BEFORE THE
ILLINOIS COMMERCE COMMISSION

BENCH MEETING
(PUBLIC UTILITIES)

Springfield, Illinois
Wednesday, December 17, 2014

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

PRESENT:

MR. DOUGLAS P. SCOTT, Chairman
MR. JOHN T. COLGAN, Commissioner
MR. MIGUEL del VALLE, Commissioner (by video)
MS. ANN McCabe, Commissioner
MS. SHERINA E. MAYE, Commissioner

MIDWEST LITIGATION SERVICES, by
Angela C. Turner, Reporter
CSR #084-004122
CHAIRMAN SCOTT: Is everything ready in Chicago?

COMMISSIONER del VALLE: We are ready, Mr. Chairman.

CHAIRMAN SCOTT: Great, Commissioner.

Pursuant to the provisions of the Open Meetings Act, I now convene a regularly scheduled Bench Session of the Illinois Commerce Commission.

With me in Springfield are Commissioner Colgan, Commissioner McCabe and Commissioner Maye. With us in Chicago is Commissioner del Valle. I am Chairman Scott. We have a quorum.

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 Commission meetings. According to the Chief Clerk's office, we have no requests to speak at today's Bench Session.

(Transportation portion of the proceedings was held at this time...
and is contained in a separate transcript.)

CHAIRMAN SCOTT: We will move to the Public Utilities. And we will begin by taking the last item under Scheduling of Meetings and Other Business first, without objection.

Today we have with us Mr. John Somerhalder, President and CEO of AGL Resources and Ms. Beth Reese, President of Nicor Gas and Senior Vice President of AGL Resources, to provide us with Nicor and AGL's annual report on compliance with the Merger Conditions outlined in the Final Order in Docket Number 11-0046.

I believe we have Mr. Somerhalder is on the phone. Are you there, sir?

MR. SOMERHALDER: Yes, I am.

CHAIRMAN SCOTT: Very good. Thank you.

Ms. Reese, good to see you again. Nice to see you here today.

So if you would like to, whoever wants to start off, feel free. Go ahead.

MS. REESE: John will start off and then I will follow up with him.

MR. SOMERHALDER: And thank you, Chairman,
and thank you Commissioners, for hosting us today. And I do apologize for not being able to be there with you in person and I appreciate your willingness to speak with me on the phone.

I am pleased to report that for the third consecutive year, we have met all of the conditions agreed to in connection with the merger of AGL Resources and Nicor, Inc. while continuing to meet our shareholder, employee and customer expectations at the same time.

Beth will go into more details on key elements of our merger compliance activities and other key business initiatives undertaken this year. But I wanted to highlight a few points. Overall, with normal attrition and retirements, we have been successful in meeting our employment commitments both with our overall employee goals and with our more specific commitments to maintain employment in our safety and compliance groups.

We continue to enjoy the services of three citizens of Illinois, our corporate board of directors. Those are Norm Bobins, Brenda Gaines and John Rau. And I can tell you, those are all the -- all the individuals are very much engaged and very
active on our board. Safety system improvements,
excellent customer service and overall corporate
responsibility and engagement remain our focus both
daily and for the long term.

I would like to take a moment to acknowledge
that this December also marked the third anniversary
of AGL Resources merger with Nicor Gas. We believed
at the time that the combination of Nicor Gas into
our company was a great opportunity for both
companies, and history has borne that out.

I also want to acknowledge the manner in
which the Commission and your Staff has responded to
the way the new Nicor Gas conducted itself and
handles our regulatory programs. I think that the
Company has a solid platform to continue to make
needed improvements to our facilities and our
services and believe that if this continues that our
approach to presenting issues for your consideration
will result in more and better opportunities for our
current and future customers.

Moving forward, I thought I would also take
some time during my presentation today to provide an
industry-wide perspective on last winter, the winter
of 2013-2014. When I met with you last year, we were
in the middle of a period of record cold temperatures. Both in terms of daily peak temperatures and the duration of each of those arctic blasts.

In preparation for last winter, natural gas production was at record levels and the amount of natural gas in storage inventories was also near peak levels. And even with that abundance of supply, the combined effect of increased demand for natural gas from electric power generation and industrial customers and the extreme weather conditions we experienced resulted in pipeline transportation constraints not only here in Illinois, but nationwide.

In Illinois, we were able to mitigate impacts seen in other regions by how we used our utility assets to balance the limitations imposed on us by our pipeline suppliers. And since last winter, we have been in detailed discussions with those pipelines to institute improvements in their systems and how they operate their pipes to be better able to respond in the event of future extreme weather events.

A key takeaway from last winter is gas
supplies are abundant, but demand is significantly increasing. The industry is responding by building more interstate pipelines. AGL Resources is participating in three new projects. Daltons -- the Dalton Project with Transco here in Georgia, the PennEast Project in New Jersey and the Atlantic Coast Pipeline to serve Virginia.

We also recently announced an open season to test interest in a new pipeline project here in Illinois. If developed, this pipeline will provide additional supply reliability to natural gas suppliers. It will provide additional suppliers with reliability and will allow us to access natural gas supply from the Rockies; and really, more importantly, from the growing shale-producing regions on the East Coast, the Marcellus and Utica. It would also provide diversity of supply from new operators and enhance the functionality of existing in-state storage and distribution systems. While the results of that open season are still under review, we are working to ensure that Nicor Gas customers have access to natural gas every day of the year, including when demand is at its greatest.

The impact of the discoveries of this shale
and the resulting abundance of natural gas is a major shift in our business. The long-term opportunities resulting from the industry's ability to access these supplies and bring them to our customers today and over the next several decades cannot be overstated.

The final area I would like to highlight is our diversity and inclusion initiatives, which includes diversity in workforce as well as diversity in the contractors, vendors and suppliers who provide products and services to our operations.

As CEO, I know that diversity and inclusion makes good business sense, but on a personal level, it is much more than that. It is about our people, it is about strengthening communities, it is about building careers, building businesses and being an important economic driver.

