BEFORE THE

ILLINOIS COMMERCE COMMISSION

REGULAR OPEN MEETING

(PUBLIC UTILITIES)

Springfield, Illinois

Wednesday, January 25, 2017

Met, pursuant to Notice, at 10:30 a.m. at
527 East Capitol Avenue, Springfield, Illinois.

PRESENT:

MR. BRIEN J. SHEAHAN, Chairman

MR. JOHN R. ROSALES, Commissioner

MR. MIGUEL del VALLE, Commissioner

MS. SHERINA MAYE EDWARDS, Commissioner

MS. SADZI OLIVA, Acting Commissioner

Midwest Litigation Services, by

Dorothy J. Hart, Reporter

CSR #084-001390
COMMISSIONER EDWARDS: Pursuant to the
Open Meetings Act, I call the January 25th, 2017,
Regular Open Meeting to order.

On behalf of the Chairman and my fellow
Commissioners, I would like to take just a moment
to welcome our newest member of the ICC, Acting
Commissioner Oliva. Effective January 17th, 2017,
Governor Rauner appointed Sadzi Martha Oliva to a
five-year term.

Acting Commissioner Oliva comes to the
Commission from the Illinois Department of
Financial and Professional Regulation, where she
served most recently as General Counsel but also
previously served as Ethics Officer, Administrative
Law Judge, and Chief of Medical Prosecutions, and
also as Chief ALJ at the Illinois Department of
Children and Family Services.

Acting Commissioner Oliva earned a JD
from Loyola University School of Law and a BA from
DePaul University.

Her appointment to the ICC has helped
us shatter yet another glass ceiling, as she is the
first Latina to serve in this role, which speaks to
our Governor's continued commitment to diversity.

Her arrival also makes this Commission, with now three Latinos, one African-American, two women, and one Irish-American, without a doubt, the most diverse public utilities commission in the nation.

Please join me in welcoming Acting Commissioner Oliva to the ICC.

(Applause)

ACTING COMMISSIONER OLIVA: Thank you.

COMMISSIONER EDWARDS: Commissioner Rosales and Acting Commissioner Oliva are present with me in Springfield. Commission del Valle is present in Chicago. We do have a quorum. Chairman Sheahan is participating by phone.

Mr. Chairman, are you there?

CHAIRMAN SHEAHAN: I am. Thank you.

COMMISSIONER EDWARDS: Good morning.

CHAIRMAN SHEAHAN: Good morning.

COMMISSIONER EDWARDS: I move to allow Chairman Sheahan to participate by phone. Is there a second?

COMMISSIONER ROSALES: Second.

COMMISSIONER EDWARDS: Any discussion?

(No response)
COMMISSIONER EDWARDS: All those in favor, say aye.

(Chorus of ayes.)

COMMISSIONER EDWARDS: Opposed, say nay.

(No response)

COMMISSIONER EDWARDS: The ayes have it and Chairman Sheahan has permission to participate by phone.

We have no requests to speak and will therefore move into our Public Utility agenda.

There are no minutes to approve on this week's Public Utility agenda. Therefore, we will move on to our Electric items.

Item E-1 concerns ComEd's revenue-neutral tariff changes related to rate design.

Are there any objections to approving the proposed Resuspension Order?

(No response)

COMMISSIONER EDWARDS: Hearing none, the Resuspension Order is approved.

Item E-2 concerns CUB's Complaint against ComEd regarding its 2015 AMI Implementation
Progress Report.

Is there a motion to approve the proposed Order Dismissing the Complaint?

COMMISSIONER ROSALES: So moved.

COMMISSIONER EDWARDS: Is there a second?

ACTING COMMISSIONER OLIVA: Second.

COMMISSIONER EDWARDS: Any discussion?

COMMISSIONER del VALLE: Yes, Commissioner.

COMMISSIONER EDWARDS: Commissioner del Valle, please proceed.

COMMISSIONER del VALLE: Thank you, Commissioner.

