BEFORE THE
ILLINOIS COMMERCE COMMISSION

PUBLIC UTILITY BENCH SESSION

Chicago, Illinois
May 4, 2011

Met, pursuant to notice, at 10:30 a.m.

BEFORE:

MR. DOUGLAS P. SCOTT, Chairman

MS. LULA M. FORD, Commissioner

MS. ERIN M. O'CONNELL-DIAZ, Commissioner

MR. SHERMAN J. ELLIOTT, Commissioner

MR. JOHN T. COLGAN, Acting Commissioner

SULLIVAN REPORTING COMPANY, by
Auhdikiam Carney, CSR
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CHAIRMAN SCOTT: 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, Acting Commissioner Colgan. I'm 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 to 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 one request to speak at today's bench session. I believe we have Mr. Raymond Gerard with us today representing the Ivanhoe Country Club.

Is Mr. Gerard here?

MR. GERARD: Yes.

CHAIRMAN SCOTT: Mr. Gerard, if you want to go
to one of the microphones and turn them on, you will have 3 minutes to make your comments.

MR. GERARD: Thank you, sir.

I'm an attorney representing the Ivanhoe Country Club. I'm here today speaking in regard to some rate hike requests --

MR. MATRISCH: I'm sorry -- we can't hear him in Springfield.

CHAIRMAN SCOTT: Push the button there. Thank you, sir.

MR. GERARD: I'm here today -- my name is Raymond Gerard. I'm speaking on behalf of the Ivanhoe Country Club in relation to certain rate hike requests that have been made by Aqua Illinois, Inc. The water and sewer system served by that entity services the Ivanhoe Country Club Subdivision.

The country club that I represent operates the golf course that is part of the Subdivision. Many of its members are residents in that subdivision. A number of residents did not get notice of the pending rate hike request except with their May bills, which they're just receiving now.
The initial 45-day period ends May 21st. So they wouldn't have had any opportunity to be here today, on all practical purposes, so I'm here to speak for their interests as well. The Country Club also was the prior owner, as a matter of fact, of the water and sewer system and it has knowledge about both of those systems.

The purpose for my coming here this morning is to simply suggest and request and recommend that the rate hikes be suspended and that the appropriate investigative period follow thereafter. We do not have sufficient information on the improvements that have been made.

The rate hike requests deal with a number of -- seeks to recover costs on a number of capital improvements. We need further information on those improvements; potential cost savings; the reasonableness of any costs. Also there are other revenue sources from other properties in the area that are potentially going to be connected to this system in the not too distant future so we need to know whether or not those possibilities have been
considered in deferring the cost of the life span of
the capital improvements.

So that is, in essence, my comments.

We would like to have the rate hikes suspended. The
country club then would defer and intends to
intervene in the proceedings thereafter.

And I thank you for your time this
morning.

CHAIRMAN SCOTT: Thank you very much,
Mr. Gerard.

Turning now to the Public Utility
agenda, we will start with the approval of minutes
from our April 5 Regular Open Meeting.

Is there a motion to approve the
minutes?

COMMISSIONER FORD: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER O'CONNELL-DIAZ: Second.

CHAIRMAN SCOTT: Its been moved and seconded.

All in favor say "aye."

(Chorus of ayes.)

Any opposed?
(No response.)

The vote is five to nothing and the minutes from April 5th are approved.

Next up are the minutes from the April 12th Regular Open Meeting.

Is there a motion to approve the minutes?

COMMISSIONER FORD: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER O'CONNELL-DIAZ: Second.

CHAIRMAN SCOTT: Its been moved and seconded.

All in favor say "aye."

(Chorus of ayes.)

Any opposed?

(No response.)

The vote is five to nothing and the minutes from the April 12th ROM are approved.

Last up are the minutes from the April 12th Emergency Special Open Meeting.

Is there a motion to approve the minutes?

COMMISSIONER O'CONNELL-DIAZ: So moved.
CHAIRMAN SCOTT: Is there a second?

ACTING COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: All in favor say "aye."

(Chorus of ayes.)

Any opposed?

