BEFORE THE
ILLINOIS COMMERCE COMMISSION
BENCH SESSION
(PUBLIC UTILITY)
Tuesday, April 28, 2015
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
SHERINA E. MAYE, Commissioner
MIGUEL DEL VALLE, Commissioner
MR. JOHN R. ROSALES, Acting Commissioner

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

THE CHIEF CLERK: Yes, we are.

CHAIRMAN SHEAHAN: Pursuant to the Open Meetings Act, I call the April 28, 2015 Regular Open Meeting of the Illinois Commerce Commission to order. Commissioners McCabe, del Valle, Maye and Rosales are present with me in Chicago. We have a quorum.

We have no requests to speak and will, therefore, move to our Regular Open Meeting agenda. We have some corrections to the Minutes of our April 8, 2015 Public Utility Bench Session minutes. Are there any objections to adopting the edits?

(No response.)

Without objection, the edits are approved.

Is there a motion to approve the Minutes of our April 8, 2015 Bench Session as amended?

COMMISSIONER McCabe: So moved.
CHAIRMAN SHEAHAN: Is there a second?

ACTING COMMISSIONER ROSALES: Seconded.

CHAIRMAN SHEAHAN: Is there any discussion?

(No response.)

All those in favor, say aye.

(Chorus of ayes.)

Opposed, say no.

(No response.)

The Motion to Approve the Minutes is adopted.

Items 2, and 3, and 17, and 18 are Stipulated and Joint Motions to Dismiss Consumer Complaints against ComEd and Peoples Gas.

Are there any objections to considering these items together and granting the motions?

(No response.)

Without objection, the motions are combined and granted.

Items 4 through 7 are Applications for Certification as Installers of Distributed Generation Facilities under the Public Utilities
Act.

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

(No response.)

Hearing none, the Orders are approved.

Item 8 is an Order regarding the Withdrawal of an Application to Install, Maintain or Repair Electric Vehicle Station Facilities under the Public Utilities Act.

Is there any objection approving the proposed Order?

(No response.)

Hearing none, the Order is approved.

Items 9 through 11 are Applications for Certification to Install, Maintain or Repair Electric Vehicle Charging Station Facilities under the Public Utilities Act.

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

(No response.)
Hearing none, the Orders are approved.

Items 12 through 15 are Petitions for Confidential Treatment of various reports.

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

(No response.)

Hearing none, the Orders are approved.

Item 16 will be held for disposition at our next meeting. A number of Commissioners, including myself, are concerned that granting Subsection G Extensions has become routine and we require more time to consider this motion.

Commissioner McCabe, I believe you have some questions for the ALJ in this case.

COMMISSIONER McCabe: Yes.

Judge Von Qualen.

JUDGE VON QUALEN: Good morning, Chairman and Commissioners.

CHAIRMAN SHEAHER: Good morning.

COMMISSIONER McCabe: I just want to say in the last two years we have approved or the Commission
has approved three large transmission lines.

ATXI is Illinois Rivers, which is 370 miles, and
that was expedited; ComEd's Grand Prairie, which is
about 60 miles, that was expedited; and Clean Line's
Rock Island DC Line, which is 121 miles and not
expedited. I just want to get your thoughts.

Given where this docket is now, have
there been any issues that have arisen, more
background on Staff's request for an extension?

JUDGE VON QUALEN: Certainly. Thank you. This
proposed line is going to be 271 miles. It goes
across the State of Illinois. It begins outside of
the State of Illinois and it is a plus or minus
600 kilovolt line, which is very high, and we only
have one other such line here in Illinois, which is
the Rock Island Clean Line. That one was not filed
under 8-406 and was not expedited.

It took a little over two years for
that Order to be entered, and that was based on I
believe schedules that were agreed to by the parties
and never contested, and it's currently on appeal.

Some of the concerns that I have
with this docket is because of the plus and minus
600 kilovolt direct current, I think there will be
issues raised about whether it's necessary to
provide adequate, reliable and efficient service or
promote an effective, competitive electricity
market.

It only has a transformer for
345 kilovolts, which would make the power usable
within Illinois within about five miles of the
Illinois border, so I think that will raise issues.
We only have four intervenors, and that is before
the pre-hearing conference. The pre-hearing
conference is set for May the 5th.

