STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Interstate Gas Supply, Inc. d/b/a IGS Energy:
Application for Certificate of Service : 19-1024
Authority under Section 16-115 of the Public Utilities Act.

ORDER

By the Commission:

I. PRELIMINARY MATTERS

On November 5, 2019, Interstate Gas Supply, Inc. d/b/a IGS Energy (“Applicant”) filed a verified Application with the Illinois Commerce Commission (“Commission”) requesting an amendment of its certificates of service authority as an alternative retail electric supplier (“ARES”) in Illinois pursuant to Section 16-115 of the Public Utilities Act (“Act”), 220 ILCS 5/1-101 et seq., and 83 Ill. Adm. Code 451 (“Part 451”). Applicant filed Erratas to its Application on November 12, 2019 and November 22, 2019. Applicant submitted its certificate of publication showing that on November 8, 2019, notice of the Application was published in the Official State Newspaper. Because the information necessary to grant the requested relief is contained in the Application and supporting Erratas, no hearing is necessary. No petitions for leave to intervene were filed and there are no contested issues.

II. BACKGROUND AND AUTHORITY SOUGHT BY APPLICANT

On April 5, 2011, in Docket No. 11-0178, Applicant was granted a certificate of service authority to operate as an ARES for all eligible residential and non-residential retail customers in the Commonwealth Edison Company (“ComEd”) service territory. On July 31, 2013, in Docket No. 13-0425, Applicant was granted a certificate of service authority to operate as an ARES for all eligible residential and non-residential retail customers in the Ameren Illinois Company d/b/a Ameren Illinois (“Ameren”) service territory. In the current proceeding, Applicant requests a modification of its certificates of service authority to add single billing services for non-residential customers only throughout both territories. Applicant is a licensed electric supplier in Ohio, Maryland, and Pennsylvania. Applicant’s affiliate, Accent Energy, is licensed as an electric supplier in New York and Texas.

III. REQUIREMENTS UNDER SECTION 16-115(d) OF THE ACT

A. General

Applicant certifies that it will comply with all applicable regulations; that it will provide service only to retail customers eligible to take such services; that it will comply...
with informational and reporting requirements established by Commission rule; and that it will comply with all other applicable Federal, State, regional and industry laws, regulations, terms, and conditions required to the extent they have application to the services being offered by an ARES. Additionally, Applicant has agreed to submit good faith schedules of transmission and energy in accordance with applicable tariffs. Applicant certifies that it will provide for review by Commission Staff on a confidential basis data related to contracts for the purchase and sale of electric power and energy. Applicant has agreed to adopt and follow rules relating to customer authorizations, billing records, and retail electric services and agrees to retain requests for delivery services transmitted to utilities for a period of not less than two calendar years after the calendar year in which they are created. Applicant has agreed to adopt and follow rules and procedures to preserve the confidentiality of its customers’ data.

Applicant certifies that is shall comply with all terms and conditions required by Section 16-115A(c) of the Act. Applicant certifies that any marketing materials that make statements concerning prices, terms and conditions of service shall contain information that adequately discloses the prices, terms and conditions of the products or services that it is offering or selling to the customer. Applicant also certifies that before any customer is switched from another supplier, it will give the customer written information that adequately discloses, in plain language, the prices, terms and conditions of the products and services being offered and sold to the customer. Applicant further certifies that it will provide documentation to the Commission and to customers that substantiates any claims made regarding the technologies and fuel types used to generate the electricity offered or sold to customers.

Applicant certifies it will provide to its customers itemized billing statements that describe the products and services provided to the customer and their prices; and an additional statement, at least annually, that adequately discloses the average monthly prices, and the terms and conditions, of the products and services sold to the customer. Applicant agrees it will include materials comprising the consumer education program, pursuant to Section 16-117 of the Act, with all initial mailings to potential residential and small commercial retail customers before executing any agreements or contracts with such customers and will provide such materials at no charge to the customers upon request. Applicant certifies it will provide to residential and small commercial retail customers on a semiannual basis information on how to obtain a list of ARES that have been found in the last 3 years by the Commission to have failed to provide service in accordance with the terms of their contracts. Applicant certifies it will maintain sufficient managerial resources and abilities to provide the service for which it has a certificate of authority.

Applicant agrees that in the event it bills any residential customer directly for supply, it shall ensure that when marketing to residential customers who receive any type of low income energy assistance, Applicant will have entered into the necessary agreements to allow low-income customers to receive Low Income Home Energy Assistance Program ("LIHEAP") benefits and Percentage of Income Payment Plan ("PIPP") benefits. In the event that Applicant is granted Commission authorization to provide supplier single billing to residential customers, Applicant ensures that, when marketing to residential customers who receive any type of low-income energy
assistance, Applicant will have entered into the necessary agreements to allow low-income customers to receive LIHEAP benefits and PIPP benefits.

