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**Subject:** WEDCO/CityBev legislative letters

**From:** Stephen Schnorf [<mailto:stephenbs@sbcglobal.net>]

**Sent:** Tuesday, November 20, 2012 10:43 PM

**To:** Materre, Gloria; [rick.hamaker@illinois.com](mailto:rick.hamaker@illinois.com)

**Cc:** Cindy Cahill; James Pandolfi; Donald O'Connell; Amy Kurson; bill morris; maria saldana; Edward M Crane; Andrew J Fuchs; Albert L Hogan III; irene Bahr; Michael Casey; Reboyras, Allyson

**Subject:** WEDCO/CityBev legislative letters

Gloria and Rick,

I am reciting this for the public record, and want it posted, along with copies of the letters Commissioners received, and your response(s), if any, to this email on the Commission's website as part of the file on **12-CCH-01**.

Friday afternoon 11/16 you contacted me to inform me that Rick had received, as had Governor Quinn, a letter from a number of members of the General Assembly asking that the Commission's recent decision and order in this matter be appealed. I asked you to get copies of the letters to the Commissioners right away, and I also asked you to inquire with the Governor's Office as to whether they had any advice or comments for us regarding the letter to Governor Quinn.

On Tuesday morning 11/20 you called me to tell me that today was the last day a Petition for Rehearing on this matter could be filed, and you asked me, as Acting Chairman, to grant Rick permission to file a Petition for Rehearing based on arguable new information in the letters from the GA.. You pointed out that you believed that Rick had no independent authority to make a decision to file such a petition, that there would not be a meeting of the Commission before the expiration of the filing deadline, and that in past practice , given the fact that the Commission does not meet weekly, the Chairman has exercised the authority to direct the Chief Counsel to grant or deny petitions for rehearing filed between Commission meetings.

I asked you if we had received any advice or thoughts from the Governor's Office, you said we had not and would not. I told you I would take the matter under advisement, might talk to one or more Commissioners individually, and that I would get back to you with an answer by early afternoon.

We talked again at approximately 1:50 pm Tuesday afternoon. At that time you told me we had received an additional letter, similar to the first, signed by a number of additional legislators. I told you that I had reviewed the original letter to Rick, determined that the two main points raised (had we properly considered whether the Liquor Control Act was an act of authorization, and had we given proper weight to legislative intent) were not new issues, that the Commission had considered both of them at length during it's deliberations, and that because of that I believed there was no value in the same people re-visiting the issues they had already considered and ruled on less than three weeks ago. I told you that I would not authorize Rick to file a Petition for Rehearing.

I told you I would send you an email reciting what I believed we had discussed and done on this matter, that I wanted you to respond to it correcting any errors or omissions, or at least giving your version of our discussions if that differed from mine, and that I would want those emails posted on the website.

Steve Schnorf