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August 4, 2025

Lisa Felice
Executive Secretary
Michigan Public Service Commission
7109 West Saginaw Highway
Lansing, MI 48917

RE: In the matter of the Application of **DTE ELECTRIC COMPANY** for the regulatory reviews, revisions, determinations, and/or approvals necessary for to fully comply with Public Act 295 of 2008, as amended.
MPSC Case No. U-21285

Dear Ms. Felice:

Attached for electronic filing in the above referenced matter is DTE Electric Company's Application for ex parte approval of the Company's Deckerville Solar Park with supporting Affidavit of Kevin L. Bilyeu. Also attached is the Proof of Service.

Very truly yours,

Mark W. Madden

MWM/erb
Attachments

cc: Service List

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the Application of **DTE**)
ELECTRIC COMPANY for the regulatory)
Reviews, revisions, determinations, and/or approvals) Case No. U-21285
necessary for to fully comply with Public Act 295)
of 2008, as amended.)

APPLICATION

DTE Electric Company (“DTE Electric” or the “Company”) respectfully requests that the Michigan Public Service Commission (“MPSC” or the “Commission”), by and through Commission Staff serving as its Relevant Electric Retail Regulatory Authority (“RERRA”) documented representative,¹ provide written verification that the Company’s Deckerville Solar Park Project (the “Project”) meets the RERRA notification and verification requirements set forth in the Commission’s Order in Case No. U-21902 dated June 12, 2025 (“June 12 Order”) and should be considered in the Midcontinent Independent System Operators, Inc.’s (“MISO”) Expedited Resource Addition Study (“ERAS”). In support of this request, DTE Electric has attached as Exhibit 1 the Affidavit of Kevin L. Bilyeu, and states as follows:

1. DTE Electric is a corporation organized and existing under and by virtue of the laws of the State of Michigan, with its principal office at One Energy Plaza, Detroit, Michigan 48226. DTE Electric is owned by DTE Electric Holdings, LLC, which is a wholly-owned

¹ The June 12 Order, p. 7, states that “the Commission directs the Commission Staff (Staff) to approve requests on behalf of the Commission that meet the following specific criteria in an expeditious manner.”

subsidiary of DTE Energy, providing retail electric service to customers located in Michigan.

2. DTE Electric’s retail electric business is subject to the Commission’s jurisdiction pursuant to Michigan law, including certain provisions of 1939 PA 3, as amended, including 2016 PA 341, MCL 460.1 *et seq.*; 1909 PA 106, as amended, MCL 460.551 *et seq.*; 1909 PA 300, as amended, MCL 462.2 *et seq.*; and 2008 PA 295, as amended, MCL 460.1001 *et seq.* Under these statutory provisions, the Commission has the power and jurisdiction to regulate the Company’s retail electric rates.

3. DTE Electric is subject to MISO’s Open Access Transmission, Energy and Operating Reserve Markets Tariff (“Tariff”) as an Investor-owned Utility (“IOU”) Load-Serving Entity (“LSE”), including MISO’s recently amended generator interconnection procedures (“GIP”) that established the ERAS process. *See, Midcontinent Independent System Operator, Inc.*, FERC Docket No. ER25-2454-000, Order Accepting Tariff Revisions, Subject to Condition, July 21, 2025.²

4. On July 21, 2025, the Federal Energy Regulatory Commission (“FERC”) issued an Order in Docket No. ER25-2454-000 accepting MISO’s Tariff revisions associated with the ERAS process.³ The ERAS process is intended to provide a framework for the accelerated study of generation projects and interconnection requests to address near-term resource adequacy and reliability needs within the MISO footprint. MISO’s window for ERAS applications to be submitted for the first cycle begins on August 6, 2025 and closes on August 11, 2025.

5. Understanding MISO’s ERAS timeline, as detailed in both its ERAS Informational

² https://elibrary.ferc.gov/eLibrary/filelist?accession_number=20250721-3077&optimized=false&sid=febe53ffc6e1-4b61-9fec-a4bc1a934c7e (last accessed August 4, 2025).

