Ill. C. C. Docket 11-0434

Commonwealth Edison Rate GAP

Comments of the Retail Energy Supply Association on Revised Rate GAP

On October 4, 2011, IGS Energy provided revised language for Commonwealth Edison Company's ("ComEd") Municipal Authority Aggregation Data Request Form ("Data Request Form"). On October 6, ComEd circulated a final draft version of a revised Rate GAP. While the Retail Energy Supply Association ("RESA") appreciates the efforts of both ComEd and IGS Energy to improve Rate GAP and the Data Request Form, neither document satisfies RESA's concern—that the municipality and the winning Retail Electric Supplier ("RES") understand that, if they are provided by ComEd with information about customers of RESs, that they are prohibited from using such information to market or solicit to those customers. RESA requests that the following language be added to Rate GAP, specifically at the end of the second paragraph on 1st Revised Sheet No. 410 (circulated by Ms. Garza's email of October 6, 2011):

> Specifically, the Government Authority will require, by contract, the RES it has selected to procure the aggregated electric power and energy supply service to eligible customers within the boundaries of the Government Authority to maintain the confidentiality of customer-specific information and to use such customer-specific information only to effectuate the provisions of Section 1-92 of the IPA Act. To that end, the municipality/township/county will, and will require the selected RES to, only allow authorized representatives needing access to customer-specific information to effectuate the provisions of Section 1-92 to have access to the customer-specific information described in Items 18 through 23 of the Company Obligations section of Rate GAP. Moreover, the municipality/township/county will, and will require the selected RES to, delete and/or destroy the customer-specific information described in said Items 18 through 23 within 60 days after the Company provides said information.

Similar language should be added to the Data Request Form, following the language proposed by IGS Energy:

> The undersigned authorized representative for the municipality/township/county acknowledges that it will require, by contract, the RES it has selected to procure the aggregated electric power and energy supply service to eligible customers within the boundaries of the municipality/township/county to maintain the confidentiality of customer-specific information and to use such customer-specific information only to effectuate the provisions of Section 1-92 of the IPA Act. To that end, the

municipality/township/county will, and will require the selected RES to, only allow authorized representatives needing access to customer-specific information to effectuate the provisions of Section 1-92 to have access to the customer-specific information described in Items 18 through 23 of the Company Obligations section of Rate GAP. Moreover, the municipality/township/county will, and will require the selected RES to, delete and/or destroy the customer-specific information described in said Items 18 through 23 within 60 days after the Company provides said information.

Respectfully submitted,

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