STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

Ameren Illinois Company d/b/a Ameren Illinois Approval of the Energy Efficiency and Demand Response Plan Pursuant to 220 ILCS 5/8-103B and 220 ILCS 5/8-104	))))))	Docket No. 17-0311

BRIEF ON EXCEPTIONS OF
THE RETAIL ENERGY SUPPLY ASSOCIATION

Pursuant to Section 200.830 of the Rules of Practice of the Illinois Commerce Commission ("Commission") and the Ruling of the Administrative Law Judge, the Retail Energy Supply Association[1] submits its Brief on Exceptions in this proceeding, the petition of Ameren Illinois Company d/b/a Ameren Illinois ("Ameren") for approval of its Energy Efficiency and Demand Response Plan (the "Plan").

I. BACKGROUND

On June 30, 2017, Ameren filed its Petition seeking approval of its Plan, pursuant to Sections 8-103B and 8-104 of the Public Utilities Act. RESA only seeks clarification or revision of three aspects of the Plan. RESA sponsored the Direct Testimony of Robert L. Gibbs, the Director - Corporate and Regulatory Affairs for Direct Energy Services,

[1] The comments expressed in this filing represent the position of the Retail Energy Supply Association (RESA) as an organization but may not represent the views of any particular member of the Association. Founded in 1990, RESA is a broad and diverse group of more than twenty retail energy suppliers dedicated to promoting efficient, sustainable and customer-oriented competitive retail energy markets. RESA members operate throughout the United States delivering value-added electricity and natural gas service at retail to residential, commercial and industrial energy customers. More information on RESA can be found at www.resausa.org.

LLC ("Direct Energy"). Direct Energy is a member of RESA.

On August 29, 2017, the ALJ issued her Proposed Order ("ALJPO") in this proceeding. RESA excepts to the ALJPO's treatment of RESA's issues in this proceeding.

II. EXCEPTION—THE ALJPO SHOULD BE REVISED TO ACCEPT RESA'S RECOMMENDATIONS.

RESA made three recommendations regarding the Plan. First, all rebates under the Plan should be brand and technology neutral. Second, the process for all rebates under the Plan should be simplified and stream-lined. Third, the use of data obtained through energy audits should be limited. The ALJPO accurately sets forth RESA's detailed positions supporting its three positions. However, the ALJPO simply offers the following in its "Commission Analysis and Conclusion" section:

Commission Analysis and Conclusion

> The Commission recognizes the concerns raised by both RESA and AIC. The Commission notes that AIC maintains brand and technology neutrality throughout its energy efficiency portfolio. Although RESA raises concerns about data usage, there is no dispute between the parties at present. No Commission finding is necessary at this time.
> (ALJPO, p. 63)

The ALJPO appears to be based on the belief that there is no disagreement between RESA and Ameren. However, it is clear that there is a dispute. In its Initial and Reply Briefs, Ameren requests that RESA's recommendations be rejected. [cites] Consequently, Commission direction to Ameren is required in this proceeding.

First, RESA recommends that the Commission direct Ameren to continue to maintain brand and technology neutrality throughout its energy efficiency portfolio, subject to the technological specifications and requirements set forth in the TRM.

Second, the Commission should direct Ameren to continue to explore opportunities to streamline and simplify the rebate application and delivery processes associated with the measures offered under the Plan, including but not limited to smart thermostat measures. Third, the Commission should prohibit Ameren from providing data obtained through energy audits to any affiliate or preferred vendor in order for that affiliate or preferred vendor to provide data analytics and or/energy conservation products.

Accordingly, the Proposed Order should be modified on page 63 as follows:

Commission Analysis and Conclusion

~~The Commission recognizes the concerns raised by both RESA and AIC. The Commission notes that AIC maintains brand and technology neutrality throughout its energy efficiency portfolio. Although RESA raises concerns about data usage, there is no dispute between the parties at present. No Commission finding is necessary at this time.~~

With respect to the issues for which RESA seeks clarification, the Commission understands that RESA and Ameren largely share the same goals. The Commission expressly affirms, and directs the continued implementation of, the following practices: (i) Ameren will continue to maintain brand and technology neutrality throughout its energy efficiency portfolio, subject to the technological specifications and requirements set forth in the TRM; (ii) Ameren will continue to explore opportunities to streamline and simplify the rebate application and delivery processes associated with the measures offered under its Plan, including but not limited to smart thermostat measures; (iii) Ameren will explore developing a process to enable third parties to provide customers instant rebates at the point of sale; and (iv) Ameren will continue to refrain from providing data obtained through energy audits under its Energy Efficiency Program to any affiliate alternative retail electric supplier or alternative gas supplier in order for that affiliate to provide data analytics and/or energy conservation products.

III. CONCLUSION

In conclusion, RESA respectfully requests that the Commission enter an order modifying the ALJPO, as set forth in this Brief on Exceptions.

Respectfully submitted,

s/s GERARD T. FOX
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NOTICE OF FILING

Please take note that on September 1, 2017, I caused to be filed via e-docket with the Chief Clerk of the Illinois Commerce Commission, the attached Brief on Exceptions of the Retail Energy Supply Association in this proceeding.

/s/GERARD T. FOX
Gerard T. Fox

CERTIFICATE OF SERVICE

I, Gerard T. Fox, certify that I caused to be served copies of the foregoing Brief on Exceptions of the Retail Energy Supply Association upon the parties on the service list maintained on the Illinois Commerce Commission's eDocket system for Ill. C. C. Docket 17-0311 via electronic delivery on September 1, 2017.

/s/ GERARD T. FOX
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