Applicant certifies it will procure renewable energy resources as required by Section 16-115D and subsection (d) of Section 16-115 of the Act. Applicant also certifies that it will source electricity from clean coal facilities as required by Section 16-115(d)(5) of the Act.

Applicant provides evidence that it is duly licensed to transact business in Illinois. Applicant states that it has not had an electric supplier license suspended, denied or revoked by any state in the United States. Pursuant to the requirements of Section 451.50 of Part 451, Applicant provides a License or Permit Bond issued by a qualifying surety authorized to transact business in Illinois. Applicant is seeking to provide single billing services pursuant to Section 451.510 of Part 451. In its Second Errata, Applicant certifies its compliance with the requirements set forth in Part 410 of the Commission’s Rules, as they apply to an alternative retail electric supplier offering single billing services.

**B. Financial, Technical, and Managerial Requirements**

Applicant asserts that it meets the financial qualifications criteria set forth in Section 451.320 of Part 451. Included in Attachment E to the Application is information intended to demonstrate that Applicant meets the criteria. The Errata and Attachment H to the Application includes information that demonstrates Applicant meets the financial qualifications for single billing services as set forth in Section 451.510 of Part 451.

Applicant represents that it meets the technical and managerial qualifications set forth in Subpart D of Part 451. Applicant asserts that it will not use electric generation that it owns, controls or operates in serving customers. Attachment F to the Application provides the name and relevant occupational background for Applicant’s qualified staff person pursuant to Section 451.330. Applicant provides a telephone number and facsimile number through which it states a staff member can be reached at all times. Attachments G to the Application provides information on Applicant’s managerial qualifications pursuant to Sections 451.340.

Applicant states it is not relying on one or more agents or contractors to meet the technical and managerial requirements of Part 451.

**IV. CUSTOMER COMPLAINTS**

Applicant states that it is not the subject of lawsuits that were filed in a court or formal complaints that were filed with a regulatory agency alleging fraud, deception or unfair marketing practices. Applicant included a complaint disclosure as Attachment A of the Application.

**V. COMMISSION CONCLUSION AND CERTIFICATE OF SERVICE AUTHORITY**

The Commission has reviewed the Application and attachments along with the supplementary information provided by Applicant regarding the technical, financial, and managerial requirements and all other requirements of the Act and Part 451 and finds that the Applicant sufficiently demonstrates compliance with the requirements. The Commission concludes, therefore, that the Applicant’s request for amended Certificates
of Service Authority to operate as an ARES in Illinois should be granted and should include the following authority:

CERTIFICATE OF SERVICE AUTHORITY

IT IS CERTIFIED that Interstate Gas Supply, Inc. d/b/a IGS Energy is granted service authority to operate as an Alternative Retail Electric Supplier as follows:

SERVICES TO BE PROVIDED: The sale of electricity and power.
CUSTOMERS TO BE SERVED: All eligible residential and non-residential retail customers.
ADDITIONAL SERVICES PERMITTED: Single billing services for non-residential customers.
GEOGRAPHIC REGION(S) SERVED: For the sale of electricity and power in the service areas of Commonwealth Edison Company and Ameren Illinois Company d/b/a Ameren Illinois.

VI. FINDINGS AND ORDERING PARAGRAPHS

The Commission, having reviewed the entire record, is of the opinion and finds that:

(1) Applicant, Interstate Gas Supply, Inc. d/b/a IGS Energy, a corporation organized under the laws of Ohio, seeks an amendment to its certificate of service authority to operate as an alternative retail electric supplier under Section 16-115 of the Act;

(2) the Commission has jurisdiction over the parties 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, as required by Section 16-115(d) of the Act;

(4) Applicant has demonstrated that it possesses sufficient financial, managerial and technical resources and abilities to provide power and energy to all eligible retail customers throughout the service areas of Commonwealth Edison Company and Ameren Illinois Company d/b/a Ameren Illinois; as well as to provide single billing services to non-residential retail customers;

(5) Applicant has complied with Section 16-115(d)(1) through (5) and (8) of the Act and 83 Ill. Adm. Code 451; and

(6) Applicant should be granted the amended certificate of service authority to operate as an alternative retail electric supplier as specified in Section V of this Order.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission that Interstate Gas Supply, Inc. d/b/a IGS Energy is hereby granted the amended certificate of service authority as set forth in Section V of this Order.
IT IS FURTHER ORDERED that Interstate Gas Supply, Inc. d/b/a IGS Energy shall comply with all applicable Commission rules and orders now and as hereafter amended.

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 19th day of December, 2019.

(SIGNED) CARRIE ZALEWSKI

Chairman