accidents. Staff recommends entry of an Order authorizing the submission of the First Notice
of the Proposed Amendment to Part 595.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Order is entered.

Items G-2 and G-3 can be taken together. These items are filings by Peoples and North Shore Gas Companies concerning tariff changes surrounding their Small-Volume Transportation Programs. Staff recommends that the Commission allow the Companies' proposals by not suspending the filings.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the filings will not be suspended.

Item G-4 is a Petition for Special Permission by North Shore Gas to make changes in its
rate schedule for its Small-Volume Transportation Program and give effect to these changes on less than 45-day notice. Staff recommends that the Commission allow the Company's proposal by granting special permission.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, special permission is granted.

Item G-5 is Docket No. 08-0623. This is AmerenCILCO's reconciliation case concerning revenues collected under gas adjustment charges. ALJ Albers recommends that the Commission enter an Order approving the reconciliation.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Order is entered.
Item G-6 will be held for a later date.

Commissioner O'Connell-Diaz.

COMMISSIONER O'CONNELL-DIAZ: If I might ask Judge Gilbert to give us a briefing on this. It's kind of an extensive order, and I would personally just like to spend more time with it; but I think it would be good for all of us if he gave us a briefing of his findings and recommendation.

ACTING CHAIRMAN SCOTT: Very well.

Judge.

JUDGE GILBERT: Each year Peoples Gas and North Shore Gas have to make filings with respect to their Rider EEP or Enhanced Efficiency -- I'm sorry -- Enhanced Efficiency Programs.

Rider EEP is something that you approved in the 2007 rate case for Peoples and North Shore. And the annual filings require an explanation and justification of what has happened up to a certain point and an explanation and justification for a surcharge or rider charge that will apply going forward.
The filings in a technical sense were fine and there were really no objections with respect to those. There were three challenges brought by Staff with respect to the prudency of three particular energy efficiency measures that the utilities adopted. And there were several disputed issues with respect to how to evaluate prudency; how to apply it in the specific context of an Energy Efficiency Program; and then there were the specific applications of those principles to the three energy efficiency measures.

And there's several decisions made during the body of the order with respect to how to -- how to define and apply prudency in this case and then there are the specific applications of those principles to tankless water heaters, wall insulation and -- now suddenly I'm forgetting the third piece, even though I've been playing with this forever -- clothes washers -- I'm sorry -- high-efficiency clothes washers.

The result is that tankless water heaters and high-efficiency clothes washers are
considered equally included in the program and that
cell insulation was not. And there's a disallowance
amounting to about 3,000-and-some with respect to
North Shore and about -- I think it's 15,000 with
respect to Peoples out of a program that spent, I
think, about a million and a half.

And so -- I don't know if that's a
satisfactory summary for you at this point.

COMMISSIONER O'CONNELL-DIAZ: Thank you. I
just think since we're kind of setting the table with
regard to our Energy Efficiency Programs, and it
was -- I kind of had some questions that -- I may
have more questions, but I think we need to get it
right up front and then obviously this will be used
as we move forward with this program.

So I may have more questions based
upon a much deeper read, but it's an extensive Order.

So thank you.

ACTING CHAIRMAN SCOTT: So Item G-6 then will
be held for disposition at a future Commission
meeting.

Thank you, Judge.
Item G-7 is Docket Nos. 10-0237 and 10-0238 consolidated. This is North Shore and Peoples Gas' Petitions to initiate proceedings to determine the accuracy of their Rider VBA Reconciliation Statements. ALJ Gilbert recommends that the Commission enter an Order approving the Utilities' filings.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item G-8 is Docket No. 09-0621. This is Ivie Clay's complaint as to service against Peoples Gas concerning alleged improperly billed charges. ALJ Benn recommends that the Commission enter an Order denying the complaint.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)
ACTING CHAIRMAN SCOTT: Hearing none, the Order is entered and the complaint is denied.