As the leader of this organization, I have the privilege and the responsibility to ensure that our business, our leadership team and our supplier base reflects the diversity of the communities we serve. When I first came to AGL Resources, I started the diversity council at the company and I thought that we could have and become a diverse and inclusive company through passionate leadership. And I was
really wrong about that. I realized that we needed a
strategy. We needed a way to measure our progress
and our successes. We needed support to execute that
strategy. I am now pleased to say we have a strong
strategy and we have a team in place that is
executing on our initiatives and measuring our
results.

This year, we established the AGLR Office of
Diversity and Inclusion in addition to elevating the
Office of Supplier Diversity and expanding that team.
Through this commitment of resources, we are making
solid progress to meet our customer and shareholder
expectations and the priorities expressed by this
Commission.

I appreciate your time today and I want to
thank you for allowing me to speak with you. I will
now turn it over to Beth Reese.

MS. REESE: Good morning, Commissioners.
And thank you, John. It's good to see you all today.

CHAIRMAN SCOTT: You too.

MS. REESE: It's a little warmer than the
last time. I was reflecting on the walk in, I
believe it's 40 degrees warmer than it was last year
we met, and it's still below freezing. And we really
enjoyed the opportunity to host all of you at our
facilities this year and some even last year. That's
giving you a chance to see our operations, the
importance of our storage assets, meet our employees.
I want to thank you for your time. I know it's very
precious and it's a great commodity, and we
appreciate you spending a little bit of that learning
about our operations, our product, our customers and
most importantly our people.

I am excited to be here today to highlight
some of the events since the merger and speak to you
about the priorities for our upcoming year and
beyond. Safety and system reliability is and remains
our number one priority. This year, we introduced to
our team members the three Ps of safety. Emphasizing
the safety of our people, the public and our
pipeline.

We continue to deliver excellent performance
against our internal matrix for safety with the
exception of personal safety. This year, we were a
little challenged on that and we experienced more
on-the-job injuries and motor vehicle accidents than
we had targeted. To be fair, we're still on a great
trend, but we were greater than what we really wanted
to be. And some of that was attributed to last winter. It was hard on our people, it was hard on our customers and it was hard on our pipelines.

We are refocused. We're continuing to focus and develop a new strategy surrounding our culture about safety to make sure that our employees are engaged in the conversation. They know that it really is about those three Ps. Our people, we want them to go home in the same condition they arrived to work. Always worried about the public and the pipelines.

As for reliability, John spoke to that. We learned a lot about our system last year and its capabilities as the winter of 2014 continued on and on. My husband refers to being cold even in late May. The good news is that we have made investments over the years that really enabled us to continue services when our customers needed us most.

Unfortunately, we did experience significant issues with our upstream pipeline supplier that limited the ability of our pipeline to perform as we expected. And as a result, as John mentioned, we have been working with our pipeline supplier, as well as alternative suppliers, to ensure that we can
deliver our product reliably this winter and for
winters to come. But even with those challenges, our
customers were and continue to be served with the
lowest gas cost in the state. And that's something
that we're very proud of.

In regards to customer service, we have
continued to improve. That's been a focus that we
have had since the merger. And one measure that we
use to track is customer complaints, which have
decreased from about 4,200 in 2011 to fewer than 3,000
as of November this year.

And as for new customers, I am pleased to
say that we're seeing growth in the northern Illinois
territory and we've added about 10,000 customers this
year, as well as continuing to support increased
usage from some of our biggest customers, which is
really exciting to see from the economy as well.

As you're aware, Nicor Gas has a long legacy
in Illinois, and our team members are extremely proud
of our ongoing commitment to benefit the communities
where we live, work and raise our families. So I
would like to speak for a moment about our people, as
there really is nothing more important to the success
of our business than the team members who deliver our
Early in 2014, negotiations took place in a new collective bargaining agreement which was successfully ratified with the IBEW Local 19. They represent about 1,300 of our 2,000 employees here in the state of Illinois. And the results of this negotiation were good both for the union and for the company. And the people on the team were glad they were inside for some of that weather.

Our commitment to our 656 communities, both in the areas of economic development as well as philanthropy is stronger than ever. Our initiative to educate children about natural gas safety at fire department open houses is one of our most popular community touch points. And we've added some new features this year that have been very well received. We continue to want to engage the children so that they can bring their parents over to the table. We do a lot of scratch and sniffs. We have a game that really teaches a little bit about safety. So we're really hoping to make an impact there.

We're also a member of 23 economic
development organizations throughout our service area and we have contributed to more than 200 organizations this year in the philanthropic areas of basic human needs and energy assistance, community enrichment, environmental stewardship, diversity and education.

And as John mentioned, Nicor Gas is benefiting from the leadership at AGL Resources and the intentional focus placed on both organizational and supplier diversity.

In regards to supplier diversity, a topic near and dear to all of our hearts, we still have some opportunities to improve and some gaps that we need to bridge. But I really am proud of the efforts that we have made this year. The engagement that's taken place, the relationships that have been built and the solid foundation that has been set for us going forward.

In fact, I'd like to mention that tomorrow we're hosting a supplier diversity summit focused on women-owned construction and engineering firms. And we're pleased that representatives from ComEd, Integrys and American Water will also be attending.

So I'd like to speak for a moment about our
work to further develop a strong local workforce that will become our future leaders. As a company, we're contributing -- we're committed and contributing. We're committed to contributing resources as well as time to building a strong, diverse talent pipeline through collaboration across utilities, local community colleges and non-profit organizations to ensure that we have a workforce needed for the future. Nicor Gas is proud to support the work of the Energy Learning Exchange here out of Springfield through a three-year $150,000 grant. We just finished the second year commitment of that.

We recognize that our time and talents are equally valuable contributions. I am proud to serve on the board of directors for the Center for Energy Workforce Development, which is national organization. And we have other Nicor Gas leaders who serve on the Illinois Energy Workforce Consortium and the Illinois Workforce Investment Board. Developing a strong local workforce is now more important than ever with the projects we see on the horizon through the qualified infrastructure planning tariff. So I would like to thank the Commission for approving the tariff earlier this
year. And we have branded that as Investing in Illinois. So you will see that communication as we start to roll that out in 2015. We're looking forward to reporting the progress on this initiative and sharing how it's enhancing the safe and reliable delivery of natural gas for our customers.

I want to thank you for your time today. I want to thank you for your time always spending with our team. And I am now happy to address any questions you may have. And John is available as well.