I'm a little concerned about holding
this today, because, given the short time we have to
view this docket, it is going to be necessary to set
a schedule very quickly, and the deadline currently
is September the 7th. Even with the extension, the
case would have to be completed by November 22nd or
something like that.

As far as landowners, we sent notices
to about 3700 potential intervenors. Typically when
you have that many landowners, there are a lot of intervenors. So far we have had two landowner intervenor groups filed, and with that I would expect there will be a lot of contested issues regarding the routing of the lines as well.

It may be possible, and as often happens, that some of the landowners propose new routes. If there are new routes, then it will be an issue of providing notice to the additional landowners and giving them an opportunity to participate in this docket. That adds another round of other testimony, which makes it very difficult to complete scheduling.

For purposes of the issue of the proposed Order, it's necessary to have the testimony. If it's only one round of testimony, it's difficult to tell exactly how much truth there is to the testimony or other parties have opposing opinions, and, without that, then the order is only as good as what has been said and is relied upon.

So would you have any other questions?

COMMISSIONER McCabe: I'm good for now.
COMMISSIONER MAYE: I do have a question, Mr. Chairman.

Judge Von Qualen, good morning.

JUDGE VON QUALEN: Good morning.

COMMISSIONER MAYE: What happens to any transmission line if the deadline is not met, or there is more work to be done, or we are coming up on a deadline? What happens?

JUDGE VON QUALEN: I'm not sure. We have never had it happen.

COMMISSIONER MAYE: Right. We haven't. So we don't know what would happen?

JUDGE VON QUALEN: I would have to read the statute and see if it says to automatically approve or if there are some consequences in the statute. I haven't really looked at that, but I could.

COMMISSIONER MAYE: I apologize I didn't give you notice of that question. I just thought about that.

JUDGE VON QUALEN: I will do that.

CHAIRMAN SHEAHAN: Any other questions for Judge Von Qualen?

(No response.)
All right. Moving on, we have already considered Items 17 and 18.
Items 19 and 21 through 26 are Petitions for the Confidentiality of Various Reports.
Are there any objections to considering these items together and entering the proposed Orders?

(No response.)
Hearing none, the Orders are approved.
Item 20 is Illinois Telecommunications Access Corporation's Petition for Annual Line Charge Determination pursuant to the Administrative Code.
Are there any objections to granting the proposed Order?

(No response.)
Hearing none, the Order is approved.
Item 27 is a Joint Petition for Approval of an Amendment to the Interconnection Agreement between AT&T and Level 3 Communications.
Is there any objections approving the proposed Order?
(No response.)

Hearing none, the Order is approved.

Item 28 is Payphones of America's Petition to Cancel its Certificate of Service Authority.

Is there any objection to approving the proposed Order?

(No response.)

Hearing none, the Order is approved.

Item 29 is DeltaCom, LLC.'s Petition to Change Corporate Form and to be granted a Certificate of Authority to Provide Resold Interexchange Telecommunications Services in Illinois.

Is there any objection to approving the proposed Order?

(No response.)

Hearing none, the Order is approved.

Item 30 concerns Google North America's Application for a Certificate of Service Authority to Provide Resold Non-Prepaid Wireless Telecommunications Services in Illinois.
Is there any objection to approving the proposed Order?

(No response.)

Hearing none, the Order is approved.

Item 31 is a Petition for Rehearing concerning the Commission's Order dismissing Tunya Mallett's Complaint Against Peoples Gas, Light and Coke Company regarding billing in Chicago.

Is there any objection to granting the Petition for Rehearing?

(No response.)

Hearing none, the Order is approved.

Commissioner McCabe, I believe you have got an acknowledgement you would like to make.

COMMISSIONER McCabe: Yes. I want to recognize John Kelliher, who will be retiring this week, there at the back. John joined the Commission in 1984, became Associate General Counsel in 1991 and has had a stellar record on the appellate front, and will be missed.

So thank you very much for your service.
CHAIRMAN SHEAHAN: I would second that also.

Thank you for your service.

Judge Kimbrel, do you have any other matters to come before us today?

JUDGE KIMBREL: No, Mr. Chairman.

CHAIRMAN SHEAHAN: Commissioners, do we have any other business to discuss?

(No response.)

Hearing none, the meeting is adjourned. Thank you.

(Whereupon, the above matter was adjourned.)