Item G-9 is Docket No. 10-0645. This is Deborah Thomas-Ying's complaint as to billing and/or charges against Nicor. The parties have apparently settled their differences and brought a Joint Motion to Dismiss, which ALJ Gilbert recommends that we grant.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the case is dismissed.

Items G-10 through G-12 can be taken together. These items concern petitions to protect against the disclosure of confidential and/or proprietary information in the Petitioners' Compliance Reports. In each case, ALJ Albers recommends entry of an Order granting the requested relief for a period of two years.

Is there any discussion?
ACTING CHAIRMAN SCOTT: Any objections?
(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the
Orders are entered and the requested relief is
granted for two years.

Moving now to Telecommunications.

Item T-1 and T-2 can be taken together. These items
concern filings by Frontier Communications of the
Carolinas and Frontier North to add language to the
Company's tariffs dealing with requests to change or
relocate facilities. Staff recommends that the
Commission allow their request by not suspending the
filings.

Is there any discussion?
(No response.)

ACTING CHAIRMAN SCOTT: Any objections?
(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the
filings will not be suspended.

Item T-3 is Docket No. 09-0603. This
is Worldwide Marketing Solutions' Application for a
Certificate to Provide Resold Interexchange Telecommunication Services in Illinois. ALJ Benn recommends that the Commission enter an Order dismissing the docket for want of prosecution.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the docket is dismissed.

Item T-4 is Docket No. 10-0677. This is Budget Call Long Distance's Application for cancellation of a Certificate of Interexchange Authority previously issued in Docket No. 93-0443. ALJ Baker recommends that the Commission enter an Order granting the application for cancellation.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Order is entered and the certificate is cancelled.
Items T-5 and T-6 can be taken together. These items concern Joint Petitions for Amendments to Interconnection Agreements under 47 U.S.C. Section 252. In each docket ALJ Baker recommends entering an Order approving the amendment of the existing agreement.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Item T-7 has been withdrawn.

Items T-8 through T-21 can be taken together. These items each concern potential citation proceedings against telecommunications carriers for failure to file their 2009 Annual Reports with the Commission. In each case Staff recommends that the Commission enter an Order initiating the citation proceeding against the Company.

Is there any discussion?
ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the
Orders are entered and the citation proceedings are
initiated.

Item T-22 has been withdrawn.

Items T-23 through T-26 can also be
taken together. These items also each concern
potential citation proceedings against
telecommunications carriers for failure to file their
2009 Annual Reports with the Commission. In each
case Staff recommends that the Commission enter an
Order initiating the citation proceeding against the
company.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the
Orders are entered and the citation proceedings are
initiated.
Item T-27 is Docket No. 10-0524. This is MTI's Application For Designation as an Eligible Telecommunications Carrier to Receive Federal Universal Service Support. ALJ Riley recommends that the Commission enter an Order granting the requested designation.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Order is entered.

Items T-28 through T-36 can be taken together. These items concern Petitions to protect against the disclosure of confidential and/or proprietary information in Petitioners' Annual Reports. In each case, the ALJ recommends entry of an Order granting the requested relief for a period of two years.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?
ACTING CHAIRMAN SCOTT: Hearing none, the Orders are entered and the requested relief is granted for two years.

We have one miscellaneous item for today. Item M-1 is Docket No. 10-0281. This docket concerns amendments to Title 83, Part 300, of the Administrative Code addressing notice to landowners in eminent domain proceedings. ALJ Sainsot recommends that the Commission enter an Order authorizing submission of the proposed amendments to the Joint Committee on Administrative Rules.

Is there any discussion?

(No response.)

ACTING CHAIRMAN SCOTT: Any objections?

(No response.)

ACTING CHAIRMAN SCOTT: Hearing none, the Order is entered and the proposed amendments will be sent to JCAR.