CHAIRMAN SCOTT: Thank you, Ms. Reese and Mr. Somerhalder.

Questions?

Commissioner Colgan.

COMMISSIONER COLGAN: You mentioned that last year you had these upstream supplier problems, which is an issue that caught my attention. And I am just kind of wondering, it seems like some of that is probably out of your control. But what is it that's happened that is likely to improve that if we were to have a repeat of a similar winter?

MS. REESE: Well, first, I would say that we have been very engaged with that particular supplier
through the winter and then post-winter, in particular. They had some compression failures and some other failures on their system. They have represented to us that they have invested in new compression and have been very focused on their reliability.

We engaged with our customers. We impacted some of our largest customers. We actually asked them to conserve. Some would say that we interrupted them. It was not a required interruption. It was a voluntary interruption. But we had a lot of our big customers who made some decisions that really helped us on some of the coldest days.

We have gone out and visited with them and we're very transparent with them about the decisions that we made on our system, how it operated, why we had to make the decisions that we did. And they were all very well aware of our upstream supplier and the issues. They had been following it on the boards. And to that end, that supplier actually came in and met with our biggest customers about a week and a half ago. Because we said to that supplier, look, we're getting a lot of questions from our customers that we can't answer. So they volunteered to come
in, which I thought was a big step.

I can't tell you that if we had the exact same circumstances again next winter that it wouldn't happen the same way, but we're working very diligently with them to make sure it doesn't. We operated our system very differently. And that's one of the things that we think the merger actually benefited Nicor Gas customers, because we challenged -- we had a team from across the country, if you would, on the phone every day challenging ourselves on how we would historically have operated the system and what the conditions were today and how we could operate the system to make sure that we limited the impact to as few customers as we could.

COMMISSIONER COLGAN: Thank you.

CHAIRMAN SCOTT: Commissioner Maye.

COMMISSIONER MAYE: Thank you.

Thank you, Beth, for being here today. And thank you, John, as well.

The question then, you didn't necessarily address consumer communication. I know you said you have been tracking consumer complaints which have decreased, which is awesome. And Nicor Gas tends to be out of the media a lot more than your other
Chicago-area counterpart.

But with that said, I am curious to know with what happened last year, and kind of similar to Commissioner Colgan's question, have you increased communication with your consumers or do you plan to do a little bit something different for next winter?

MS. REESE: We did a lot of things in response to the winter. We have now engaged on Twitter, which is really good. That's a good communication tool. We didn't start that until about August. But we do tweet every day.

We also -- we're very intentional about how we address the purchase gas adjustment. So we did not increase our PGA factor as a reaction to the winter. We did increase it in March and we kept it about the same and then we lowered it significantly.

So we managed impact to our customers. We weren't reactive to the gas costs that were coming in. We were balanced in how we were managing that, which I think really did help us with our customers quite a bit.

Our energy assistance activities have increased. We not only leverage the firehouse open houses for safety, but we also talk about energy
assistance. So we are really engaging differently.

We're also using our energy efficiency program to contact and engage with our customers. So we entered into a partnership this fall with WVON, the radio station, to reach to a different demographic than we historically had. And we brought in some of the non-profit agencies that are in those areas that WVON targets and really focused on energy assistance as well as energy efficiency.

We're trying to link those two together a little bit, because the two go hand in hand. If I can teach you how to conserve, that helps you. And we try to partner with the non-profit agencies that really can help us with that.

So we can always improve customer communication. Communication is one of those things that you always say I can never do enough of. Trying to do it in a balanced way to make sure that we're not over-communicating, but we're communicating to the right targeted audience.

COMMISSIONER MAYE: Thank you.

CHAIRMAN SCOTT: Commissioner McCabe.

COMMISSIONER McCabe: Can you provide a little more information on the proposed Illinois
pipeline? Where it's going to be and what the timing is?

MS. REESE: So the name of that, the working name is Prairie State Pipeline. And it is proposed right now to come up from the Rockies Express Pipeline, which goes east to west. They're turning around to go east to west. And it comes, actually not in our territory, it's a little bit south of our territory. A little south of here. It will come up into Joliet. And it starts a little bit west of where our pipelines are today.

So in the -- comes up not very far. I have a map in my head, but I couldn't tell you all the counties and the cities, but we can certainly provide a map for you that shows where that's coming up.

It's in the open season document, so we can get that to you.

The AGL Resources team is actively pursuing interest on that pipeline right now so we can make a judgment on whether or not it's something that will proceed, it's what open seasons are there for. And Nicor Gas will participate as appropriate.

CHAIRMAN SCOTT: Further questions?

COMMISSIONER del VALLE: Yes, Mr. Chairman.
Beth, earlier, it was stated that there were
pipeline transportation constraints last winter that
created problems even though we had plenty of supply
in storage.

If we have as harsh a winter as we did last
year, are we going to experience the same thing or have
things changed in that department?

MS. REESE: So we hope they don't. Hope is
not a strategy though. So we have been working with
that pipeline to understand the issues. They have
invested in compression. They have also managed
their own storage facilities a little differently
than they did last year to make sure that they were
at a higher level of fill this year coming into the
winter than they were last year.

So we're very engaged with them. In fact,
their chairman of their board came and met with us in
Atlanta at the end of August. So -- not even August.
In October. So we're very engaged with them and
working our system. We did learn a lot about our
system. One of the things that we're doing -- and
some of you visited -- I think all of you have
visited the storage field. So our pride and joy,
Troy Grove, allows us to inject and withdraw. This
winter -- this November already, we saw the coldest
winter on record. We had two of the largest
throughput days we have ever had in November. And we
took the opportunity to refill in November, not
knowing what December, January, February, March,
April, maybe even May may bring. So we're trying to
use those assets a little differently to make sure we
have what we need to offset what may happen with our
pipeline.

COMMISSIONER del VALLE: And on the customer
complaints, you indicated that you went from 4,200 to
3,000. Is that per calendar year?

MS. REESE: It is, yes.

COMMISSIONER del VALLE: So the 3,000
figure's for '14?

MS. REESE: Yes.

COMMISSIONER del VALLE: What types of
complaints are those? I don't need specifics. But
are most of them regarding billing or what is the
main complaint that you get?

