BEFORE THE
ILLINOIS COMMERCE COMMISSION

REGULAR OPEN MEETING

Springfield, Illinois
Tuesday, January 31, 2012

Met, pursuant to notice, at 10:30 a.m.
in the Audiovisual Conference Room, Second Floor,
Leland Building, 527 East Capitol Avenue,
Springfield, Illinois.

PRESENT:

MR. DOUGLAS P. SCOTT, Chairman

MS. LULA M. FORD, Commissioner
(Via audiovisual conference)

MS. ERIN M. O'CONNELL-DIAZ, Commissioner
(Via audiovisual conference)

MR. SHERMAN J. ELLIOTT, Commissioner

MR. JOHN T. COLGAN, Acting Commissioner

SULLIVAN REPORTING COMPANY, by
Carla J. Boehl, Reporter
CSR #084-002710
CHAIRMAN SCOTT: Pursuant to the provisions of the Illinois Open Meetings Act, I now convene a regularly scheduled Open Meeting of the Illinois Commerce Commission. With me in Springfield are Commissioner Elliott and Acting Commissioner Colgan, and with us in Chicago are Commissioner Ford and Commissioner O'Connell-Diaz. I am Chairman Scott. We have a quorum.

Before moving into the agenda, according to Section 1700.10 of Title II 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 meeting. According to the Chief Clerk's Office, we have no requests to speak at today's Regular Open Meeting.

On to the agenda for today, Item 1 is Docket Number 11-0730. This is Topco Associates' application for licensure as an Agent, Broker and Consultant under Section 16-115C of the Public
Utilities Act. The Company has filed a motion to withdraw its application, and ALJ Albers recommends granting the motion.

Is there any discussion?

(No response.)

Is there a motion to grant the withdrawal?

COMMISSIONER ELLIOTT: So moved.

CHAIRMAN SCOTT: Is there a second?

ACTING COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: It's been moved and seconded.

All in favor say aye.

COMMISSIONERS: Aye.

CHAIRMAN SCOTT: Any opposed?

(No response.)

The vote is five to nothing, and the Motion to Withdraw is granted.

We will use this five to nothing vote for the remainder of today's agenda, unless otherwise noted.

Item 2 is Docket Number 11-0797. This is Vision IT's application for licensure as an Agent,
Broker and Consultant under Section 16-115C of the Public Utilities Act. ALJ Albers recommends entry of an Order granting the application.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Order is entered.

Item 3 is Docket Number 12-0034. This is Public Power's application for licensure as an Alternative Retail Electric Supplier. ALJ Albers recommends entry of an Order granting the application.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Order is entered.

Item 4 is Docket Number 10-0369. This is Sheila Thomas' complaint against Peoples Gas. The parties have apparently settled their differences and have filed a Joint Motion to Dismiss the matter which
ALJ Sainsot recommends we grant.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Joint Motion to Dismiss is granted.

Items 5 through 9 (11-0132, 11-0226, 11-0228, 11-0229, 11-0230) can be taken together.

These items concern citation proceedings against telecommunication carriers for failure to file their Annual Reports with the Commission. In each case ALJ Baker recommends entry of an Order cancelling or revoking the company's Certificate of Service Authority.

Is there any discussion?

(No response.)

Any objections?

(No response.)

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

Item 10 is Docket Number 12-0012.
This is MTC Communications' petition for confidential and/or proprietary treatment of its Annual Report. ALJ Sainsot recommends entry of an Order granting the requested relief.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Order is entered.

Items 11 and 12 (11-0420, 11-0421) can be taken together. These items involve ruling-making proceedings for Title 83, Parts 340 and 733 concerning the regulation of telecommunication carriers. In each case ALJ Sainsot recommends entry of an Order adopting the amendments to the rules with an effective date of March 1, 2012.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Orders are entered.

Item 13 is Docket Number 11-0484.
This is Sara Diggs' complaint against AT&T. The parties have apparently settled their differences and brought a Joint Motion to Dismiss which ALJ Sainsot recommends we grant.

Is there any discussion?

(No response.)

Any objections?

(No response.)

Hearing none, the Joint Motion to Dismiss is granted.

Items 14 through 17 can be taken together. These items concern the approval of benchmarks for the Illinois Power Agency's electric energy and renewable energy certificate, rates stability and procurements for both Ameren and ComEd.

Is there any discussion?

(No response.)

Any objections to approval of the benchmarks?

(No response.)

Hearing none, the benchmarks are approved.
Our final two items are FERC matters so we will need to go into Closed Session to address them. Is there a motion to go into Closed Session?

COMMISSIONER ELLIOTT: So moved.

CHAIRMAN SCOTT: Is there a second?

ACTING COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: It's been moved and seconded.

All in favor say aye.

COMMISSIONERS: Aye.

CHAIRMAN SCOTT: Any opposed?

(No response.)

The vote is five to nothing and we will now go into Closed Session. Please let me know when we are ready in Chicago.

(Whereupon at this point pages 9 - 23 of the proceedings are contained in a separate closed transcript.)
CONTINUATION OF PROCEEDINGS

COMMISSIONER O'CONNELL DIAZ: We are ready.
Hold back the crowds.
CHAIRMAN SCOTT: They all come rushing in, right?

In Closed Session the Commission discussed making filings in FERC Docket Numbers ER12-773 and ER12-715. Is there a motion to make the filings with FERC?

COMMISSIONER ELLIOTT: SO moved.
CHAIRMAN SCOTT: Is there a second?

ACTING COMMISSIONER COLGAN: Second.
CHAIRMAN SCOTT: It's been moved and seconded.
All in favor say aye.

COMMISSIONERS: Aye.
CHAIRMAN SCOTT: Any opposed?

(No response.)
The vote is five to nothing, and the filings will be made with FERC.

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

JUDGE WALLACE: No, that's all, Mr. Chairman.
CHAIRMAN SCOTT: Thank you, sir.

I just want to recognize Randy Nehrt who stepped up to fill in on an interim basis the job of Tim Anderson. Tim, as we know, is going to be voted on today by the Senate. I haven't seen his campaign flyers or commercials, but I think he will probably do all right. We appreciate Randy stepping up and looking forward to working with you as we have in the past. So thank you.

MR. NEHRT: Thank you.

CHAIRMAN SCOTT: Anything else to come before the body?

(No response.)

Seeing nothing, the meeting is adjourned. Thanks, everyone.

MEETING ADJOURNED