BEFORE THE

ILLINOIS COMMERCE COMMISSION

REGULAR OPEN MEETING

(PUBLIC UTILITIES)

Chicago, Illinois

Tuesday, May 20, 2014

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

160 North LaSalle Street, 8th Floor, Chicago, Illinois.

PRESENT;

MR. DOUGLAS P. SCOTT, Chairman
MR. JOHN T. COLGAN, Commissioner
MS. ANN McCABE, Commissioner (via teleconference)
MR. MIGUEL DEL VALLE, Commissioner
MS. SHERNIA E. MAYE, Commissioner
CHAIRMAN SCOTT: Pursuant to the provisions of the Open Meetings Act, I now convene a Regular Open Meeting of the Illinois Commerce Commission. With me in Chicago are Commissioner Colgan, Commissioner del Valle, and Commissioner Maye. I am Chairman Scott. We have a quorum.

We should also have Commissioner McCabe on the phone.

Commissioner, are you there?

COMMISSIONER MCCABE: Yes, I am.

CHAIRMAN SCOTT: Very good.

Under the Commission's rules we have to vote to allow Commissioner McCabe to participate by phone. I move to allow Commissioner McCabe's participation by phone. Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: Seconded by Commissioner Colgan.

All in favor, say aye.

(Ayes heard.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote -- The vote is 4 to nothing, and Commissioner McCabe may participate in today's meeting by phone.

Before moving into the agenda, according to
Section 1700.10 of Title 2 of the Administrative Code, this is the time we allow 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 Commission meetings. According to the Chief Clerk's office, we have no requests to speak at today's meeting.

The first item of business on today's agenda is the approval of minutes from our May 2nd Special Open Meeting. I understand that amendments have been forwarded.

Is there a motion to amend the minutes?

COMMISSIONER COLGAN: So move.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER MAYE: Second.

CHAIRMAN SCOTT: Moved by Commissioner Colgan. Seconded by Commissioner Maye.

All in favor, say aye.

(Ayes heard.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5 to nothing, and the amendments are adopted.

Is there now a motion to approve the minutes as amended?
COMMISSIONER MAYE:  So move.

CHAIRMAN SCOTT:  Is there a second?

COMMISSIONER COLGAN:  Seconded.

CHAIRMAN SCOTT:  Moved by Commissioner Maye. Seconded by Commissioner Colgan.

All in favor, say aye.

(Ayes heard.)

CHAIRMAN SCOTT:  Any opposed?

(No response.)

CHAIRMAN SCOTT:  The vote is 5 to nothing, and the May 2nd Special Open Meeting minutes, as amended, are approved.

Items 2 and 3 will be taken together. These items are investigations into ComEd's cost of service for low-use customers in each residential class and ComEd's supply rate subsidies for non-residential space heat and lighting customers. In both cases, Staff recommends entry of an Order initiating an investigation under Section 9-250 of the Public Utilities Act.

Commissioner McCabe, did you have a question regarding the timing of these?

COMMISSIONER McCABE: Yes.

CHAIRMAN SCOTT: Torsten Clausen is coming up to the desk.

Go ahead with your question, Commissioner.
COMMISSIONER McCABE: I just want to get an idea how long these investigations will take.

MR. CLAUSEN: Yeah. I think I can only talk about one of the two, the one that talks about the supply rate subsidies for non-residential space heating and lighting customers. Since, you know, that the supply rates usually get set once a year right before June 1, even though there is no statutory timeline for these investigations, I don't see a problem getting these done in the 11-month or even earlier time frame so that whatever comes out of this proceeding will then make it its way into the calculations over the next time supply rates are being calculated, which will be in the spring. And I'll let Staff talk about the other.

CHAIRMAN SCOTT: Is there anybody that can speak to No. 2?

MR. SCOTT STRUCK (via teleconference): Yes. This is Scott Struck. Regarding the low-use study, a lot of it will depend upon what ComEd presents and how the parties respond to it.

Again, there's no statutory deadline as far as when these cases have to get done. But as a practical matter, there are two milestones that are relevant. The first is if the change needed to be reflected in the formula rates that are effective 2015,
this will need to get done and an Order would have to be
entered by the end of November. After that, there won't
be any changes. So in this case, we're going with the
facts for the rates into '16 and making it a little bit
tight to get it done by November. Then we would
probably have a rehearing case scheduled around the
testimony. We're looking for a more complete record. A
more realistic expectation would be it gets done
sometime next spring.

COMMISSIONER McCabe: Thank you.

CHAIRMAN Scott: Anything else, Commissioner?

COMMISSIONER McCabe: No, thank you.

CHAIRMAN Scott: Torsten and Scott, thank you very
much.

Is there any other discussion on these items?

(No response.)

CHAIRMAN Scott: Is there a motion to enter the
Orders?

COMMISSIONER Del Valle: Move.

CHAIRMAN Scott: Is there a second?

COMMISSIONER Colgan: Second.

CHAIRMAN Scott: Moved by Commissioner del Valle.
Seconded by Commissioner Colgan.

All in favor, say aye.

(Ayes heard.)
CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5 to nothing and the Orders are entered. We will use this 5 to nothing vote for the remainder of today's Regular Open Meeting unless otherwise noted.