As I stated when we first dismissed this Complaint, the Commission has the responsibility to take a close look and scrutinize these expensive modernization programs on behalf of the ratepayers and the General Assembly.

For the last two years, the Company has submitted AMI Plan Updates that covered the implementation and results for investments that total over one billion dollars, and the Commission doesn't even make a single comment on the
Based on this Order, the Commission views its responsibility as merely determining whether the plants -- plans are properly completed and not whether they demonstrate an adequate level of progress in implementing the expensive modernization. The Commission is not applying an appropriate level of engagement and scrutiny for these programs.

In this docket, the Complaint raises valid concerns regarding ComEd's AMI Plan and its implementation.

For reasons discussed in a dissent I will be filing, I think this Complaint is wrongly dismissed. Accordingly, I will be voting no on this Order.

COMMISSIONER EDWARDS: Thank you, Commissioner del Valle.

All those in favor of approving the proposed Order dismissing the Complaint, say aye.

(Chorus of ayes)

COMMISSIONER EDWARDS: Opposed, say nay.

COMMISSIONER del VALLE: Nay.
COMMISSIONER EDWARDS: The ayes have it and the Order is approved.

Items E-3 through E-5 concern Ameren, ComEd, and DCEO's approval of their Energy Efficiency Plans.

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

(No response)

COMMISSIONER EDWARDS: Hearing none, the Orders are approved.

Item E-6 concerns IDOT's Petition for Use of Eminent Domain.

Are there any objections to approving the Motion to Withdraw?

(No response)

COMMISSIONER EDWARDS: Hearing none, the motion is granted.

Item E-7 concerns Black Hawk Resources' Application for an ABC License.

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

(No response)

COMMISSIONER EDWARDS: Hearing none,
the Order is approved.

Item E-8 concerns a consumer complaint against ComEd.

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

(No response)

COMMISSIONER EDWARDS: Hearing none, the motion is granted.

Item G-1 concerns North Shore and Peoples Gas Reconciliation of revenues collected under Riders EOA.

Are there any objections to approving the proposed Order approving the Reconciliation?

(No response)

COMMISSIONER EDWARDS: Hearing none, the Order is approved.

Item G-2 concerns a consumer complaint against Peoples Gas.

Are there any objections to granting the Motion to Withdraw?

(No response)

COMMISSIONER EDWARDS: Hearing none, the motion is granted.

Item G-3 concerns Nicor's Application
for Approval of an Agreement with Sequent Energy Management.

Are there any objections to approving the proposed Order approving the Application?

(No response)

COMMISSIONER EDWARDS: Hearing none, the Order is approved.

Under our Telecommunications portion of the agenda, Item T-1 concerns NetWolves Application for a Telecom Carrier Certificate.

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

(No response)

COMMISSIONER EDWARDS: Hearing none, the Order is approved.

Items T-2 and T-3 concern Citations for failure to maintain managerial resources and abilities.

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

(No response)

COMMISSIONER EDWARDS: Hearing none, the motions are granted.
Items T-4 and T-5 concern Petitions for Confidential Treatment of Annual Reports. Are there any objections to considering these items together and approving the proposed Orders granting the Petitions?

(No response)

COMMISSIONER EDWARDS: Hearing none, the Orders are approved.

Under Water, Item W-1 concerns IAWC's Reconciliation of Purchased Water and Sewage Treatment Surcharges.

Are there any objections to approving the proposed Order Approving Reconciliation?

(No response)

COMMISSIONER EDWARDS: Hearing none, the Order is approved.

Under Petitions for Rehearing, Item PR-1 concerns Applications for Rehearing on IAWC's rate increases.

The Commission will be holding this item for disposition at a future meeting.

Item PR-2 concerns ComEd's Annual Formula Rate Update.

Is there a motion to deny the
Application for Rehearing? Is there --

CHAIRMAN SHEAHAN: So moved.

COMMISSIONER EDWARDS: Thank you.

