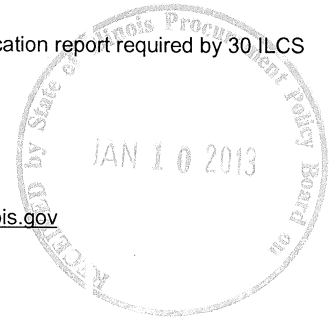


REPORT OF COMMUNICATIONS WITH THE ILLINOIS POWER AGENCY

This form must be completed and submitted to the Illinois Procurement Policy Board within 30 days for each communication report required by 30 ILCS 500/50-39. Submit reports to:

PROCUREMENT POLICY BOARD
511 W. CAPITOL AVENUE, SUITE 102
SPRINGFIELD, IL 62704



Or you may send a signed, scanned copy via email with "IPA Communication Report" in the Subject line to: ppb@illinois.gov

Date of Communication: 12/12/2012 Time of Communication: 3:00 pm

Type of Communication:

- Telephone
- In Person
- Electronic (Email, Fax, Etc.) – Attach A Complete Copy of the Entire Communication String
- Written – Attach Copy
- Other

Initiator:

Initiator of Communication: Hank Kelly
Representing: Illinois Power Agency
Location: Washington DC
Email Address (if communication was via email) hkelly@kelleydrye.com
Telephone Number (if telephonic):
Is this person a Lobbyist required to register under the Lobbyist Registration Act

Duration of Call or In-Person Communication: 25 mins
 Yes No

Recipient(s): (If there are additional persons involved in the communication, attach an additional sheet that lists the other participants' names, job titles, which entity they represent, email address and/or telephone number, if applicable)

Recipient One Name: John Buchovecky
Recipient Title:
Representing: FutureGen Industrial Alliance
Location:
Email Address (if communication was via email) jjb@vnf.com
Telephone Number (if telephonic):

Recipient Two Name:
Recipient Title:
Representing:
Location:
Email Address (if communication was via email)
Telephone Number (if telephonic):

Recipient Three Name:
Recipient Title:
Representing:
Location:
Email Address (if communication was via email)
Telephone Number (if telephonic):

If any of these additional participants are lobbyists required to register under the Lobbyist Registration Act, they must submit a written report to be submitted with this communications report to the Procurement Policy Board that memorializes the communication that includes, but is not limited to (i) the date and time of each communication; (ii) the identity of each person from whom the written or oral communication was received, the individual or entity represented by that person, and any action the person requested or recommended; (iii) the identity and job title of the person to whom each communication was made; (iv) if a response is made, the identity and job title of the person making each response; (v) a detailed summary of the points made by each person involved in the communication; (vi) the duration of the communication; (vii) the location or locations of all persons involved in the communication and, if the communication occurred by telephone, the telephone numbers for the callers and recipients of the communication; and (viii) any other pertinent information.

Communication Details:

Provide a detailed summary of the points made by each person involved in the communication:
See attached.

Was a response made? If so, complete the following for each person making the response *(attach an additional sheet that lists the other respondents' names, job titles, which entity they represent, email address and/or telephone number, if applicable)*:

Respondent Name:

Respondent Title:

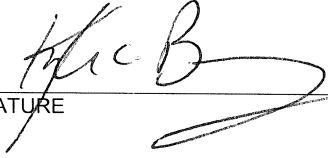
Location:

Telephone Number (if telephonic):

Provide a detailed summary of the response:

See attached

Other pertinent information:


SIGNATURE

1/8/13
DATE

Addendum to Communications Report with Illinois Power Agency for December 12, 2012 Meeting Between Hank Kelly, Outside Legal Counsel for the Illinois Power Agency, and John Buchovecky, legal counsel for the FutureGen Industrial Alliance

Summary of Substantive Content of Communication:

The participants discussed the following substantive matters/issues during the meeting:

- Mr. Buchovecky and Mr. Kelly discussed possible holdings and scope of ICC order in Procurement Plan proceeding as it relates to requested approval of the FutureGen sourcing agreement (ICC Order).
- Mr. Buchovecky and Mr. Kelly discussed possible procedural options in response to an ICC Order, which could include separate proceedings for implementation of the sourcing agreement, such as petitions for a declaratory order or a rulemaking.
- Mr. Buchovecky and Mr. Kelly discussed the viability of legal positions of parties opposing the sourcing agreement.
- Mr. Buchovecky and Mr. Kelly discussed the likely timing of the issuance of ICC Order on the IPA's Procurement Plan based on the schedule for Commission bench sessions.
- Mr. Kelly advised Mr. Buchovecky about potential implementation issues associated with the municipal aggregation power purchase agreement recently entered into between the City of Chicago and Integrys.