Items 4 through 6 can be taken together. These items are our reconciliation of revenues collected by Ameren under coal tar riders with prudent costs associated with coal tar cleanup expenditures in Zones 1, 2, and 3. ALJ Yoder in each case recommends entry of an Order approving the reconciliation.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Item 7 is Docket No. 13-0538. This is Betty Hammond's complaint against ComEd as to billing and/or charges in South Chicago Heights. ALJ Sainsot recommends entry of an Order dismissing the complaint for want of prosecution.

Is there any discussion?

(No response.)
Item 8 is Docket No. 13-0620. This is Carla Street Beauty Solution Supply's complaint against ComEd as to billing and/or charges in Chicago. ALJ Riley recommends entry of an Order dismissing the complaint with prejudice.

Is there any discussion?

(No response.)

Item 9 and 10 can be taken together. These items are applications for licensure as an agent, broker and consultant under Section 16-115C of the Public Utilities Act. In both cases ALJ Kimbrel recommends entry of an Order granting the requested certificate of authority.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)
CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Item 11 is Docket No. 14-0291. This is Ameren Transmission Company's petition for an Order pursuant to Section 8-509 of the Public Utilities Act authorizing the use of Eminent Domain power and requiring an easement across 26 parcels of land for the purpose of its Illinois Rivers Project. ALJ Albers recommends entry of an Order granting the requested relief on all parcels except one that had been sold during the negotiations.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered and the requested relief is granted in part.

Item 12 is Docket No. 14-0316. This is ComEd's petition to make housekeeping revisions and a compliance change to its filed rate formula. This item has been withdrawn from today's agenda.

Items 13 and 14 can be taken together. These items are petitions for confidential and/or proprietary treatment of petitioners' continued compliance reports.
The ALJ in both cases recommends entry of an Order
granting the requested relief.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are
entered.

Item 15 is Docket No. 14-0342. This is Con
Edison Solutions' petition for confidential and/or
proprietary treatment of its annual report. Petitioner
has filed a motion seeking leave to withdraw its
petition, which ALJ Albers recommends we grant.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Motion to
Withdraw is granted.

Items 16 and 17 can be taken together. These
items are petitions for confidential and/or proprietary
treatment of petitioners' various reports. The ALJ in
both cases recommends entry of an Order granting the
requested relief.

Is there any discussion?
CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Items 18 and 19 can be taken together. These items are Nicor, North Shore Gas & Peoples Gas Company's applications pursuant to Section 8-104 of the Public Utilities Act for consent to and approval of an energy efficiency plan. In both cases, ALJ Benn recommends entry of an Order directing the Company to file a modified plan consistent with the findings therein within 30 days of the date of the Order.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Items 20 and 21 can be taken together. These items are our amendments of 83 Illinois Administrative Code 710 and 711. In both cases, ALJ Riley recommends entry of an Order adopting the amendments.

Is there any discussion?

(No response.)
CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered and the amendments adopted.

Item 22 is Docket No. 13-0563. This is Digizip.com's Petition for Withdrawal of its certificate of authority to operate as a reseller of interexchange telecommunications services in the state of Illinois, which ALJ Baker recommends we grant.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item 23 is Docket No. 13-0637. This is Lightyear Network Solutions' Application for Cancellation of its certificates of local, interexchange and prepaid calling service authorities. ALJ Baker recommends entry of an Order granting the requested relief.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)
Item 24 is Docket No. 14-0306. This is CenturyLink MRC's Petition to Withdraw its certificates of service authority and interexchange service authority. ALJ Riley recommends entry of an Order granting the requested relief.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item 25 is Docket No. 14-0103. This is Nextlink Wireless' petition for confidential and/or proprietary treatment of its 2013 annual report. ALJ Yoder recommends entry of an Amendatory Order correcting the misspelling of the applicant's name in the May 13, 2014 Order, which granted the requested relief.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Amendatory Order is entered.
Item 26 is Docket No. 14-0286. This is RCLEC, Incorporated's petition for confidential and/or proprietary treatment of its annual report. ALJ Jorgenson recommends entry of an Order granting the requested relief.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item 27 is Docket No. 11-0033. This is Amcor Flexibles' complaint against ComEd pursuant to Sections 9-250 and 10-108 of the Public Utilities Act and Section 200.170 of the Rules of Practice. Amcor has filed a Motion to Stay and Application for Rehearing, which ALJ Teague Kingsley recommends we deny.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections to deny the motions?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Motion to Stay and Application for Rehearing are denied.
come before the Commission today?

JUDGE DOLAN: Not today.

CHAIRMAN SCOTT: Thank you, sir.

Hearing none, this meeting stands adjourned.

Thanks, everyone.

(Meeting adjourned.)
Sharon Valli, being first duly sworn, on oath says that she is a Certified Shorthand Reporter doing business in the City of Chicago, County of Cook and the State of Illinois;

That she reported in shorthand the proceedings had at the foregoing Meeting;

And that the foregoing is a true and correct transcript of her shorthand notes so taken as aforesaid and contains all the proceedings had at the said Meeting.

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SHARON VALLI, CSR

CSR No. 084-004551

SUBSCRIBED AND SWORN TO before me this 21st day of May, A.D., 2014.

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NOTARY PUBLIC