BEFORE THE
ILLINOIS COMMERCE COMMISSION
REGULAR OPEN MEETING
PUBLIC UTILITY
Wednesday, March 9, 2016
Chicago, Illinois

Met, pursuant to notice, at 10:30 A.M.,
at 160 North La Salle Street, Chicago, Illinois.

PRESENT:
BRIEN J. SHEAHAN, Chairman
ANN MCCABE, Commissioner (via telephonically)
SHERINA E. MAYE EDWARDS, Commissioner
MIGUEL DEL VALLE, Commissioner
JOHN R. ROSALES, Commissioner

SULLIVAN REPORTING COMPANY, by
PATRICIA WESLEY
CSR NO. 084-002170
CHAIRMAN SHEAHAN: Good morning. Are we ready to proceed in Springfield?

MR. MATISCH Yes, we are.

CHAIRMAN SHEAHAN: Pursuant to the Open Meeting Act, I call the March 9, 2016 Regular Open Meeting of the Illinois Commerce Commission to order.

Commissioners del Valle, Edwards and Rosales are present with me in Chicago. We have a quorum. Commissioner McCabe is participating by phone.

Commissioner McCabe, are you with us?

COMMISSIONER MCCABE: Yes, I am.

CHAIRMAN SHEAHAN: I move to allow Commissioner McCabe to participate by phone.

Is there a second?

COMMISSIONER ROSALES: Seconded.

CHAIRMAN SHEAHAN: Any discussion?

(No response.)

All in favor, say aye.

(Chorus of ayes.)

Opposed, say no.

(No response.)
The ayes have it and Commissioner McCabe is granted permission to participate by phone.

We have no requests to speak.

Moving on to our Public Utility agenda, there are no minutes to approve on this week's Public Utility agenda.

Items E-1 concerns modification to Mt. Carmel's Electric and Gas Tariffs to Comply with its Part 280 Implementation Plan.

Are there any objections to suspending the filing?

(No response.)

Hearing none, the filings are not suspended.

(Whereupon, Commissioner Maye Edwards left the room.)

We may have just lost our quorum, so why don't we just pause for a moment.
(A brief pause.)

(Whereupon, Commissioner Maye Edwards returned to the room.)

Items E-2 through 30, concerns the Commission's Own Motion to Initiate Citation proceedings against various entities for failure to file compliance recertification reports as required by the Illinois Administrative Code.

Item E-4 has been withdrawn.

Are there any objections to considering these items together and approving the Orders initiating Citation Proceeding?

(No response.)

Hearing none, the Orders initiating Citation Proceedings are approved.

Item E-31 concerns a Tri-County's complaint pursuant to the Electric Supplier Act.

Are there any objections to approving the proposed Order denying the complaint?

(No response.)

Hearing none, the Order is approved.
Items E-32, 33 and 34 concern various customer complaints regarding billing charges.

Are there any objections to considering these items together and approving the parties' Joint Motions to Dismiss?

(No response.)

Hearing none, the Orders are approved and the complaints are dismissed.

Item E-35 concerns a customer billing complaint against ComEd.

Are there any objections to approving the proposed Order granting the complaint in part and denying in part?

(No response.)

Hearing none, the Order is approved.

Items E-36 and 7 are Applications for Certifications as Installer of Distributed Generation Facilities under the Public Utilities Act.

Are there any objections to considering these items together and approving the proposed Orders?
Hearing none, the Orders are approved.

Item E-38 is Bid On Energy's Petition Requesting Cancellation on its Certificate of Service Authority.

Are there any objections to approving the proposed Order?

Hearing none, the Order is approved.

Item E-39 -- Items E-39 and 40 are Applications for Certificates of Authority.

Commissioner McCabe, I understand you may have some questions.

COMMISSIONER McCabe: Yes, I have a few questions on E-40, which is Docket 16-0059. First is why the Application for a Certificate of Service Residence in the territory is contingent upon the ICC's receipt of proof of membership.

JUDGE JORGENSEN: Good morning. Yes.

COMMISSIONER del VALLE: Good morning.

JUDGE JORGENSEN: To conduct business in both a ComEd service territory and the MISO service territory, our Administrative Code requires that the
applicant be a member of the RTO for the service
territory that the utility covers, so in this case
the Ameren service territory.

They agreed that they're going to
purchase 100 percent of the energy from the RTO, in
this case it will be MISO's service territory, so
they have to be a market participant.

COMMISSIONER McCabe: Thank you. And the
Commission has commissioned ARES certificates like
this before, correct?