We have a few additional items to take care of here today. First up is Liberty Consulting Group's Eighth Quarterly Report concerning the
Peoples Gas Pipeline Safety Program. Someone from Staff able to brief us on this report? Or not?

MR. BURK: Yes, Mr. Chairman. Darin Burk from Pipeline Safety is available.

ACTING CHAIRMAN SCOTT: Thank you very much.

MR. BURK: This update covers the eighth and final quarterly update of the Liberty Consulting Group. It covers the months September through November 2010.

Liberty's verification commitment has been completed. Liberty expressed concerns related to nine recommendations. Of those recommendations, three have been classified as verified and closed; but further verification by Pipeline Safety Staff is recommended. Six of the recommendations were left open and require Staff follow-up. Staff is developing a plan to follow up on all nine recommendations, and I have a summary of that that I will provide here.

Recommendations 2-3 discusses evaluating the cast iron replacement policies and increased replacement rates in the Northern District.
Staff will conduct annual review of the process being used to select the main segments to be replaced and will verify that a risk-based process is being used. Recommendation 2-25 demonstrates implementation of best practices. This recommendation was targeted at corrosion control policies and practices and will be reviewed through record and field inspections. Staff will also schedule annual meetings to discuss best practices that have been implemented and additional practices and equipment available to the operator.

Recommendation 3-7, reevaluate the odorant sampling and documentation and convert it to an electronic format. The process has been developed and was scheduled to go live in 2011. Staff will be following up on that as well.

The recommendations that were left open by Liberty are Recommendations 2-19, evaluate atmospheric corrosion inspection practices. Peoples continues to struggle with adequate atmospheric corrosion control monitoring, especially in the bridge and tunnel area. Staff will conduct field
inspections and interview the key employees to
determine the progress.

Recommendation 2-20, test casings to
ensure electrical isolations from the carrier pipe.
Peoples Gas needs to complete the testing for
electrical isolation of the casings from the carrier pipe. They've encountered difficulties in completing that task. Staff will conduct quarterly inspections to determine the progress toward identification of all casing locations and the corrective actions being taken to isolate the piping.

Recommendation 3-17, reduce the
year-end leak backlog. The pending leak backlog has grown due to the reduction of the Cast Iron Replacement Program after the last two years. Peoples will focus on Class 2 leak repair and evaluate the costs needed and feasibility of Class 3 repair based on the Replacement Program.

Staff will continue to monitor leak backlog to verify that the replacement program is reducing the backlog. If the backlog is increasing, Staff will discuss the need for additional resources
being assigned to leak repair.

Recommendation 4-7, conduct
inspections of contractor crews as required. The
lack of qualified compliance monitoring group
personnel has been limiting the inspections and
contractor audits. Peoples has had difficulty moving
experienced people from union positions or bargaining
unit positions to management. Peoples has hired and
are in discussions with retired training and
operations personnel to supplement the inspection
process until the qualified individuals can be hired
for permanent positions.

Recommendation 5-8, improve the
Quality Assessment/Quality Control Program. Again,
they're having difficulty recruiting qualified
individuals. The contractor's employees that were
mentioned above -- or before are -- will be used to
supplement the program until the positions can be
filled with qualified personnel. And Pipeline Safety
will continue to monitor that progress.

Recommendation 5-9, provides the means
for and require that general supervisors spend more
time in the field on job sites with the crews. Peoples has not made significant progress toward providing additional supervision in the field operations. The implementation of the Work Assets Management Program will reduce the administrative workload on supervisors and centralized scheduling should provide administrative duty relief. Those programs are still in development and have not been fully implemented. Staff will conduct field inspections to determine if supervision is present during critical maintenance activities.