(No response.)

The vote is five to nothing and the minutes from the April 12th Special Open Meeting are approved.

Moving now to the electric portion of today's agenda.

Item E-1 is Docket No. 10-0467. This is ComEd's proposed general increase in electric rates. We will have oral argument on this matter later today and, I believe, the ALJ is available right now for a briefing as well.

JUDGE DOLAN: Thank you, Chairman.

Just to start off -- we didn't really make too many changes to the Post Exception Order. The revenue changed a little bit and the percentage of revenue also changed slightly, but there was just minor adjustments through the Order. There really
was not a whole lot of contested issues.

The AMI pilot funding was pretty much uncontested, long-term debt, there was an agreement between ComEd and the AG/CUB about a reduction to the distribution project; but for the most part, most of the issues were pretty contested.

Some of the more notable ones that I dealt with were the straight fixed variable; the rate of return; cash working capital; and then the adjustments to the rate of return, and then the reasonableness of ComEd's 2009 contributions which is pretty much a lot of your subjects of oral argument later today. Above and beyond that, Judge Sainsot has a few that she wants to talk about.

JUDGE SAINSOT: And before I forget, we're required by law to tell you how many comments there are. Currently as of about 10:00 o'clock, there were about 273 comments in the e-Docket regarding this.

Some of the issues that I dealt with were the pro forma capital additions. The Post Exceptions Order doesn't change anything with regard to pro forma capital additions, but it does set forth
more clearly that the accumulated depreciation and
the ADIT are only to offset the pro forma capital
additions and nothing more and nothing less. That's
something that came up in the post exceptions -- or
in the briefs on exceptions -- there were various
arguments made one way or the other. Some people
wanted accumulated depreciation and add it as of June
30th, 2011, and then you had the other situation
where it would have been too early. So that Order
did -- I think the Post Exceptions Order did make it
clear that we're just doing -- we're just evening it
off, nothing more and nothing less.

The other thing that the Post
Exceptions Order goes into more detail about is rate
case expense. I think most of the parties would
agree that the $8.5 million in rate case expense was
in large part undocumented. The Order concludes
essentially that because there's been a change in the
law requiring specific assessment of justness and
reasonableness of rate case expense, there has to be
some documentation as to rate case expense now in
order for us to make that assessment and that
conclusion. So the Order continues to have an opening of a rulemaking regarding that issue.

And, finally, the Long-Term Incentive Compensation Program, the LTIP. Just briefly, Staff sought a disallowance of 17 percent regarding that program and CUB sought a disallowance of 50 percent, and the Order before you doesn't disallow anything because the metrics -- all of the metrics benefit ratepayers. And Staff's original conclusion which was that emissions reductions and Smart Grid are not part of delivery services is true, but they still benefit ratepayers.

Okay. Any questions?

COMMISSIONER FORD: I did like your note that you sent to the people about the pro forma issue and the case that was already in the court, that they should not come in and act as if we had to go with the law. So I did note that.

COMMISSIONER O'CONNELL-DIAZ: I will reserve my questions for this afternoon.

CHAIRMAN SCOTT: Thank you, Judges. I appreciate that.
Item E-2 is Docket No. 10-0527. This is ComEd's alternative regulation proposal under Section 9-244 of the Public Utilities Act. Oral argument requests have been made and have since been withdrawn in this matter, and the Commission plans to enter an Order in this docket at its May 24th Regular Open Meeting.

For today, I believe we have Judge Haynes available for a briefing.

JUDGE HAYNES: Good morning. This case concerns ComEd's request for approval of its proposed Alternative Regulation Program, Rate ACEP. Under the proposal, ComEd would pick a project, for instance, in this case the Electric Vehicle Project and set a budget for the project. That budget would then be submitted to the Commission for approval. Once the budget is approved, ComEd begins to recover its actual capital costs through Rate ACEP as long as the costs are within plus or minus 5 percent of the budget. If actual costs are over 105 percent of the budget, ComEd must wait for its next rate case to seek recovery. If costs are below 95 percent, ComEd
and ratepayers share the so-called savings 50/50.