JUDGE JORGENSEN: Yes. I mirrored this Order
after one that was previously granted by the
Commission in Docket 15-0440. That was MidAmerican
Energy Service, LLC. This exact same thing happened
there. Initially MidAmerican was going to operate
in the ComEd and Ameren service territory and their
membership for MISO was pending.

COMMISSIONER McCabe: And are there any legal
concerns with issuing a certificate conditioned upon
receiving evidence in the future especially where
the evidence is required by the Commission's rules
to grant a certificate?
JUDGE JORGENSON: I do not believe so, because in this case, the way the Order's written, they do not get the certificate for the Ameren territory unless they comply with everything that they need to comply with according to our rules and statutes, so they cannot operate in the Ameren Service Territory until they are a member of MISO and supply that documentation.

I will just note that the Commission has various cases in the past granted a conditional Order. One of the more recent ones was for the Nicor reorganization when you put in a bunch of conditions, one of which after granting the Order the company had to file a copy of the service agreement and tax allocation agreement, so we have done unconditional orders before.

COMMISSIONER McCabe: Thank you.

And what other options then to split the request to an authority to a separate treatment for ComEd and for Ameren?

JUDGE JORGENSON: I sorry. I couldn't hear you.

COMMISSIONER McCabe: Did you consider issuing an
Interim Order providing the request for relief for ComEd's territory but withholding the request for Ameren's territory?

JUDGE JORGENSON: I would not do an Interim Order, because the Interim Order is not a final Order. It is not a final judgment decision on granting or denying the certificate, and there's a 45-day statutory deadline.

COMMISSIONER McCABE: Thank you, Judge Jorgenson.

JUDGE JORGENSON: Thank you.

CHAIRMAN SHEAHAN: Are there any other questions regarding C-39 through 40?

(No response.)

Are there any objections to considering these items together and approving the proposed Order?

(No response.)

Hearing none, the Orders are approved.

Item E-41 concerns Ameren Transmission's Petition Requesting Authorization to use Eminent Domain for various parcels.

Are there any objections to approving
the proposed Order?

(No response.)

Hearing none, the Order is approved.

Item E-42 concerns ComEd's Petition Requesting Expedited Approval of Revisions to its Distribution System Extension Rider.

Are there any objection to approving the proposed Order?

(No response.)

Hearing none, the Order is approved.

Moving on to our Gas agenda, Item G-1 concerns customer billing against Peoples Gas.

Are there any objections to granting the parties' Joint Motion to Dismiss?

(No response.)

Hearing none, the motion is granted and the complaint is dismissed.

Item T-1 concerns IRU Network's Application for a Certificate of Interexchange Authority to Operate as a Reseller of Telecommunications Services in Illinois.

Are there any objections to approving
the proposed Order granting the Certificate?

(No response.)

Hearing none, the Order is approved.

Items T-2 through 6 concern various petitions seeking Confidential Treatment of certain reports.

Are there any objections to considering these items together and approving the proposed Orders?

(No response.)

Hearing none, the Orders are approved.


Are there any objections to approving the proposed Order?

(No response.)

Hearing none, the Order is approved.

Item W-2 concerns Aqua Illinois' Amended Petition Requesting Approval of an Asset Purchase Agreement.
Are there any objections to approving the proposed Order?

(No response.)

Hearing none, the Order is approved.


Are there any objections to approving the proposed Order?

(No response.)

Hearing none, the Order is approved.

Item M-2 concerns an Order Initiating a Rulemaking Proceeding for Part 286 Submission of Rate Case Testimony.

Are there any objections to approving the proposed Order?

(No response.)

Hearing none, the Order is approved.

Moving on to other business, in honor of Women's History Month, celebrated during the month of March, and the International Women's Day,
celebrated just yesterday, I would like to salute our colleagues, Commissioner Ann McCabe and Commissioner Sherina Maye Edwards, for their service on the Commission.

Helen Schmidt was the first woman appointed to the ICC in 1973. While the energy industry and regulatory commissions across the nation have come a long way when it comes to women in leadership, we still have strides to make.

A 2014 study showed women represent just 77 of the 239 commissioners nationwide.

I would also like to note that we have had some significant milestones at the ICC in the past year, the first and second female bureau chiefs of External Relations and the first African American female bureau chief. Half of our Commissioner's assistants are young women, and so I feel like, you know, we certainly are making progress here at the ICC, although we still have work to do.

So thank you to Commissioners McCabe and Edwards for your service.

Do we have any other business before
we adjourn?

(No response.)

Hearing none, we stand adjourned.

Thank you.

(Whereupon, the above matter was adjourned.)