³ *Id.*

Guide⁴ and the FERC-approved revised Tariff language,⁵ is of critical importance to ensuring Michigan can successfully participate in the ERAS process. For reference, MISO’s ERAS timeline is as follows:

- **August 6, 2025:** ERAS effective date and MISO begins accepting ERAS applications for the first ERAS quarterly cycle up to 10 projects. Projects will be studied on a first-come, first-served basis, taking into consideration their application review results, which involves ensuring the projects meet the ERAS requirements. The study order is determined by the time stamp on their application in MISO’s online application tool and if their application is accepted. Any overflow beyond the 10 projects selected will be allocated to subsequent study cycles on a rolling basis, until all project slots are full.
- **August 11, 2025:** MISO stops accepting ERAS applications for the first ERAS quarterly cycle.
- **August 11, 2025 to September 2, 2025:** MISO will notify applicants of any ERAS application deficiencies followed by a 10-business day cure period. To be considered a valid ERAS request and accepted into a cycle, an application must meet all MISO ERAS requirements, including RERRA verification. Applicants will only have one opportunity to cure deficiencies. If after the cure period an application is not complete, the application will be withdrawn.⁶
- **September 2, 2025:** the ERAS process kicks-off for the first ERAS cycle.

As reflected in the above timeline, the absence of RERRA verification in an ERAS application will trigger a deficiency notice that must be cured within 10 business days. Thus, if the Commission’s RERRA verification is not expeditiously provided for inclusion in the Company’s ERAS application, the Company’s ERAS application likely will be rejected. Moreover, because MISO is accepting ERAS applications on a “first-come, first-served” rolling basis, there is a high likelihood that the entire ERAS compendium of 68 projects saturates beyond this limit for all five

⁴ MISO ERAS Informational Guide: <https://cdn.misoenergy.org/ERAS%20Informational%20Guide707493.pdf> (last accessed August 4, 2025).

⁵ See Section 3.9, *et seq.*, MISO revised Tariff: file:///C:/Users/U64204/Downloads/20250606-5228_FERC%20GENERATED%20TARIFF%20FILING.PDF (last accessed August 4, 2025).

⁶ MISO ERAS Informational Guide, pp. 2-4: <https://cdn.misoenergy.org/ERAS%20Informational%20Guide707493.pdf> (last accessed August 4, 2025).

quarterly cycles during the initial weeks after the effective date. As a point of reference, the recent PJM Reliability Resource Initiative, while separate and distinct, received 94 applications for 50 project slots in just *ten* business days. DTE Electric is respectfully requesting Commission Staff to promptly review the Company's RERRA application and issue a verification letter to dovetail with MISO's accelerated application window and avoid rejection of the corresponding ERAS application.

MPSC RERRA VERIFICATION PROCESS

6. The June 12 Order details Michigan's RERRA verification process and the criteria that projects must meet in order to receive RERRA verification from the Commission Staff, as the Commission's documented representative. The June 12 Order, p. 7, indicates that RERRA verification requests from IOUs, such as DTE Electric, must align with a Commission-approved Integrated Resource Plan ("IRP"), Clean Energy Plan, Renewable Energy Plan ("REP"), or certificate of need (CON), and is the winning bidder of an Request For Proposal ("RFP") that meets the guidelines outlined in the Commission-approved competitive bidding guidelines adopted in the September 9, 2021, order in Case No. U-20802.

7. The Commission may issue updated RERRA notification and verification requirements in Case No. U-21902; nonetheless, the Commission determined that the RERRA notification requirements set forth in the June 12 Order shall apply unless and until a follow-up order is issued after FERC approval of MISO's revised ERAS proposal. June 12 Order, p. 10 ("Should FERC approve MISO's revised proposal earlier, and if interconnection customers file verification requests with the Commission, the Commission will apply the process described in the [June 12 Order] until such time as a follow-up order is issued"). Therefore, the Company's Application and relief requested herein are filed pursuant to the June 12 Order.

