John A. LeFever and Phyllis M. LeFever d/b/a LeFEVER ELECTRIC
Application for Certification to Install Energy Efficiency Measures under Section 16-128B of the Public Utilities Act. 19-0222

ORDER

By the Commission:

I. INTRODUCTION

John A. LeFever and Phyllis M. LeFever d/b/a LeFEVER ELECTRIC ("Applicant") filed a verified Application with the Illinois Commerce Commission ("Commission") requesting a certificate of service authority to operate as an installer of energy efficiency measures in Illinois pursuant to Section 16-128B of the Public Utilities Act ("Act"). 220 ILCS 5/16-128B. The Administrative Law Judge issued a ruling on May 1, 2019, stating that there was a deficiency in the Application and providing Applicant time to respond and file any amendments to its Application. Applicant has not filed any response to the Administrative Law Judge’s ruling or amendments to its Application. A Proposed Order was issued on August 20, 2019, denying the Application. No Brief on Exceptions was filed.

II. THE APPLICATION

Part 462 of the Commission’s rules sets forth requirements for applicants seeking authority to operate as an installer of energy efficiency measures in Illinois. 83 Ill. Adm. Code 462. Pursuant to 83 Ill. Adm. Code 462.40(f), applicants must have in force, and provide proof that it has in force, general liability insurance that shall remain in effect for a period of not less than one year. Applicant’s application fails to meet this requirement.

III. COMMISSION ANALYSIS AND CONCLUSION

The Commission has reviewed the Application and attachments provided by the Applicant and finds that the Applicant does not demonstrate compliance with the requirements of the Act and Part 462. Applicant has not filed any response or amendments to address the deficiency in the Application. The Commission concludes, therefore, that the Applicant’s request for a certificate of service authority to operate as an Installer of Energy Efficiency Measures in Illinois should be denied.

IV. FINDINGS AND ORDERING PARAGRAPHS

The Commission, having reviewed the entire record, is of the opinion and finds that:
(1) John A. LeFever and Phyllis M. LeFever d/b/a LeFEVER ELECTRIC is authorized to transact business in Illinois and seeks a certificate of service authority to operate as an Installer of Energy Efficiency Measures under Section 16-128B of the Act;

(2) the Commission has jurisdiction over the party hereto and the subject matter hereof;

(3) the recitals of fact and conclusions reached in the prefatory portion of this Order are supported by the record and are hereby adopted as findings of fact;

(4) Applicant has not provided the necessary information in compliance with the requirements of the Act and Part 462 to provide services as an Installer of Energy Efficiency Measures in the State of Illinois; and

(5) Applicant should not be granted a certificate of service authority to operate as an Installer of Energy Efficiency Measures.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that the Application filed by John A. LeFever and Phyllis M. LeFever d/b/a LeFEVER ELECTRIC for a certificate of service authority to operate as an Installer of Energy Efficiency Measures is denied.

IT IS FURTHER ORDERED that pursuant to Section 10-113(a) of the Public Utilities Act and 83 Ill. Adm. Code 200.880, any application for rehearing shall be filed within 30 days after service of the Order on the party.

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 14th day of November, 2019.

(SIGNED) CARRIE ZALEWSKI
Chairman