BEFORE THE

ILLINOIS COMMERCE COMMISSION

REGULAR OPEN MEETING

(PUBLIC UTILITIES)

November 8, 2017

Chicago, Illinois

Met, pursuant to notice, at 10:30 A.M.,
at 160 North LaSalle Street, Chicago, Illinois.

PRESENT:

BRIEN J. SHEAHAN, Chairman

SADZI M. OLIVA, Commissioner (telephonically)

MIGUEL DEL VALLE, Commissioner

JOHN R. ROSALES, Commissioner

SHERINA MAYE-EDWARDS, Commissioner

SULLIVAN REPORTING COMPANY, by
Devan J. Moore, CSR
License No. 084-004589
CHAIRMAN SHEAHAN: Pursuant to the Open Meetings Act, I call the November 8th, 2017 Regular Open Meeting to order. Commissioners del Valle, Edwards, and Rosales are present with me in Chicago. We have a quorum. Commissioner Oliva is participating by phone.

Commissioner Oliva, are you with us?

COMMISSIONER OLIVA: Yes, I am.

CHAIRMAN SHEAHAN: I move to allow Commissioner Oliva to participate by phone.

Is there a second?

COMMISSIONER ROSALES: Seconded.

CHAIRMAN SHEAHAN: Is there a discussion?

(No response.)

CHAIRMAN SHEAHAN: All those in favor say "aye".

(Chorus of ayes.)

CHAIRMAN SHEAHAN: Opposed say "naye".

(No response.)

CHAIRMAN SHEAHAN: The ayes have it.

Commissioner Oliva is granted permission to participate by phone.
We have no requests to speak this morning.

Moving on to our Public Utilities Agenda, there are edits to the minutes of both our October 12th and 19th Regular Open Meeting minutes. Are there any objections to approving the minutes as edited?

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the minutes are approved.

There are also edits to the minutes of our morning and afternoon Policy Session from October 19th. Are there any objections to approving the minutes as edited?

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the minutes are approved.

Item E-1 concerns a consumer complaint against ComEd. Are there any objections to approving the proposed Order dismissing the complaint?
CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

Item E-2 concerns a consumer complaint against Ameren.

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

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the joint motion is granted.

Item E-3 concerns Ameren's filing regarding its Energy Efficiency Transition Rider.

Are there any objections to granting the motion to withdraw?

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the motion is granted.

Item E-4 concerns Aggressive Energy's application to operate as an alternative retail electric supplier.

Are there any objections to approving the amended Order?
CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

Item E-5 concerns Mechanical Service of Galesburg's Application for Licensure as Agents, Brokers, and Consultants.

Are there any objections to approving the proposed Order?

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

Item E-6 concerns Tenaska Power Management's Application to Amend the Existing Alternative Retail Electric Supplier Certificate.

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

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

Item E-7 concerns Ameren's request to issue debt.

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

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

Moving on to our Gas Agenda, Items G-1 concerns Ameren's filing to clarify the perimeters associated with determining the appropriate gas rates.

Are there any objections to not suspending the filing?

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the filing is not suspended.

Item G-2 concerns Nicor's filing to verify its Annual Audit Report.

Are there any objections to not suspending the filing?

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the filing is not suspended.

Items G-3 through 6 concern the creation of Income Tax Adjustment Riders.
Are there any objections to considering these items together and approving the proposed Orders suspending the filings?

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the Orders are approved.

Item G-7 concerns a consumer complaint against Peoples Gas.

Are there any objections to approving the proposed Order denying the complaint?

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

Items G-8 and 9 concern reconciliation of revenues collected under the coal tar riders.

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

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the Orders are approved.

Item G-10 concerns a Petition For
Interlocutory Review in Docket No. 17-0124. The parties in this case presented the Commission with a Hobson's choice that we should reject. The Commission does not have to choose between developing a full record and procedural gamesmanship.

Therefore, we will affirm the decision on the motion to strike but direct the ALJ to order the parties, on an expedited basis, to supplement their testimony with respect to the methodology to calculate LREs and allow cross-examination and a full opportunity to brief the issues raised.

We will first vote on the petition and then our own Order providing direction to the ALJ.

Is there a motion to affirm the ALJ's decision?

COMMISSIONER DEL VALLE: So moved.

CHAIRMAN SHEAHAN: Do you abide by IIEC, CUB, and AG's motion to strike?

COMMISSIONER ROSALES: So moved.

CHAIRMAN SHEAHAN: Is there a second?

COMMISSIONER MAYE-EDWARDS: Seconded.

CHAIRMAN SHEAHAN: Any discussion?
(No response.)

CHAIRMAN SHEAHAN: All those in favor of affirming the ALJ's decision say "aye".

(Chorus of ayes.)

CHAIRMAN SHEAHAN: Opposed say "naye".

COMMISSIONER DEL VALLE: Naye.

CHAIRMAN SHEAHAN: The vote is 4 to 1. The ayes have it, and the ALJ's decision is affirmed.

I move to draft an order directing the ALJ to hold additional hearings, briefings, and other return on equity arguments.

Is there a second?

COMMISSIONER ROSALES: Seconded.

COMMISSIONER MAYE-EDWARDS: Seconded.

CHAIRMAN SHEAHAN: Any discussion?

(No response.)

CHAIRMAN SHEAHAN: All those in favor of approving the Order say "aye".

(Chorus of ayes.)

CHAIRMAN SHEAHAN: Opposed say "naye".

COMMISSIONER DEL VALLE: Naye.

CHAIRMAN SHEAHAN: The vote is 4 to 1, and the
Order providing direction to the ALJ is approved.

Item T-1 concerns CDTS Technology Solution's Petition to Change Corporate Form.

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

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

Item W-1 concerns Illinois-American Water's filing to create a new income tax rider.

Are there any objections to approving the proposed Order suspending the filing?

(No response.)

CHAIRMAN SHEAHAN: Hearing none, the Order is approved.

Judge Kimbrel, do we have any other matters to bring before the Commission this morning?

JUDGE KIMBREL: No, Mr. Chairman.

CHAIRMAN SHEAHAN: Commissioners, do any of you have any other issues that you'd like to bring before the Commission this morning?
(No response.)

CHAIRMAN SHEAHAN: Hearing none, and without objection, therefore, we stand adjourned. Thank you.
(Whereupon, the above-entitled matter was adjourned.)