DECKERVILLE SOLAR PARK PROJECT

8. With this filing, DTE Electric is requesting the Commission’s RERRA verification for the Deckerville Solar Park Project (the “Project”). As described further below and in the Affidavit of Kevin L. Bilyeu, attached hereto as Exhibit 1, the Project has been selected to fulfill demand for the amended and restated Special Contract between DTE Electric and Ford Motor Company (“Ford”) under DTE Electric’s Voluntary Green Pricing (“VGP”) program that was approved by the Commission on December 19, 2024 in Case No. U-21285. The capacity and costs for Ford supported by the Project were included in DTE Electric’s Amended Renewable Energy Plan approved on May 15, 2025 in Case No. U-21662, filed pursuant to Public Act 295 of 2008, as amended by Public Act 235 of 2023, MCL 460.1001 *et seq.*

9. In its June 9, 2021, Order in consolidated Case Nos. U-20713 and U-20851, the Commission approved a settlement agreement entered into between DTE Electric and numerous parties (“U-20713 Settlement”) that included a section allowing customers to request renewable energy projects specific to their needs. Specifically, Paragraph 9 of the U-20713 Settlement establishes that the Company will include a customer-requested offering in its MIGreenPower (“MIGP”) program that will be implemented through the execution of individual special contracts that are filed with the Commission on an *ex parte* basis.

10. On July 27, 2022, DTE Electric and Ford Motor Company (“Ford”) entered into a customer-requested special contract for DTE Electric to build up to 675 MW of dedicated solar projects. The Company consulted with Commission Staff on April 28, 2022, to provide an overview and review of the proposed special contract with Ford, and on August 10, 2022, the Company hosted an information session with intervenors from Case No U-20713 consistent with Paragraph 9.1.3.6 of the U-20713 Settlement Agreement. On September 30, 2022, the Company

filed for approval of the proposed Special Contract in Case No. U-21285. On December 21, 2022, the Commission approved the Special Contract and ordered the Company to file any amendments to the Special Contract in Case No. U-21285.

11. On December 19, 2024, the Commission granted *ex parte* approval of the amended and restated Special Contract between DTE Electric and Ford in Case No. U-21285, which was executed for the purpose of updating pricing that remains consistent with the subscription charge and associated bill credit methodology of MIGreenPower Rider 17 whereby the revenue from the amended and restated Special Contract will cover the revenue requirement of the project(s) over the life of the contract.

12. In the partial settlement agreement in Case No. U-21172 approved by the Commission in its July 2, 2024, order, DTE Electric, the Commission and other parties agreed to updated terms governing the acquisition of resources to satisfy Special Contracts. The U-21172 Settlement Agreement states “(the Company) will target the acquisition of a minimum of 50% of the capacity required to fulfill each Special Contract through build transfer agreements (“BTAs”) with unaffiliated third parties (“50% Requirement”). The Company shall not be required to issue more than one RFP per Special Contract.” The Company issued an RFP on November 11, 2023, which followed the Competitive Procurement Guidelines as identified in the July 2, 2024 order. The RFP sought 525 MW of renewable capacity for Customer Requested Special Contracts, thereby fulfilling the “50% Requirement”. No projects were contracted from the BTA RFP.

13. The Deckerville Solar Park Project has been selected to be incorporated into the portfolio set forth in the amended and restated Special Contract between DTE Electric and Ford. The capacity of the Project is within the VGP Program MW prespecified in the Case No. U-20713 Settlement. The capacity and costs for Ford supported by the Project were included in DTE

Electric's Amended Renewable Energy Plan approved on May 15, 2025 in Case No. U-21662, filed pursuant to Public Act 295 of 2008, as amended by Public Act 235 of 2023, MCL 460.1001 *et seq.*

14. The Deckerville Solar Park Project will be sited in Sanilac County. The Project will connect to the Deckerville Solar Park substation being constructed in Sanilac County and is anticipated to provide 200 MW of nameplate capacity which is below the maximum project size requirement. The Project supports the Company's renewable build plan included in DTE Electric's Amended REP approved in Case No. U-21662, and, therefore, by extension the build plan in its 2022 IRP in Case No. U-21193 as well. DTE Electric has 100% site control of the generator as well as the point of interconnection. Network Resource Interconnection Service (NRIS) has been requested for this generator. The Project's commercial operation date ("COD") is expected to occur no later than Q4 2028.