MS. REESE: The majority of it is billing.

A lot of people call in and will issue complaints if
they feel like we're not being flexible enough on
payment arrangements. But they go everything from
landscaping and paving where we may have taken longer
to restore an area where we did work. They are
billing, credit. Whether or not we're providing
service to them quickly enough either when they call
in for a turn on or physically putting pipe in the
ground.

So it's a tool that people use if they don't
feel like they're getting the right attention from
the people they have talked to on the phone, like any
other complaint.

COMMISSIONER del VALLE: Since you went from
4,200 to 3,000, what issues were addressed that led
to the reduction in those complaints?

MS. REESE: You know, one of the things that
we're using -- I think the complaints are actually a
gift to us, because they allow us to see the
processes from our customers' eyes. So we have been
very focused on that since the merger of
understanding what are these complaints and what
process improvements can we put in place to either
limit or at least reduce the number of complaints.

So we use those really as a tool. And we
have a group who really is focused on the voice of
the customer and uses this as part of an impact --
input in order to make an impact to process changes.
So we have actually been fairly intentional about
understanding what they are. We have been
transparent about them with our teams. We haven't
just let them sit in an organization and be responded
to. We have made them transparent so that we really
can understand what is driving them. I don't think
we'll ever get to zero, because we do have certain
constraints in place that just don't allow us to do
certain things that customers might want. But we
certainly made great progress and will continue to be
focused on that.

COMMISSIONER del VALLE: Thank you.
CHAIRMAN SCOTT: Mr. Somerhalder, I just
have one quick question for you.

You mentioned the demand was way up. Is
that -- I assume that's a combination of things. But
is that -- a lot of that the use of natural gas for
power generation or because of pricing differences,
are people installing more natural gas facilities?
Or if you know, what are the drivers of that?

MR. SOMERHALDER: It's a little bit of
everything. I think the one that I see as the most
positive is because of lower natural gas prices.
Especially in energy intensive industries, like fertilizer. We simply see plants coming back online that were not online, or expansions to facilities; and now a number of new announced fertilizer, petrochemicals, steel-type manufacturing. And that's not only on the Gulf Coast. A lot of that is on the Gulf Coast. But as you know, even up in Illinois, we have seen some increased demand from some of those type of facilities. That's probably the most positive. And that looks to continue with the lower prices for natural gas and stable prices.

But it's also power generation. And some of it was just switching from coal to gas because the gas prices became so low. And then some of the smaller facilities that people are looking to retire because of environmental regulations and compliance. Some of that switching occurred earlier just because of price switching.

Now, in the future, it will be actually because the plants will be retired. But that's good from an environmental standpoint. The natural gas can back that up and minimize the impact on customers' bills on the electric side.

There is a little bit also on the commercial
and residential where we do see people looking at space heating and natural gas water heating in some regions, some of the country where they have other opportunities whether fuel oil or propane. We see some acceleration in that switching. It's a lot of all of that. But probably more on the power generation and industrial, although good long-term trends on the direct use home, residential, commercial as well.

CHAIRMAN SCOTT: Thank you.

Commissioner Colgan.

COMMISSIONER COLGAN: In that same regard, a little follow-up. I am just kind of wondering if the increased demand in any way is affecting your ability as an LDC to maintain your firm contracts and is the price going up in that category as a result of the competition?

MS. REESE: Is the price going up in the --

COMMISSIONER COLGAN: As the result of there is more of a demand.

MS. REESE: I don't see that necessarily. I think most of the -- and John can speak to it as well. But I think most people are projecting being in the $4 to $6 range. As long as the producers are
producing natural gas, and natural gas is a byproduct of some of the other products that they produce.

The oil war is an interesting impact on it. And I'll let -- John is very active on the national level. He can speak to that. But I don't see it directly impacting it yet.

John, do you want --

MR. SOMERHALDER: I would add to that that the very good news is that because of how prolific the shale has been, and it's not only drilling for dry gas, as Beth mentioned, but there's been a lot of gas that just comes along with drilling for oil. You know, production today is about 5 Bcf a day higher right now than it was going into last winter. And last winter, I mean, a 5 Bcf is on the base of about 70, so that's about four to five percent increase just in one year. That's almost unprecedented.

And the gas prices have been reasonably low through all of this time period on an average monthly basis. So it does appear that because of the success the E&P companies have had that we can make sure the gases there, the resources base is there they can economically go after, it does appear that we can make sure the gas is there.
As we've mentioned, we'll have to make sure that the pipelines are there to get at that last mile. That's what we'll have to be most focused on to make sure that smaller groups of customers are not impacted because of that last mile in infrastructure. And that's why everything from investing in Illinois through the pipeline projects we're talking about to what enhancements our existing pipelines can make are really important to all of us in all of our markets.

COMMISSIONER COLGAN: Thank you.

CHAIRMAN SCOTT: Any further questions?

(No response.)

CHAIRMAN SCOTT: Okay. Ms. Reese, Mr. Somerhalder, thank you very much. We really appreciate you being here.

MS. REESE: Thank you. Nice to see you guys.

CHAIRMAN SCOTT: You as well.

MS. REESE: Have a great holiday season.

CHAIRMAN SCOTT: Thank you. You too.

And with that, we will now proceed to the rest of the electric portion of today's agenda.

Item E-1 is our reconciliation of revenues collected under MidAmerican Energy Company and Mt.
Carmel Public Utility Company's fuel adjustment charges with actual costs prudently incurred. Staff recommends entry of an Order commencing the reconciliation proceedings.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Is there a motion to enter the Order?

COMMISSIONER COLGAN: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER McCabe: Second.

CHAIRMAN SCOTT: Moved by Commissioner Colgan. Second by Commissioner McCabe.

Any discussion?

(No response.)

CHAIRMAN SCOTT: All in favor say "Aye".

("Ayes" heard.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5-0, and the Order is entered.

We will use this 5-0 vote for the remainder of today's Public Utility agenda unless otherwise noted.
Item E-2 is Docket Number 11-0711. This is our proceeding to develop and adopt rules concerning rate case expense. ALJ Sainsot recommends entry of a Second Notice Order.