For O&M costs, ComEd immediately recovers them through its Rate ACEP and under its proposal it would recover its actual O&M costs reduced by 5 percent. ComEd would never recover more than the budgeted amounts of the O&M, but the 5 percent reduction is capped at $2 million for all projects, including any future projects.

The Order before the Commission finds that the Company's proposal does not meet the requirements of Section 9-244 of the Act mainly because it's based on easily manipulated budgets and always results in higher rates for ratepayers with no ratepayer benefit from the actual Rate ACEP mechanism itself. And the Post Exceptions Order before you has very minimal word changes from the initial Proposed Order.

CHAIRMAN SCOTT: Any questions?

(No response.)

Commissioner Elliott?

COMMISSIONER ELLIOTT: Not yet. I still need to do a little more review. I'm sure there will be
in the future.

CHAIRMAN SCOTT: Anyone?

(No response.)

Thank you very much.

Moving on, Item E-3 is Docket No. 10-0570. This is ComEd's Year 4 through 6 Energy Efficiency Plan filed under 8-103 of the Public Utilities Act.

We had a rehearing in this matter concerning language related to the Commission's jurisdiction over DCEO's Efficiency Plan with the goal of ensuring the consistency between language in the ComEd and Ameren Efficiency Orders and clarifying our jurisdiction over DCEO's filing.

ALJ Haynes recommends that the Commission enter an Order on rehearing reflecting those changes.

Is there any discussion?

(No response.)

Is there a motion to enter the Order?

COMMISSIONER ELLIOTT: So moved.

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

CHAIRMAN SCOTT: Its been moved and seconded.

All in favor say "aye."

(Chorus of ayes.)

Any opposed say "nay."

(No response.)

The vote is five to nothing and the

Order is entered. We will use this five to nothing
vote for the remainder of the Public Utilities Agenda
unless otherwise noted.

Item E-4 is Docket No. 10-0666. This
is Tonya Nunn's complaint as to billing and/or
charges against Ameren. ALJ Tapia recommends that
the Commission enter an Order dismissing the
complaint without prejudice for a lack of
prosecution.

Is there any discussion?

(No response.)

Any objection?

Hearing none, the Order is entered and
the docket is dismissed.

Item E-5 is Docket No. 10-0724. This
is Joseph Schmidt's complaint as to billing and/or charges against Ameren.

The Company has filed a motion to dismiss the case for lack of jurisdiction, and ALJ Tapia recommends that the Commission enter an Order dismissing the complaint with prejudice on those grounds.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Order is entered and the docket is dismissed.

Items E-6 and E-7 can be taken together. These items concern customer complaints against ComEd.

In each case the parties have apparently resolved their differences and brought a Joint Motion to Dismiss, which the ALJs recommend that we grant.

Is there any discussion?

(No response.)
Any objections?
(No response.)

Hearing none, the Joint Motions to Dismiss are granted.

Items E-8 through E-14 can be taken together. These items concern applications for the 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 certificate.

Is there any discussion?
(No response.)

Any objections?
(No response.)

Hearing none, the Orders are entered and the certificates are granted.

Item E-15 is Illinois Gas & Electric's request for a Certificate of Service Authority to Operate as an Alternative Retail Electric Supplier in Illinois. ALJ Tapia recommends that the Commission enter an Order granting the requested certificate.
Is there any discussion?

ACTING COMMISSIONER COLGAN: I have a question for Judge Tapia.

Is she available?

CHAIRMAN SCOTT: Judge Tapia, are you available?

JUDGE TAPIA: Good morning.

ACTING COMMISSIONER COLGAN: I noticed that there had been twelve complaints filed against this applicant in each of the last two years. And the Attachment 20, which I reviewed, said -- all it said was that the Company couldn't avoid anything -- there's nothing they could have done to avoid these complaints.

I'm just wondering if there's any other information about that that we should know about.

JUDGE TAPIA: No, Commissioner. There's no other information other than what they stated in their application.

ACTING COMMISSIONER COLGAN: That's all they stated, is they couldn't avoid these complaints?
JUDGE TAPIA: Correct.

