BEFORE THE

ILLINOIS COMMERCE COMMISSION

BENCH SESSION

(PUBLIC UTILITIES)

Chicago, Illinois

Wednesday, May 1, 2013

Met, pursuant to notice, at 10:30 a.m.
in the Videoconference Room, 160 North LaSalle
Street, Chicago, Illinois.

PRESENT:

MR. DOUGLAS P. SCOTT, Chairman

MR. JOHN T. COLGAN, Commissioner (by videoconference)

MR. MIGUEL del VALLE, Acting Commissioner

(by videoconference)

MS. SHERINA E. MAYE, Acting Commissioner

L.A. COURT REPORTERS by

Kari Wiedenhaupt, Reporter

CSR# 084-004725
CHAIRMAN SCOTT: Is everything ready in Springfield?

MR. WALLACE: Yes, sir.

CHAIRMAN SCOTT: All right. 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 Chicago is Acting Commissioner Maye. With us in Springfield are Commissioner Colgan and Acting 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.
(Whereupon, the Commission proceeded with the
Transportation Agenda, the proceedings of which are enclosed in a separate transcript.)

CHAIRMAN SCOTT: Moving on to the Public Utility agenda, we will begin with the approval of minutes from our March 27th Regular Open Meeting, our April 3rd Bench Session and our April 9th Regular Open Meeting. I understand amendments for all three sets of minutes have been forwarded.

Is there a motion to amend all three sets of minutes?

ACTING COMMISSIONER MAYE: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: It's been moved and seconded. All in favor, say aye.

(Chorus of ayes.)

CHAIRMAN SCOTT: Any opposed?
(No response.)

CHAIRMAN SCOTT: The vote is four to nothing, and the amendments are adopted. Is there a motion to approve the minutes as amended?

ACTING COMMISSIONER MAYE: So moved.

CHAIRMAN SCOTT: Is there a second?

ACTING COMMISSIONER DEL VALLE: Second.

CHAIRMAN SCOTT: It's been moved and seconded.

All in favor, say aye.

(Chorus of ayes.)

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is four to nothing, and the minutes from our March 27th Regular Open Meeting, our April 3rd Bench Session and our April 9th Regular Open Meeting as amended are approved.

Turning now to the Electric portion of today's agenda. Item E-1 concerns a filing made by Ameren to add reconciliation language to the Utility Consolidated Billing/Purchase of Receivables program charge. Staff recommends granting the company's
request by not suspending the filing.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Is there a motion to not suspend the filing?

ACTING COMMISSIONER MAYE: So moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER COLGAN: Second.

CHAIRMAN SCOTT: It's been moved and seconded.

All in favor, say aye.

(Chorus of ayes.)

COMMISSIONER COLGAN: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is four to nothing, and the filing will not be suspended. We will use this four to nothing vote for the remainder of the Public Utility agenda unless otherwise noted.

Item E-2 is the initiation of a citation proceeding against Aurora Energy to revoke its certificate of service authority to operate as an agent, broker or consultant pursuant to Section 16-115C of the Public Utilities Act. Staff
recommends entry of an Order initiating the proceeding.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item E-3 is Docket No. 11-0689. This is a report from ALJ Haynes regarding our evaluation of ComEd, Peoples, North Shore, Ameren and Nicor's on-bill financing programs.

Are there any questions regarding the report?

(No response.)

CHAIRMAN SCOTT: Are there any objections to accepting the report?

(No response.)

CHAIRMAN SCOTT: Hearing none, the report is accepted.

Item E-4 is Docket No. 13-0079. This is -- excuse me -- 0079. This item concerns a
proposed rate increase and rate design revision filed by Mt. Carmel Public Utility Company. Staff recommends that the filing be resuspended through entry of a Resuspension Order.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Resuspension Order is entered.

Item E-5 is Docket No. 12-0505. This is ComEd's annual report regarding the operation of its Rider UF - Uncollectible Factors. ALJ Haynes recommends entry of an Order approving ComEd's uncollectibles practices and Rider UF reconciliation.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Items E-6 and E-7 can be taken
together. These items are customer complaints
against ComEd regarding meter testing and billing
charges. In each case, the parties have apparently
settled their differences and have brought a Joint
Motion to Dismiss, which the ALJ recommends we grant.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Joint
Motions to Dismiss are granted.

