BEFORE THE
ILLINOIS COMMERCE COMMISSION

REGULAR OPEN MEETING
(PUBLIC UTILITY)

Springfield, Illinois
Tuesday, June 14, 2011

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 videoconference)

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

MR. SHERMAN J. ELLIOTT, Commissioner

MR. JOHN T. COLGAN, Acting Commissioner

SULLIVAN REPORTING COMPANY
By Jami Tepker, Reporter
CSR No. 084-003591
PROCEEDINGS

CHAIRMAN SCOTT: Pursuant to the provisions of the Illinois Open Meetings Act, I now convene a Regular Open Meeting of the Illinois Commerce Commission.

With me in Springfield are Commissioner Elliott and Acting Commissioner Colgan. With us in Chicago are Commissioners Ford and O'Connell-Diaz.

I am Chairman Scott. We have a quorum.

Before moving into the agenda, according to Part 1700.10 of Title 2 of the Administrative Code, this is the time we allow the 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.

Up first today are minutes from prior Commission meetings. And we’ll begin with consideration of minutes from our May 4th Bench Session.

Is there a motion to approve the minutes?

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.)

CHAIRMAN SCOTT: The vote is five to nothing and the minutes from our May 4th Bench session are approved.

Next up are minutes from our May 18th Bench Session. I understand amendments have been forwarded.
Is there a motion to amend the
minutes?

ACTING COMMISSIONER COLGAN: So
moved.

CHAIRMAN SCOTT: Is there a second?

COMMISSIONER ELLIOTT: Second.

CHAIRMAN SCOTT: It's been moved and
seconded.

All in favor say aye.

COMMISSIONERS: Aye.

CHAIRMAN SCOTT: Any opposed?

(No response.)

CHAIRMAN SCOTT: The vote is five
nothing, and the amendments for the May 18th
Bench Session are adopted.

Is there a motion to approve the
minutes as amended?

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.)

CHAIRMAN SCOTT: The vote is five to nothing, and the minutes for the May 18th Bench Session as amended are approved.

The third item today concerns initiating a reconciliation proceeding regarding costs incurred by Ameren for its Real-Time Pricing Program.

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

Items 4 and 5 concern initiating evaluations of ComEd and Ameren's Real-Time Pricing Programs.

These items will likewise be held.

Item 6 is Docket Number 09-0254.

This item concerns a complaint filed by Comcast against ComEd regarding back billing issues.

ComEd has brought a Motion to Dismiss. And ALJ Dolan recommends that the
Commission enter an Order granting dismissal over most of the case, leaving only the complaint concerning the number of and location of Comcast's power supply boxes.

Is there any discussion?

(No response.)

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

COMMISSIONER O'CONNELL-DIAZ: 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.)

CHAIRMAN SCOTT: The vote is five to nothing and the Order granting the Motion to Dismiss the case in part is entered.

We will use this five-to-nothing vote
for the remainder of today's Regular Open Meeting unless otherwise noted.

Item 7 is Docket Number 09-0592.

This item concerns proposed amendments to Title 83, Parts 412 and 453 of the Administrative Code.

And we'll be holding this item as well.

Item 8 is Docket Number 10-0733.

This item concerns revisions to Title 83, Part 454 regarding implementation of Section 16-115C of the Public Utilities Act.

ALJ Yoder recommends that the Commission enter an Order authorizing submission of the Second Notice of Proposed Amendments to the Joint Committee on Administrative Rules.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered and the amendments will be sent
Items 9 through 11 (10-0625, 11-0285, 11-0309) can be taken together. These items each concern customer complaints as to billing and/or charges against ComEd.

In each case the parties have apparently settled their differences and brought a Joint Motion to Dismiss, which ALJ Teague 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 12 through 20 (11-0317, 11-0376, 11-0377, 11-0389, 11-0407, 11-0422, 11-0426, 11-0427, 11-0445) can be taken together. These items concern petitions to protect against the disclosure of confidential and/or proprietary information in the Petitioner's reports filed with the Commission.
In each case ALJ Albers recommends that the Commission enter 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 and the protective relief is granted.

Item 21 is Docket Number 11-0413.

This is Solo Energy Solutions' petition for confidential treatment of portions of its annual agent-broker consultant report.

The company no longer seeks confidential treatment. And ALJ Albers recommends that the Commission enter an Order dismissing the proceeding.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)
CHAIRMAN SCOTT: Hearing none, the Order is entered and the matter dismissed.

Item 22 is Docket Number 11-0371. This is Alphabuyer's Application for Licensure as an Agent, Broker, and Consultant under Section 16-115C of the Public Utilities Act.

ALJ Yoder recommends that the Commission enter an Order granting the requested authority.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered and the application is granted.

Item 23 is Docket Number 05-0743. This is Ameren IP's reconciliation case concerning revenues collected under gas adjustment charges in 2005.

ALJ Jones recommends that the Commission enter an Order approving the reconciliation with a disallowance of recovery for
$631,515, as recommended by Staff.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the Order is entered.

Item 24 is Docket Number 10-0305. This is New Talk's petition to protect against the disclosure of confidential and/or proprietary information in its 2009 Annual Report.

ALJ Dolan recommends that the Commission enter 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 Order is entered and the requested protective relief is granted for two years.

Item 25 is Docket Number 11-0083.
This is Illinois Bell Telephone Company's petition seeking arbitration of an Interconnection Agreement with Big River Telephone Company.

ALJ Dolan recommends entry of an arbitration decision finding traffic service subject to the rates, terms, and conditions of service proposed by AT&T Illinois and supported by the Staff should be included in the Interconnection Agreement.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the arbitration decision is entered.

Items 26 through 31 (11-0094, 11-0095, 11-0096, 11-0098, 11-0099, 11-0103) can be taken together. These items concern citation proceedings against telecommunications carriers for failure to file their 2009 Annual Reports.

In each case ALJ Teague recommends
that the Commission enter an Order revoking the
Respondent's Certificates of Service Authority
for failure to file its Annual Report.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objections?

(No response.)

CHAIRMAN SCOTT: Hearing none, the
Orders are entered and the certificates are
revoked.

Item 32 is Docket Number 11-0183.

This is Intercarrier Networks'
application for Certificates of Local Exchange
and Interexchange Authority to operate as a
reseller and/or facilities-based carrier of
telecommunications services throughout Illinois.

ALJ Teague recommends that the
Commission enter an Order granting the requested
certificates.

Is there any discussion?

(No response.)

CHAIRMAN SCOTT: Any objection?
(No response.)

CHAIRMAN SCOTT: Hearing none, the

Order is entered and the certificates are

granted.

Item 33 is Docket Number 11-0215.

This is T-NETIX Telecommunications Services'

petition for the withdrawal of a Certificate of

Interexchange Service Authority previously issued

in Docket Number 92-0326.

ALJ Baker recommends that the

Commission enter 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 and the certificate is

withdrawn.

Items 34 and 35 can be taken

together.

These items concern reports due to

the General Assembly regarding the spending
limitations on energy efficiency and demand
response measures made pursuant to Section 8-103
of the Public Utilities Act and on the
procuration of renewable energy resources
pursuant to Section 1-75 of the Illinois Power
Agency Act.

We will be holding these items for
disposition at our June 22nd Bench Session.

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

JUDGE WALLACE: I think that's it.

CHAIRMAN SCOTT: Thank you very
much, sir.

Hearing nothing, this meeting stands
adjourned.

MEETING ADJOURNED