This item will be held for disposition at a future Commission proceeding.

Item E-3 is Docket Number 13-0531. This is Sherman and Lisa Imler's complaint against Ameren as to a deposit requirement in Danville. It appears the parties have settled their differences and filed a Joint Motion to Dismiss which ALJ Yoder recommends we grant.

My office had a few suggested edits to the Order which do not change the overall conclusion. I was obviously pleased to see that the parties were able to resolve their complaint, but believe that it is important that the Commission see updates to Ameren's online system, which created a significant amount of confusion and led to the formal complaint being filed in the case in the first place.

The edits that I am proposing note that we support Ameren's initiative to update Ameren online to provide customers with more options and better information, and further that Ameren is directed to
provide the Commission with an update as to the
Company's progress on these initiatives no later than
90 days from the date of the Order.

With that, I would move for adoption of
these edits. Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: Second by Commissioner
Colgan.

Any discussion?

COMMISSIONER COLGAN: Yes.

CHAIRMAN SCOTT: Commissioner Colgan.

COMMISSIONER COLGAN: Thank you, Chairman.

I support your proposed edits that
acknowledge support of Ameren's plan to update its
Ameren online program. And I hope that Ameren's
update of this functionality will enhance the ability
of customers to independently manage their deferred
payment agreements. And thus, prevent such
situations such as the one that comes before us in
the Imler case here.

I also agree with your proposed requirement
that Ameren provide the Commission with an update
regarding its online initiatives no later than
90 days from today. I think it's important for the
Commission to ensure that Ameren's going-forward practices have been implemented.

And as all of you will recall, I originally held this Order due to my concern regarding the large deposit being required of a LIHEAP customer who also has a health concern. And in that regard, I am encouraged that this matter has been resolved in a mutually agreeable settlement.

So again, thank you for your thoughtful edits, which I intend to support.

CHAIRMAN SCOTT: Thank you, Commissioner.

Further discussion?

(No response.)

CHAIRMAN SCOTT: The motion and second is on the amendments. All in favor of the amendments, say "Aye".

("Ayes heard").

CHAIRMAN SCOTT: Opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5-0, and the edits are adopted.

Is there now a motion to enter the Order as amended?

COMMISSIONER COLGAN: So moved.
CHAIRMAN SCOTT: Is there a second?

COMMISSIONER MAYE: Second.

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

Any discussion?

(No response.)

CHAIRMAN SCOTT: All in favor say "Aye".

("Ayes heard").

CHAIRMAN SCOTT: Opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5-0, and the Order, as amended, is entered.

Item E-4 is Docket Number 14-0471. This is Rogelio Gallegos' complaint against Direct Energy Service LLC as to billing in Chicago. It appears the parties have settled their differences and filed a Joint Motion to Dismiss which ALJ Sainsot recommends we grant.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the motion is granted.
Items E-5 and E-6 can be taken together.

These items are Petitions for the Confidential and/or Proprietary Treatment of compliance reports. In both cases, ALJ Jones recommends entry of an Order granting the requested relief for a period of two years.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Item E-7 is Docket Number 14-0422. This is CUB and the City of Chicago's petition for an investigation into ARES' compliance with Section 16-115A of the Public Utilities Act. Since the date upon which this petition was filed, the Commission has opened a Notice of Inquiry for the purpose of investigating the ARES practices that CUB and the City have alleged to exist in the instant proceeding. Given that the NOI will address the same issue, Staff has filed a Motion to Dismiss this proceeding which no party objects to. ALJ Sainsot recommends that we grant Staff's unopposed Motion to Dismiss this
proceeding without prejudice.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections to the dismissal?

(No response.)

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

Item E-8 is Docket Number 14-0678. This is Agera Energy's Application for Certificate of Service Authority under Section 16-115 of the Public Utilities Act. Agera has filed a Motion to Withdraw its Application and ALJ Sainsot recommends we grant the request and dismiss the matter without prejudice.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

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

Item E-9 is Docket Number 14-0582. This is Heartland Alternative Energy's Application for Certification as an Installer of Distributed Generation Facilities under Section 16-128A of the
Public Utilities Act. ALJ Baker 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 E-10 is Docket Number 14-0588. This is the Illinois Power Agency's Petition for Approval of the 2015 IPA Procurement Plan pursuant to Section 16-111.5(d)(4) of the Public Utilities Act. ALJ Wallace recommends entry of a post-exceptions Order approving the 2015 Plan.

There were a few sets of edits to this Order, so we'll move through them one at a time, starting with edits proposed by Commissioner McCabe's office.

COMMISSIONER McCabe: The first edit is on Energy Efficiency as a Supply Resource, on pages 155 to 157 of the proposed Order. The edits find that the standard wholesale products are evolving and could include energy efficiency as a supply resource. Deny procuring energy efficiency as a supply
resource, because the records show it does not satisfy the Act at this time. And adopts IPA as a true alternative, and it verifies what that alternative is.

With that, I move the edits.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: Moved by Commissioner McCabe. Second by Commissioner Colgan on the edits. Is there any discussion on this set of edits?

(No response.)

CHAIRMAN SCOTT: All in favor say "Aye".

("Ayes" heard.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5-0, and the edits to the EEAASR portion of the Order are approved.

Commissioner McCabe.

COMMISSIONER MCCABE: The second set of edits is to the full requirements conclusion. Last year, I commented that the compressed schedule makes it difficult for parties to have time to thoroughly
review the procurement plan. I gave ICEA credit for submitting the NorthBridge report on full requirements. The schedule in 2013 did not allow parties to fully review that report. This year, the parties considered the NorthBridge report experiences in other states with full requirements and IPA analysis.

As the Order attests, we are faced with strong differing positions. Staff, while neutral, believes the value of a full requirements pilot would be to provide side-by-side comparisons between the bidding results of a fixed price, fixed quantity or block procurement, and a full requirements procurement conducted nearly simultaneously and for the same delivery periods. The result would be a market-based analysis and Illinois-specific data on the merits of full requirements. A multi-year program would account for year-to-year variances.