Liberty also indicated that Staff needs to continue to address Recommendations 2-5 through 2-11, although they have been closed. The recommendations discuss third-party damages within the City of Chicago. Liberty identified the lack of enforcement in the City of Chicago as a contributing factor to the damages that Peoples Gas continues to experience on their natural gas systems. They recommend that Peoples support the Damage Prevention Act to include enforcement in the City of Chicago and Peoples should continue to enhance damage prevention
activities, such as excavation site inspections. Staff will verify that Peoples is meeting the excavation site inspection goals and following all the requirements under 192 -- under CFR Part 192.

That concludes my update. Are there any questions?

ACTING CHAIRMAN SCOTT: Does anyone have any questions?

COMMISSIONER FORD: No. I'll save my comments. Thank you.

ACTING CHAIRMAN SCOTT: Commissioner O'Connell-Diaz.

COMMISSIONER O'CONNELL-DIAZ: Mr. Burk, with regard to these items that you have -- the nine items that you just spoke about, is there, like, a time line or what -- are these just going to be open-ended?

MR. BURK: A lot of it just depends on the implementation of the data processing systems, also the availability of the resources to accomplish the tasks. For example, the electrical isolation of
casings is a very specialized task and there are only
a handful of people employed by Peoples Gas that are
capable of doing that type of work.

So it will be an ongoing process.

They haven't really committed to any definite time
line.

COMMISSIONER O'CONNELL-DIAZ: I mean, if that's
the case then, do they have a training program so
that there are more people in the lineup to do that
work? Because what if somebody retires and...

MR. BURK: There are a couple of things in the
works with regard to that. As a result of this
Liberty audit, Peoples Gas has started sending
their -- or has designated individuals to be
corrosion technicians. The corrosion technicians are
going through The National Association of Corrosion
Engineers Training and Certification. It's a
multi-level qualification. And they are allowing the
people to go as high as they would like to in that
training. As they progress through that training,
more people will be qualified.

They are also in negotiations with the
union local to discuss a training process or program that they are going to sponsor to bring more qualified individuals into the work force. The plan is to have these people go through approximately nine to eleven months of intensified training before they even become employees of Peoples Gas. That hasn't been fully developed at this time, but that is in the works as well.

COMMISSIONER O'CONNELL-DIAZ: And particularly when you say "difficulties in completing the task" on several of the items, how can we spur that forward? I -- 3.17, when you were talking about the difficulties in achieving that goal, and that's having to do with the Cast Iron Replacement Program -- I mean, I think our Order was really clear that we didn't want other parts of their distribution systems stopping because of that rider recovery. That's separate and distinct items.

So I'm having problems understanding how they're not completing those tasks that were part of their normal duties and obligations separate and distinct from that Cast Iron Replacement Program,
which they're recovering separately under a rider.

MR. BURK: Well, prior to granting of the rider
they had cut back their Cast Iron Replacement Program
from roughly 46 miles a year to about 17.

COMMISSIONER O'CONNELL-DIAZ: Right.

MR. BURK: Basically they were just keeping up
with the public improvement programs and hazardous
leak requirements. We anticipate that the
Replacement Program that the Commission has ordered
will reduce the backlog of the leaks and start to
relieve the problems.

This year they intend to retire
approximately 100 miles of the cast iron, which will
require them to install approximately 170 miles of
new main based on the dynamics of the system. So we
will continue to look at that and hope that that goes
down.

I have discussed this issue with the
Vice President of Operations of Peoples Gas and he
has committed that if they don't see a reduction in
backlog, they will enter into discussions with the
Union to either bring on more personnel or allow
contractors into the city to help with the leak backlog.

COMMISSIONER O'CONNELL-DIAZ: And how long out is that going to be?

MR. BURK: Well, this year will be the first year of the replacement so we are going to look at the results after this year.

COMMISSIONER O'CONNELL-DIAZ: Then another year down the pike and then we're already behind with the 17 miles versus the -- whatever that number you gave me before. So they probably should be sitting down a little sooner than the end of the year. There's a problem already. So...

MR. BURK: I can have Staff meet with Peoples Gas and see where they're at after the first quarter of this year and see if their numbers are higher or lower than last year. That would give us an indicator of where they're going on the leaks.

