STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Peoples Energy Services Corporation

Petition for Relief to Protect Portions of PE Services’ Report of Continued Compliance as an Alternative Retail Electric Supplier from disclosure for not less than five years in order to protect highly confidential and proprietary information.

ORDER

By the Commission:


Petitioner is certified by the Commission as an Alternative Retail Electric Supplier (“ARES”). The petition indicates that the Petitioner’s Report of Continued Compliance (“Service Report”) as an ARES contains commercial and financial information that is proprietary and confidential, and the disclosure of which to competitors could be detrimental to Petitioners. The petition further indicates that the report relates to Petitioners continuing obligation to comply with the requirements for certification pursuant to Section 16-115 of the Act and 83 Ill. Admin. Code Part 451 (“Part 451”). Because all facts necessary for the Commission to grant the requested relief are contained in the petition, no hearing is necessary and it is waived.

The Commission having considered the entire record herein and being fully advised in the premises, is of the opinion and finds that:

(1) Petitioner is certified by the Commission as an Alternative Retail Electric Supplier.
the Commission has jurisdiction over Petitioner and the subject matter herein;

the recitals of fact set forth in the prefatory portion of this Order are supported by the petition and are hereby adopted as findings of fact;

Section 5-109 of the Act states, in relevant part:

All reports made to the Commission by any public utility and the contents thereof shall be open to public inspections, unless otherwise ordered by the Commission;

5) Section 7(g) of the Illinois Freedom of Information Act (5 ILCS 140/7) exempts from disclosure:

Trade secrets and commercial or financial information obtained from a person or business where such trade secrets or information are proprietary, privileged or confidential, or where disclosure of such trade secrets or information may cause competitive harm;

6) the verified petition states that Petitioner’s Service Report of Continued Compliance as an Alternative Retail Electric Supplier falls within the exemption stated in Finding (5);

7) Petitioner’s Service Report of Continued Compliance filed on January 26, 2007 should be exempt from public disclosure under Section 7(g) of the Illinois Freedom of Information act and Section 5-109 of the Public Utilities Act for a period of five (5) years from the date of this Order;

8) Petitioner should submit with its Service Report of Continued Compliance Service Report a cover letter indicating that proprietary treatment was granted in this Docket and identifying the date on which this Order was entered.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that the Service Report of Continued Compliance as an Alternative Retail Electric Supplier is exempted from disclosure for not less than five years and will be accessible only by the Commission and the Commission Staff for a period of five (5) years from the date of this Order.

IT IS FURTHER ORDERED that a cover letter shall be submitted with the Petitioner's
Service Report of Continued Compliance filed by the Petitioner indicating that proprietary treatment was granted in this Docket and identifying the date on which this Order was entered.

IT IS FURTHER ORDERED that the Illinois Commerce Commission retains jurisdiction over Petitioner and the subject matter hereof for the purpose of issuing such further order or orders as it may deem necessary.

IT IS FURTHER ORDERED that subject to the provisions of Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code 200.880, this Order is final; it is not subject to the Administrative Review Law.

By Order of the Commission this 11th day of July, 2007.

(SIGNED) CHARLES E. BOX

Chairman