These proposed edits do not change the conclusion to deny ICEA's proposal, they delete the language that appears to foreclose full requirements products from being considered next year absent new information and make the argument that the information the Commission is looking for may only
come from a limited, well thought-out pilot.
The IPA successfully argued many flaws in the pilot program. And the edits find that these flaws are enough to eject proposal. With that, I move for the edits.

CHAIRMAN SCOTT: Is there a second?
COMMISSIONER MAYE: Second.

CHAIRMAN SCOTT: Moved and seconded on the edits.

Is there any discussion on the edits?
COMMISSIONER del VALLE: I --

CHAIRMAN SCOTT: Commissioner del Valle.
COMMISSIONER del VALLE: Yes. I cannot --

with the edit, I think the IPA has made a very strong argument that, of course, does not favor this pilot and has raised many questions. And so I would prefer to be on record as not supporting it.

CHAIRMAN SCOTT: And I am also not going to support the edits. Just a couple of quick points. I think that suggesting to the interested parties they discuss how to implement a pilot program implies green lighting program we haven't actually determined yet will result in tangible benefits to the customers.
And also, I think that the portion of the edits that states that, really, the pilot is the only way to get this information I think is overstating the case. And I think that useful, relevant information could be gleaned from further analysis of the other jurisdictions.

So for those two reasons, I will join Commissioner del Valle in not supporting the edits.

COMMISSIONER COLGAN: I am going to chime in and say that I agree with you, Chairman and Commissioner del Valle, on this in terms of not supporting it.

I think the parties are fully capable of continuing to develop their positions on this issue. But I think in this case, I am not going to support that we encourage them or encourage them on the pilot project issue.

CHAIRMAN SCOTT: Further discussion?

COMMISSIONER MAYE: I would just add one quick thing. I think that in Commissioner McCabe's edits that the attempt was really to avoid foreclosing all future opportunities. And so -- and to prohibit kind of closing the door all the way.

So with that, I will support her edits.
CHAIRMAN SCOTT: The edits have been moved and seconded.

All in favor "Aye".

COMMISSIONER McCabe: Aye.

COMMISSIONER Maye: Aye.

CHAIRMAN SCOTT: Opposed?

COMMISSIONER Colgan: No.

CHAIRMAN SCOTT: No.

COMMISSIONER del Valle: No.

CHAIRMAN SCOTT: The vote is 2-3, and the edits to the FPFR portion of the Order are denied.

I had some edits to propose, as well. Some minor edits to pages 223 through 226 of the Order in the Commission conclusion section on Incremental Energy Efficiency. These edits do not change the overall conclusion, but instead eliminate what is believed to be some unnecessary language that does not contribute significantly to the Commission's analysis. And I would move for the adoption of those edits.

Is there a second?

COMMISSIONER Colgan: Second.

CHAIRMAN SCOTT: Second by Commissioner Colgan.
Discussion on these edits?

(No response.)

CHAIRMAN SCOTT: All in favor say "Aye".

("Ayes" heard.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5-0, and the edits are adopted.

Is there now a motion to enter the Order as amended?

COMMISSIONER COLGAN: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER MAYE: Second.

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

Further discussion on the Order, as amended?

COMMISSIONER COLGAN: Chairman, I would just like to say that this is the sixth IPA procurement plan that I have been involved with. And despite the fact that we are continually nuancing the process with new initiatives and new and creative statutory requirements that come at us that I think we have, you know, pretty much figured out how to get through this process, and it's a hard process. It's very
complicated. But I think that the IPA and the Commission Staff have done a great job of basically tracking the history of how -- where we're at and how we got here. And I think that we have figured out how to get through this. We do a better job of it every year.

CHAIRMAN SCOTT: Commissioner Maye.

COMMISSIONER MAYE: I probably should have spoken before Commissioner Colgan, because I am going to appear to contradict what he said.

Obviously, this is the sixth IPA Order. I have not been here for all six. I am curious to know, are these issues -- they don't seem to be getting easier, right? And they don't seem to be getting narrowed. This was a 300-plus page Order. In light of what Commissioner McCabe said I think two weeks ago, in formula rate cases, we're continuing to obviously see them more and more obviously, and they're getting smaller and smaller, and the issues are getting narrowed and clearer, doesn't seem to be happening here.

So I was wondering if -- I know you don't have a crystal ball, but do you foresee perhaps these issues getting narrowed and smaller in the Order
CHAIRMAN SCOTT: Judge Wallace?

JUDGE WALLACE: I keep hoping. But then I just heard hope isn't a strategy.

No. I forget if this is the second or third one that I have taken. And I keep taking them thinking they're going to be simplified and they're not. I think the parties come up with, you know, novel ideas to try to run by the Commission. And that takes a lot of, you know, time to analyze them and generates a lot of, you know, thought and paper.

So you know, this year, we had the energy efficiency as a supply resource. You know, that's not necessarily new. But it was really highlighted this year. You know, on the full requirements, the ICEA group and others have continued to push stats which has to be addressed.

And then, I just think, you know, parties keep coming up with novel ways to approach things, and you know, we have the Sargas request this year, which, you know, that -- seemingly not that, you know, complicated. But it turned into slightly complicated because all the parties had an opinion on it.
So crystal ball, I don't know if it's going
to get easy or not. I kept thinking it would, but it
hasn't. So I would forecast that it probably won't
be too much easier next year.

CHAIRMAN SCOTT: Is it true -- I am
distinguishing it from formula rate cases. I mean,
there is a fairly good distinction between that,
because here you're talking about something that's
talking about living markets, which are, by their
nature, going to be fluid. So the issues are going
to change yearly. Not just the factual situations
like we see in the formula rate case, but the issues
themselves are going to change. You get new things,
as Commissioner Colgan said, layered on top of it.
And it seems like it isn't necessarily designed just
to get easier, I think, as it goes on.

I think as we keep seeing additional
environmental initiatives and other things that may
come from the General Assembly -- I mean, my crystal
ball is never that good either. But I have a hard
time believing it's going to get that much easier. I
think the way that we handle the issues, I agree with
Commissioner Colgan, the process for doing that and
the way that you're addressing them, Judge, I think
is very good. But I don't know that the issues are
going to get easier or fewer.

JUDGE WALLACE: I will have to say that the
only way I can get to them is with the assistance of
Steve Hickey or actually my assistance to him. If it
weren't for Steve, I don't think we would get through
these things.