COMMISSIONER O'CONNELL-DIAZ: Well, I mean, I think if you were talking about sitting down with the Union and -- we're talking about a process that has to start and it's got to start sooner rather than
later. And they're already behind the eight ball with regard -- before they've even started the Rider Program. So...

COMMISSIONER FORD: Quarterly report I think would be an excellent indicator of service.

ACTING CHAIRMAN SCOTT: Anyone else?

Thank you, Mr. Burk.

MR. BURK: Thank you.

ACTING CHAIRMAN SCOTT: Is there a motion to accept the Report and have the Report posted on the Commission's Web site?

COMMISSIONER ELLIOTT: So moved.

ACTING CHAIRMAN SCOTT: Is there a second?

COMMISSIONER O'CONNELL-DIAZ: Second.

ACTING CHAIRMAN SCOTT: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

ACTING CHAIRMAN SCOTT: Any opposed?

(No response.)

ACTING CHAIRMAN SCOTT: The vote is 5 to nothing. The Report is accepted and the Report will
be posted on the Commission's Web site.

Our last two items today are FERC matters concerning pending litigation. We will go into closed session to address them.

Is there a motion to go into closed session?

ACTING COMMISSIONER COLGAN: So moved.

ACTING CHAIRMAN SCOTT: Is there a second?

COMMISSIONER ELLIOTT: Second.

ACTING CHAIRMAN SCOTT: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

ACTING CHAIRMAN SCOTT: Any opposed, "nay"?

(No response.)

ACTING CHAIRMAN SCOTT: The vote is 5 to nothing to go into closed session.

(Whereupon at this point Pages 34-52 of the proceedings are contained in a separate closed transcript.)
CONTINUATION OF PROCEEDINGS

ACTING CHAIRMAN SCOTT: In closed session the Commission discussed making a filing with FERC in FERC Docket EL11-21-000.

Is there a motion to file the Comments with FERC?

COMMISSIONER ELLIOTT: So moved.

ACTING CHAIRMAN SCOTT: Is there a second?

ACTING COMMISSIONER COLGAN: Second.

ACTING CHAIRMAN SCOTT: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

ACTING CHAIRMAN SCOTT: Any opposed, "nay"?

(No response.)

ACTING CHAIRMAN SCOTT: The vote is 5 to nothing and the comments will be filed with FERC.

The Commission also discussed making a filing with FERC in FERC Docket No. ER10-1791-002.

It there a motion to file the comments with FERC?

ACTING COMMISSIONER COLGAN: So moved.
ACTING CHAIRMAN SCOTT: Is there a second?

COMMISSIONER O'CONNELL-DIAZ: Second.

ACTING CHAIRMAN SCOTT: It's been moved and seconded.

All in favor, say "aye."

(Chorus of ayes.)

ACTING CHAIRMAN SCOTT: Any opposed?

(No response.)

ACTING CHAIRMAN SCOTT: The vote is 5 to nothing and the Comments will be filed with FERC.

One last item for today, the Commission will be convening again at 1:30 p.m. today for a meeting of our initiative on plug-in electric vehicles. Hope to see you folks there.

And just want to say how glad I am to be a part of the Commission and I'm really looking forward to this work and to working with all of you and working on these very important issues. And we also want to thank Acting Chairman Flores for his time serving the Commission and look forward to what lies ahead for us.

So it's good to be here. Thank you.
COMMISSIONER ELLIOTT: Welcome aboard.

ACTING COMMISSIONER COLGAN: Welcome.

ACTING CHAIRMAN SCOTT: Thank you.

Judge Dolan, are there any other matters to come before the Commission today?

JUDGE DOLAN: No, Chairman.

ACTING CHAIRMAN SCOTT: Thank you, sir.

Hearing none, this meeting stands adjourned.

MEETING ADJOURNED