MR. HICKEY: Commissioner?

ACTING COMMISSIONER COLGAN: Yes.

MR. HICKEY: This is Steve Hickey.

I have Attachment 20 in front of me and it also states that the complaints were filed in regards to customer service inquiries and rate issues.

ACTING COMMISSIONER COLGAN: Right.

MR. HICKEY: That's all they said.

ACTING COMMISSIONER COLGAN: Okay. Thank you.

CHAIRMAN SCOTT: Any further discussion?

(No response.) Any objections?

(No response.) Hearing none, the Order is entered and the certificate is granted.

Item E-16 is Adagio Energy's request for a Certificate of Service Authority to Operate as an Alternative Retail Electric Supplier in Illinois. ALJ Tapia recommends that the Commission enter an Order granting the requested certificate.
Is there any discussion?
Any objections?
Hearing none, the Order is entered and the certificate is granted.

Items E-17 through E-20 can be taken together. These items concern petitions to protect against the disclosure of confidential and/or proprietary information in the petitioner's report filed with the Commission. In each case the ALJ recommends entry of an Order granting the requested protective relief.

Is there any discussion?
(No response.)
Any objections?
(No response.)
Hearing none, the Orders are entered.

Turning to Gas, Item G-1 is Docket No. 08-0627. This is AmerenIP'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.)

Any objections?

(No response.)

Hearing none, the Order is entered.

Items G-2 and G-3 can be taken together. These items each concern customer complaints against Peoples Gas. In each case the parties have apparently settled their differences and brought a Joint Motion to Dismiss, which ALJ Riley recommends that we grant.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Joint Motion to Dismiss are granted.

Item G-4 is Docket No. 11-0207. This is Nordic Energy Services' Petition for Confidential and/or Proprietary treatment for its 2010 Annual Dekatherm Report. ALJ Yoder recommends that the Commission enter an Order granting the Company's requested protective relief.
Is there any discussion?
(No response.)
Any objections?
(No response.)
Hearing none, the Order is entered and the relief is granted.

Item G-5 is Docket No. 11-0269. This matter concerns an informational statement filed by Peoples Gas in connection with its proposed issuance of up to $50 million in bonds or notes. ALJ Hilliard recommends that the Commission enter an Order granting authority for the issuance of the securities and also directing Peoples to file petitions under Section 7-102 of the Act for further approval of the purchase and resale of the bonds.

Is there any discussion?
(No response.)
Any objections?
(No response.)
Hearing none, the Order is entered.
Moving now to Telecommunications.

Item T-1 concerns a filing by Frontier North
regarding a tariff change to delete references to central office rooftop placement of microwave towers for pole location as the Company does not allow central office rooftop placement of microwave towers. Staff recommends that the Commission allow the Company's proposal by not suspending the filing.

Is there any discussion?
(No response.)

Any objections?
(No response.)

Hearing none, the filing will not be suspended.

Item T-2 is Docket No. 10-0218. This is WideOpenWest Illinois' Application For a State-Issued Authorization to Provide Cable Service Pursuant to Section 401 of the Cable Law of 2007.

Is there any discussion on this matter?
(No response.)

No Commission action is required on this matter. We will note for the record that the Statutory Notification has been filed.
Item T-3 is Docket No. 11-0051. This is Telefonia USA's Application for a Certificate of Local Exchange, Interexchange and Wireless Authority to Operate as a Reseller of Telecommunications Services in Illinois. ALJ Teague recommends that the Commission enter an Order granting the requested certificate.

Is there any discussion?
(No response.)

Any objections?
(No response.)

Hearing none, the Order is entered.

Item T-4 is Docket No. 11-0220. This is Master Call's Application for a Certificate of Interexchange Authority to Operate as a Reseller and Facilities-Based Carrier of Telecommunication Services throughout Illinois. ALJ Tapia recommends that the Commission enter an Order granting the requested authority.

Is there any discussion?
(No response.)