CHAIRMAN SCOTT: We certainly appreciate
your work and Staff's work on that as well.

COMMISSIONER COLGAN: Well, another really
complicated issue is that we're in two RTOs. And you
know, I wish my brothers and sisters on the OMS board
had an opportunity to read through that discussion in
this Order to just see what the complications in
terms of capacity markets, you know, the issues and
how different they are between PJM and MISO. So that
it's another whole layer of complication.

And so, but my comment was, basically, that
I guess my familiarity with the process, you know,
the first time through was like, wow. But then, you
know, the next time, every time you go through it,
and I think even though the issues continue to be
complicated, the process for how we get to this final
day and agreement has been, I think, a good ongoing
JUDGE WALLACE: I think, if nothing else, after six times, we can generally do this in 90 days, which I still marvel at how short a time that is.

CHAIRMAN SCOTT: Yes.

COMMISSIONER MAYE: That's about how long it took me to read it.

JUDGE WALLACE: I did get a little wordy. Sorry.

CHAIRMAN SCOTT: Further discussion?

(No response.)

CHAIRMAN SCOTT: The Order, as amended, has been moved and seconded.

All in favor say "Aye".

("Ayes" heard.)

CHAIRMAN SCOTT: Opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5-0, and the Order, as amended, is entered.

Thanks again, Judge.

Turning now to Natural Gas. Item G-1 is Ameren's filing to modify its existing tariff section called Standards and Qualifications for Gas Service.

Staff recommends that we approve the modifications by
not suspending the filing.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objection to not suspending the filing?

(No response.)

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

Item G-2 is our reconciliation of revenues collected under Ameren, Consumers Gas, Illinois Gas, Liberty Utilities (Midstates Natural Gas), MidAmerican Energy Company, Mt. Carmel Public Utility Company, Nicor, North Shore Gas Company and the Peoples Gas Light and Coke Company's gas adjustment charges with actual costs prudently incurred. Staff recommends entry of an Order commencing the annual reconciliation proceedings.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item G-3 is Docket Number 14-0071. This is
our reconciliation of revenues collected under Nicor's coal tar riders with prudent costs associated with coal tar cleanup expenditures. ALJ Sainsot recommends entry of an Order approving the reconciliation.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Items G-4 and G-5 can be taken together. These items are Petitions for the Confidential and/or Proprietary Treatment of Integrys' and Vanguard Energy Services' compliance reports. In both cases, ALJ Jones recommends entry of an Order granting the requested relief for a period of two years.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Item G-6 is Docket Number 14-0500. This is
the Peoples Gas Light and Coke Company's Petition for
an Order approving an agreement for the transfer of
an interest in real property between affiliates
pursuant to Sections 7-101 and 7-102 of the Public
Utilities Act. 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.

On to Telecommunications. Items T-1 through T-4 can be taken together. These items are show-cause proceedings initiated under 83 Illinois Administrative Code Section 729 and WETSA Section 27 to determine within one year whether the respondents are in compliance with WETSA Section 27. In each case, Staff recommends entry of an Order initiating the citation proceeding.

I just want to say quickly, I was troubled by these cases. This is a new law that provides some additional funding for these communities. But with the additional funding comes some additional
accountability. And that is what this filing is designed to represent to make sure that the money is spent appropriately and that we have a way to track that. That's not only important to us and to the General Assembly, but I think most important it should be to the citizens of those jurisdictions. And we had 194 out of 198 jurisdictions that filed properly. Staff is doing everything in their power to ensure that these governmental entities are aware of their duties under the law and we appreciate that. I really think the residents have a right to expect their officials to comply with these new financial filings. So I appreciate the fact that these are in front of us and the work Staff is doing to follow up and make sure the new law is being enforced.

Any further discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Items T-5 and T-6 can taken together. These items are Petitions to Modify 9-1-1 system providers.
The ALJ in each case recommends entry of an Order approving the petition.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Item T-7 is Docket Number 14-0432. This is American Broadband and Telecommunications Company's Petition for Partial Waiver of the agreed joint stipulation as a condition of ETC designation. ALJ Riley recommends entry of an Order denying the request for a partial waiver.

I understand Commissioner McCabe may have questions for Judge Riley.

Commissioner McCabe.

COMMISSIONER McCabe: Yes.

Judge Riley, does the 80/20 condition where at least 20 percent of a wireless-eligible telecommunications carrier's customers must be non-lifeline customers for both American Broadband and Millennium disadvantage them compared to other wireless lifeline providers previously certified?
JUDGE RILEY: Commissioner, if I understand your question correctly, you're saying is there a competitive disadvantage.

And I think pretty much the only conclusion you can draw at this point, because it's uncontested that American Broadband did have to turn away customers.

COMMISSIONER McCABE: Had to turn away what kind of customers?

JUDGE RILEY: They had to turn away the lifeline customers.

COMMISSIONER McCABE: But there's about six existing wireless lifeline providers now who do not have to meet the 80/20 requirement, correct?

JUDGE RILEY: I am sorry. I am not quite getting your question.

COMMISSIONER McCABE: There are other existing wireless lifeline companies that provide these services that do not have to meet the 80/20 rule?

JUDGE RILEY: Yes. As a matter of fact, I checked the -- my prior dockets that I prepared, and going back to 2009, there are several that do not have the delineated requirement.
COMMISSIONER McCabe: And second, American
Broadband provides testimony that the 80/20 condition
violates federal rules that require the eligible
telecommunications carrier to offer the supported
services. The company claims this is a paradox.

What legal distinction allows the ICC to
cease an ETC as the lifeline enrollment after they
have been designated by the Commission?

JUDGE RILEY: What it amounted to was that
the -- I think the same legal basis by which Staff or
what the Commission imposed the terms of the exact
agreed Joint Stipulation and the Commission approved
it as a condition of ETC designation in Docket
12-0680.

So the Commission has the authority to
require the petitioner to enter into the Agreed Joint
Stipulation and certainly have the authority to
enforce the provisions of the Stipulation.

COMMISSIONER McCabe: Okay. I would just
point out that in both these cases, there is
different federal and state requirements that we'll
be looking at as we look at these cases.