Items E-8 through E-10 can be taken
together. These are applications for certificates of
service authority to operate as an alternative retail
electric supplier under Section 16-115 of the Public
Utilities Act. In each case, ALJ VonQualen
recommends entry of an Order granting the requested
certificate.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections?
(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Items E-11 through E-15 can be taken together. These items concern applications for licensure as an agent, broker and consultant under Section 16-115C of the Public Utilities Act. In each case, ALJ Kimbrel recommends entry of an Order granting the certificate.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Items E-16 and E-17 can be taken together. These items concern petitions to cancel certificates of service authority previously granted pursuant to Section 16-115C of the Public Utilities Act and Section 454 of the Illinois Administrative Code. In both cases, the ALJ recommends entry of an Order granting the petition.
Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Items E-18 through E-21 can be taken together. These items concern citations for failure to file a compliance recertification report for 2011 as required by Section 454.110 of the Administrative Rules. In each case, the ALJ recommends we dismiss this proceeding by way of a docket entry.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the proceedings are dismissed.

Item E-22 is Docket No. 13-0080. This is our emergency rulemaking proceeding for Title 83, Part 281 of the Administrative Code regarding military service member disconnection rules. ALJ
Wallace recommends entry of a Second Notice Order.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item E-23 is Docket No. 13-0185. This is IDOT's petition for eminent domain authority in connection with a project to improve Rollins Road in Lake County. ALJ Hilliard recommends entry of an Order granting the petition.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Items E-24 and E-25 can be taken together. These are petitions for the confidential and/or proprietary treatment of petitioners' net metering reports. In both cases, ALJ Albers
recommends entry of an Order granting the requested treatment.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are entered.

Moving on to Telecommunications; Item T-1 is Docket No. 13-0263. This is AboveNet's petition for withdrawal of its certificates of authority to provide resold local and interexchange service in Illinois. ALJ Riley recommends entry of an Order granting the petition.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item T-2 is Docket No. 13-0253. This is ITAC's petition requesting that the Commission
establish annual line charges pursuant to
Section 755.500 of the Administrative Rules. ALJ
Riley recommends entry of an Order granting the
petition.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is
entered.

Items T-3 through T-6 can be taken
together. These items are petitions by
telecommunications carriers seeking the confidential
and/or propriety treatment of their annual reports.
In each case, ALJ Albers recommends entry of an Order
granting the requested relief.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Orders are
entered.
Item T-7 is Docket No. 13-0143. This is a joint petition for the approval of a negotiated resale agreement between Gallatin River and Spectrotel. ALJ Baker recommends entry of an Order approving the agreement.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Items T-8 through T-11 can be taken together. These are joint petitions for the approval of amendments to interconnection agreements between telecommunications carriers. In each case, 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 Orders are
entered.

On to Water and Sewer; Item W-1 is Illinois American Water Company's request to revise its measurement standards and terminology in order to implement its Business Transformation project. Staff recommends that we grant the company's request by not suspending the filing.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Is there any objection to not suspending the filing?

(No response.)

CHAIRMAN SCOTT: Hearing none, the filings are not suspended.

We have one petition for rehearing to consider today. Item PR-1 is Docket No. 12-0413. This is Consolidated Communications' petition seeking a declaratory ruling concerning Section 13-901 of the Public Utilities Act and Title 86, Part 770 of the Administrative Code. Securus Technologies has filed a Petition for Rehearing in this matter, which ALJ VonQualen recommends we deny.
Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Are there any objections to the denial of the petition?

(No response.)

CHAIRMAN SCOTT: Hearing none, the petition is denied.

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

JUDGE WALLACE: No, Mr. Chairman. That's all there is.

CHAIRMAN SCOTT: Thank you, sir. Hearing none, this meeting stands adjourned. Thanks everyone.

(END OF PROCEEDINGS.)