Any objections?
Items T-5 and T-6 can be taken together. These items are petitions by Marshall County and Putnam County requesting authorization for minor modifications to their 9-1-1 Emergency Systems coverage. In each case ALJ Jones recommends that the Commission enter an Order granting the petitions and approving the County's request.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Orders are entered.

Item T-7 is this Docket No. 11-0110.

This item concerns a Joint Petition by Illinois Bell Telephone Company and CenturyLink Wholesale seeking approval of the 3rd Amendment to their Interconnection Agreement dated January 26th, 2011, pursuant to 47 U.S.C. Section 252. ALJ Baker recommends that the Commission enter an Order approving the amendment to the Interconnection
Agreement.

Is there any discussion?
(No response.)
Any objections?
(No response.)
Hearing none, the Order is entered.

Item T-8 concerns a potential citation proceeding with Movida Communications for failure to maintain its corporate status. Staff recommends that the Commission enter an Order initiating the citation proceeding against the Company.

Is there any discussion?
(No response.)
Any objections?
(No response.)
Hearing none, the Initiating Order is entered.

Item T-9 is Docket No. 09-0381. This item concerns a rulemaking for a revision of Title 83, Part 730, of the Administrative Code to update the standards of service for local exchange carriers. ALJ Hilliard recommends that the Commission enter an
Order adopting the Proposed Amendments with an
effective date of June 1st, 2011.

Is there any discussion?
(No response.)

Any objections?
(No response.)

Hearing none, the Order is entered.

Item T-10 is Docket No. 10-0578. This
concerns a repeal of Title 83, Part 792, of the
Administrative Code in light of the repeal of Section
13-505.1 of the Public Utilities Act. ALJ Kimbrel
recommends that the Commission enter an Order
repealing the rules with an effective date of June
1st, 2011.

Is there any discussion?
(No response.)

Any objections?
(No response.)

Hearing none, the Order is entered.

Item T-11 is Docket No. 10-0512. This
is Telrite's Application for Designation of Eligible
Telecommunications Carrier Under the
Telecommunications Act of 1996. ALJ Riley recommends that the Commission enter an Order granting the application.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Order is entered.

Item T-12 is Docket No. 11-0056. This is Assurance Home Phone Services' Application For Designation as an Eligible Telecommunications Carrier Under the Telecommunications Act of 1996. The Applicant has filed a Motion to Withdraw its application and ALJ Riley recommends that we grant the motion.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the motion is granted and the application is withdrawn.

The Item T-13 is Docket No. 11-0079.
This is Mail Holdings and Gridley Telephone's Joint Application for approval of change in the ownership of the majority of Gridley's voting capital stock pursuant to Section 7-204 of the Public Utilities Act and for all other appropriate relief. ALJ Tapia recommends that the Commission enter an Order approving the stipulation agreed to by the parties in this matter, including Staff, and granting the requested relief.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Order is entered.

Items T-14 through T-22 can be taken together. These items each concern citation proceedings against telecommunications carriers for failure to file an Annual Report with the Commission. In each case the Company is now apparently in compliance with the reporting requirements and a Motion to Dismiss has been filed, which the ALJ recommends we grant.
Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the motions are granted and the citation proceedings are dismissed.

Item T-23 is Docket No. 11-0296. This is a Petition by Covad Communications for Confidential and/or Proprietary Treatment of the Company's 2101 Annual Report. ALJ Tapia recommends that the Commission enter an Order granting the requested protective relief.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Order is entered and the relief is granted.

Items T-24 through T-29 can be taken together. These items each concern citation proceedings against telecommunications carriers for failure to file an Annual Report with the Commission.
In each case ALJ Tapia recommends entering an Order revoking the Company's certificate for failure to file its Annual Report.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Orders are entered and the certificates are revoked.

Moving on to Water and Sewer, Item W-1 concerns tariffs filed by the Illinois-American Water Company to revise the public fire protection rate for customers in South Beloit, establish public fire protection rates for customers in Rockton Township, and establish public fire protection rates for eleven customers in the Harlem-Roscoe Fire Protection District. Staff recommends that the Commission allow the Company's proposal by not suspending the filing.

Is there any discussion?