Is there a second?

COMMISSIONER ROSALES: Second.

COMMISSIONER EDWARDS: Any discussion?

(No response)

COMMISSIONER EDWARDS: All those in favor of denying the Application for Rehearing, say aye.

(Chorus of ayes)

COMMISSIONER EDWARDS: Opposed, say nay.

(No response)

COMMISSIONER EDWARDS: The ayes have it and the Application is denied.

Item PR-3 concerns Ameren's Pricing Annual Update.

Is there a motion to deny the Application for Rehearing?

COMMISSIONER ROSALES: So moved.

CHAIRMAN SHEAHAN: So moved.

COMMISSIONER EDWARDS: Thank you.

Is there a second?
ACTING COMMISSIONER OLIVA:  Second.

CHAIRMAN SHEAHAN:  Okay.

COMMISSIONER EDWARDS:  Any discussion?

(No response)

COMMISSIONER EDWARDS:  All those in favor of denying the Application for Rehearing, say aye.

(Chorus of ayes)

COMMISSIONER EDWARDS:  Opposed, say nay.

COMMISSIONER del VALLE:  Nay.

COMMISSIONER EDWARDS:  The ayes have it and the Application is denied.

Item PR-4 concerns approval of Nicor's Energy Efficiency Plan.

Is there a motion to grant the Application for Rehearing?

COMMISSIONER ROSALES:  So moved.

COMMISSIONER SHEAHAN:  So moved.

COMMISSIONER EDWARDS:  Thank you.

Is there a second?

ACTING COMMISSIONER OLIVA:  Second.

COMMISSIONER EDWARDS:  Any discussion?

(No response)
COMMISSIONER EDWARDS: All those in favor of granting the Application for Rehearing, say aye.

(Chorus of ayes)

COMMISSIONER EDWARDS: Opposed, say nay.

(No response)

COMMISSIONER EDWARDS: The ayes have it and the Application is granted.

We do have two items under Other Business.

The first item is a report from the Illinois Utilities Business Diversity Council. This item will be rescheduled for a later date.

The second item in Other Business is the 2016 Annual Report on Electricity, Gas, Water and Sewer Utilities.

Are there any objections to approving the Annual Report?

(No response)

COMMISSIONER EDWARDS: Hearing none, the Annual Report is approved.

Judge Kimbrel, do we have any other
matters to come before the Commission today?

JUDGE KIMBREL: There's nothing further, Commissioner.

COMMISSIONER EDWARDS: Thank you, Judge.

Do any of the Commissioners have any other business to discuss?

Hearing none and without objection --

COMMISSIONER del VALLE: One --

COMMISSIONER EDWARDS: Oh, excuse me.

COMMISSIONER del VALLE: One thing, please.

COMMISSIONER EDWARDS: I apologize.

Yes.

COMMISSIONER del VALLE: Can you hear me?

COMMISSIONER EDWARDS: Yes, I can hear you.

COMMISSIONER del VALLE: Okay. Thank you.

I want to thank Ann McCabe for her five years of service here at the Commission. I have a lot of respect for Ann McCabe. I think she was one of the most knowledgeable members of the
Commission, a hard worker who always conducted herself with a tremendous amount of integrity. And so I want to thank her and certainly wish her well in her future endeavors.

COMMISSIONER EDWARDS: Absolutely. And we do join those sentiments.

Thank you, Commissioner del Valle.

Any other business from any other Commissioner?

(No response)

COMMISSIONER EDWARDS: Well, hearing none and without objection, this meeting does stand adjourned. Thank you very much.

(The meeting was then adjourned.)
CERTIFICATE OF REPORTER

STATE OF ILLINOIS )
 ) ss
COUNTY OF SANGAMON )

I, DOROTHY J. HART, a Registered Professional Reporter and Certified Shorthand Reporter within and for the State of Illinois, do hereby certify that the foregoing proceedings were taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties involved in this proceeding, and further that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

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