



c/o LS Power Development, LLC  
400 Chesterfield Center, Suite 110  
St. Louis, Missouri 63017  
(636) 532-2200 • Fax (636) 532-2250

May 19, 2015

**RECEIVED**

**MAY 21 2015**

**Illinois Commerce Commission**  
**SAFETY & RELIABILITY DIVISION**

Mr. Matthew T. Smith  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield, IL 62701

Re: Notice of Probable Violation (NOPV #2015-V001-00003)

Dear Mr. Smith:

With this letter, we hereby acknowledge receipt of the subject Notice of Probable Violation issued to University Park Energy, LLC with your letter of April 21, 2015. Subsequent to your inspection of March 11-12, 2015 the plant did find documented evidence of an on-site inspection by the local Fire Department. The Gas Pipeline review was conducted in association with the annual fire system inspection (documentation attached). This particular record was in an archived file that was not in an active data area. Although the Outside Agency Inspection Report does not specifically mention the Gas Pipeline, the subject matter is attested to by the O&M Manager employed at the plant during the inspection (e-mail denoting his recollection is attached).

Please note that there has been turnover in several key management positions at the facility, including the Plant Manager. We believe that these leadership changes contributed to the inability to locate needed records. We assure you that full compliance with the program is of the utmost importance to us. We would further note that once we discovered that completion of the task could not be confirmed for 2014, the plant completed all required reviews for 2015 immediately. There are also plans to do additional training/communication this fall. We appreciate the Illinois Commerce Commission's review of our associated plans and procedures. As evidence of our commitment to compliance, we have added additional procedures as described below:

- Even though we have completed the 2015 annual meetings with the University Park Energy staff and University Park Police and Fire Departments, the Will County Sheriff's office, the Illinois State Police and the Monee Fire Department (these agencies making up the Will County EMA), the Plant will conduct an additional meeting with these agencies later this year.

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- In addition to the Plant Compliance Coordinator having primary responsibility for compliance with the program, our management has tasked the Plant Manager with ensuring that all program requirements are met annually.
- We have recently computerized the Maintenance Management Tasks.
- Additional corporate oversight of the Pipeline Compliance Program will be incorporated into the Annual Plant Assessment Program.

Given that we could not locate additional records of compliance, in a show of good faith, but not in admission to any wrongdoing, we have accepted the \$1,500 proposed penalty and enclose payment of the same herewith.

Thank you for the opportunity to provide the above information. If there are any questions or concerns, please contact me at (636) 532-2200 or via email at [bwheatley@lspower.com](mailto:bwheatley@lspower.com).

Sincerely,



D. Blake Wheatley  
Assistant Vice President

Cc: Mr. Claude Couvillion, Plant Manager, University Park Energy, LLC  
Mr. Jack Jackson, Compliance Manager, University Park Energy, LLC  
Mr. Mike Wendling, USDI  
Mr. Rob Simmerman, Division Director, NAES Corporation  
Mr. Tim Landolt, Project Manager, NAES Corporation