(No response.)

Any objections?

(No response.)
Hearing none, the filing will not be suspended.

Item W-2 is Docket Nos. 06-0669 and 06-0685 consolidated. This item concerns a dispute between the Village of Monee and Aqua Illinois surrounding sewage service. The parties have apparently resolved their differences and brought a Joint Motion to Dismiss, which ALJ Yoder recommends we grant.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Joint Motion to Dismiss is granted.

Item W-3 is Docket No. 11-0059. This is Great Northern Utilities' proposed general increase in water rates. Tariffs were filed in this matter on December 22nd, 2010, and we'll need to enter a Resuspension Order to continue the rate case for another six months' time.

Is there any discussion?
Any objections?

(Hearing none, the Resuspension Order is entered.

Our first miscellaneous item today concerns a draft letter from the ICC in support of the Federal Legislation concerning transmission allocation.

Do we have someone from Staff to brief us on this letter?

Anyone?

MR. VANDERLAAN: Yes, sir. This is Bill VanderLaan in Springfield.

I essentially drafted the letter in support of a Senate Bill 400 known as the Electric Transmission Customer Protection Act. What it is, is it's a proposed amendment to Section 205 of the Federal Power Act. Its intent is to strengthen Section 205 by requiring that any electric transmission rate that would be approved by FERC -- that includes the cost of the new transmission
facilities -- be based on an allocation of costs that
is reasonably proportionate to measurable economic or
reliability benefits at the facilities projected to
provide to ratepayers.

In sum, S.400 intends to ensure that
electricity consumers are not forced to pay for new
transmission lines that do not provide them an
measurable and proportionate benefit. This is
consistent with the Seventh Circuit decision in the
ICC versus FERC.

The letter also goes on to give a
little bit of history or background as to the issues
that we've had with RTOs and cost allocation and some
of the impact that they've had on Commonwealth Edison
territory and PJM and in the middle class as well as
with the order that FERC approved establishing the
MVP Transmission Project Category. Then it basically
concludes urging Senators Durbin and Kirk to support
the amendment.

As far as status, check the Thomas
letter to Congress and basically the bill was read
and introduced to the Energy and Natural Resources
Committee and not much has happened since then, as I understand it. The word on the street, if you will, is that a lot of the energy legislation is waiting for FERC to issue some of these pending orders that they've had on these issues.

I would also note that the letter was drafted in two forms. One is that it would be either from all the Commissioners that are willing to support it or a letter from the Chairman individually.

So that concludes my summary and if you have any questions, I'll try and answer them.

CHAIRMAN SCOTT: Any questions?

COMMISSIONER FORD: The letter is straight to the point. Excellent letter.

CHAIRMAN SCOTT: Is there a motion to approve the letter?

COMMISSIONER ELLIOTT: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER O'CONNELL-DIAZ: Second.

CHAIRMAN SCOTT: Any further discussion?

(No response.)
All in favor say "aye."

(Chorus of ayes.)

Any opposed?

(No response.)

The "ayes" have it and the letter will be sent -- we can circulate that and if you want to sign on to it, you can do so.

Lastly, we have four sets of Benchmarks to approve and we will take those together. The Benchmarks to be approved today are the Ameren Energy Products Benchmarks, the ComEd Standard Products Benchmarks, the Ameren Renewable Energy Certificate Benchmarks, and the ComEd Renewable Energy Certificate Benchmarks.

Is there a motion to approve these Benchmarks?

COMMISSIONER FORD: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER ELLIOTT: Second.

CHAIRMAN SCOTT: Its been moved and seconded.

All in favor say "aye."

(Chorus of ayes.)
Any opposed, say "nay."

(No response.)

The vote is five to nothing and the Benchmarks for these four procurements are approved.

Judge Wallace, any other matters to come before the Commission today?

JUDGE WALLACE: No, I believe that's it,

Mr. Chairman.

CHAIRMAN SCOTT: Thank you, sir.

Hearing none, this meeting stands adjourned. We'll return at 1:00 with oral arguments in the ComEd rate case.

(And those were all the proceedings had.)