JUDGE RILEY: Are there different federal
and state requirements?
COMMISSIONER McCabe: No, that's just a comment. Not a question.

COMMISSIONER del Valle: Mr. Chairman?

Chairman Scott: Yes.

COMMISSIONER del Valle: The 80/20 is a standard that we established as a Commission by way of the stipulated agreements, right?

Judge Riley: It was something that Staff devised.

COMMISSIONER del Valle: But there are existing providers who are not being held to that standard?

Judge Riley: Yes. Yes, there is.

COMMISSIONER del Valle: At some point, will that standard be applied to those providers?

Judge Riley: I don't have any way of answering that. I don't know if anything would ever be filed.

COMMISSIONER del Valle: So, but it's applied to new applicants, right?

Judge Riley: Right. Yes. About two years ago --

COMMISSIONER del Valle: I understand the reason behind the standard.
But the question raised about --

JUDGE RILEY: Prior lifeline providers are not subject to the standard.

COMMISSIONER del VALLE: Thank you.

CHAIRMAN SCOTT: Further questions of the Judge?

(No response.)

CHAIRMAN SCOTT: This item will be held for disposition at a future Commission proceeding.

Items T-8 through T-14 can be taken together. These items are Joint Petitions for approval of local interconnection agreements or an amendment to an existing interconnection agreement pursuant to 47 U.S.C. Sections 251 and 252. In each case, ALJ Riley recommends entry of an Order approving the Agreement or the amendment to the Agreement.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

On to Water and Sewer. Item W-1 is Utility
Service of Illinois' proposed rate increases for water and sewer service in its operating territories. Staff recommends that we enter an Order suspending the filing.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections to suspending the filing?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

We have two miscellaneous items on the agenda today. Item M-1 is our determination of the rate of interest to be paid on customer deposits pursuant to 83 Illinois Administrative Code Section 280.40 and 83 Illinois Administrative Code Section 735.120 from January 1, 2015 through December 31, 2015. Staff recommends entry of an Order setting the interest rate.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is
Item M-2 is Docket Number 07-0446. This is Illinois Extension Pipeline Company's Application pursuant to Section 8-503, 8-509 and 15-401 of the Public Utilities Act, which is the Common Carrier by Pipeline Law, to construct and operate a petroleum pipeline, and when necessary, to take private property as provided by the Law of Eminent Domain.

The Pliura Intervenors and Turner Intervenors have filed requests for oral argument in this proceeding. ALJ Jones recommends that we deny the requests for oral argument and enter an Order on Reopening amending the Order and Certificate issued on July 8, 2009.

Dealing first with the request for oral argument, is there any discussion on the request for oral argument?

(No response.)

CHAIRMAN SCOTT: Is there a motion to deny the request?

COMMISSIONER McCABE: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: Moved by Commissioner
McCabe. Second by Commissioner Colgan.

Any discussion?

(No response.)

CHAIRMAN SCOTT: All in favor say "Aye".

("Ayes" heard.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5-0, and the request for oral arguments are denied.

With respect to the Order on Reopening, I understand there's some edits.

Commissioner del Valle.

COMMISSIONER del VALLE: Yes. Thank you, Mr. Chairman.

First, I want to thank Commissioner McCabe's office for the collaboration of these edits. These edits do not change the PEPO's conclusion. Rather, they make several non-substantive changes throughout the discussion and analysis. They also make clarifying changes starting on page 52 of the Order.

First, it clarifies that despite the finding that the remaining one-third capacity is enough to qualify the applicant as a common carrier, the applicant must abide by the three requirements
recommended by the ALJ in order to retain the common
carrier status under the Certificate. In addition,
the Certificate of Good Standing on page 56 has been
edited to reflect this clarification.

I move the adoption of these edits.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER McCabe: Second.

CHAIRMAN SCOTT: Second by Commissioner McCabe. Moved and seconded on the adoption of the
edits.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: All in favor say "Aye".

("Ayes" heard.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5-0, and the
edits are adopted.

Is there now a motion to enter the Order on
Reopening as amended?

COMMISSIONER MAYE: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER COLGAN: Second.

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

Any discussion?

(No response.)

CHAIRMAN SCOTT: All in favor say "Aye".

("Ayes" heard.)

CHAIRMAN SCOTT: Opposed?

(No response.)

CHAIRMAN SCOTT: The vote is 5-0, and the Order on Reopening, as amended, is entered.

We have two Petitions for Rehearing today.

Item PR-1 is Docket Number 07-0570. This is our reconciliation of revenues collected under Consumers Gas Company's gas adjustment charges with actual costs prudently incurred. ALJ Yoder recommends that we deny the Petition for Rehearing.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Petition for Rehearing is denied.

And Item PR-2 is Docket Number 11-0703. This is Thomas Chummar Gurnee Truck Stop's complaint as to choice of supplier denied by ComEd and power
outages in Gurnee. The petitioner previously filed an Application for Rehearing, but it appears that in the interim period, the parties have settled their differences and that the complainant has now filed a motion to withdraw his Application. ALJ Sainsot recommends we grant the Motion to Withdraw.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objection?

(No response.)

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

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

JUDGE WALLACE: No. We're done.

CHAIRMAN SCOTT: Just a reminder, the ROM for December 23rd has been cancelled, so we want to wish everyone a very safe and happy holiday season.

COMMISSIONER MAYE: Can I make a quick statement?

CHAIRMAN SCOTT: Sure.

COMMISSIONER MAYE: Thank you.

Since this is our last hearing of the year -- yay -- I just wanted to personally acknowledge our
advisors. We have such a rock star team. I know we all individually thank them separately, but I just wanted to say at the end of this great year, you all have made a hard year easier. You're great and I just wanted to say thank you.

CHAIRMAN SCOTT: Amen.

Anything else?

(No response.)

CHAIRMAN SCOTT: Hearing nothing else, this meeting stands adjourned. Happy holidays everybody.

MEETING ADJOURNED.
CERTIFICATE OF REPORTER

I, Angela C. Turner, a Certified Shorthand Reporter within and for the State of Illinois, do hereby certify that the Bench Session aforementioned was held on the time and in the place previously described.

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

______________________________
Angela C. Turner
IL CSR #084-004122