15. The Company intends to submit the Deckerville Solar Park Project in MISO's first ERAS cycle when it opens on August 6, 2025. The Project is aligned with DTE Electric's approved Amended REP in Case No. U-21662 and meets a DTE Electric customer need through a special contract.

16. The Project will not only generate renewable energy and support DTE Electric in meeting its renewable energy standard targets set forth in Public Act 235 of 2023, it also supports economic development and manufacturing in the state. Additionally, in MISO's filing it cedes jurisdictional authority over generation facilities and resource adequacy needs to the RERRA. To better tailor the RERRA notification to resource adequacy needs MISO included language in their requirements that offers flexibility for the RERRA to consider "Other" agreements between the entity submitting the Interconnection Request, including the RERRA verification letter as

appropriate, and the entity with the load to be served, stating that the ERAS project will be used to meet an identified resource adequacy deficiency. To enable DTE Electric to reserve a spot in the MISO ERAS inaugural cycle, the Company is requesting the Commission's RERRA verification for the Project by August 6, 2025 or sooner.

17. As explained above, the Project is consistent with the Company's Amended REP in Case No. 21662 and MISO's ERAS requirements, and should be verified by the MPSC for inclusion in the ERAS process. Therefore, DTE Electric respectfully requests Commission Staff to expeditiously review and issue a RERRA verification letter for the Deckerville Solar Park Project in order to support its forthcoming MISO ERAS filing on August 6, 2025.

18. By seeking the Commission's RERRA verification for the Project, the Company is not seeking rate recovery in this filing. Issuing RERRA verification will not cause alteration or amendment in DTE Electric rates or rate schedules, nor will RERRA verification of the Project increase the cost of service to DTE Electric customers. Therefore, the relief requested in this Application may be authorized and approved *ex parte* without notice or hearing under MCL 460.6a(3).

REQUEST FOR RELIEF

WHEREFORE, for the reasons stated above, DTE Electric respectfully requests that the Michigan Public Service Commission, by and through Commission Staff serving as its Relevant Electric Retail Regulatory Authority documented representative:

- A. Expeditiously issue a RERRA verification letter for the Deckerville Solar Park Project for inclusion in MISO's ERAS inaugural cycle by August 6, 2025, or sooner;
- B. Determine that the relief requested herein should be granted *ex parte* without the

time and expense of a public hearing; and

- C. Grant DTE Electric such other and further relief as is just and reasonable.

Respectfully submitted,

DTE ELECTRIC COMPANY

By:

Attorneys for Applicant
Mark W. Madden (P80604)
Andrea E. Hayden (P71976)
John A. Janiszewski (P74400)
One Energy Plaza, 1635 WCB
Detroit, Michigan 48226
(313) 235-6205

Dated: August 4, 2025

Exhibit 1

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of **DTE ELECTRIC COMPANY’S**)
application for the regulatory reviews, revisions,)
determinations, and/or approvals necessary for) Case No. U-21285
to fully comply with Public Act 295 of 2008, as amended.) (Paperless e-file)

**AFFIDAVIT OF KEVIN L. BILYEU IN SUPPORT OF DTE ELECTRIC COMPANY’S
SELECTION OF DECKERVILLE SOLAR PARK FOR THE FORD SPECIAL
CONTRACT**

STATE OF MICHIGAN)

COUNTY OF WAYNE)

Kevin L. Bilyeu, being first duly sworn, deposes and says:

1. I currently serve as Director of Renewable Energy at DTE Electric Company (“DTE Electric” or the “Company”). I earned a Bachelor of Business Administration from Walsh College in 2008, followed by a Master of Business Administration from the University of Michigan in 2012. In my current role, I lead teams focused on land acquisition, capital planning, financial modeling, and regulatory strategy—driving DTE’s clean energy future through innovation, sustainability, and operational excellence.

2. I have previously sponsored testimony before the Michigan Public Service Commission (“MPSC” or the “Commission”) in the following cases:

- U-17362 SEMCO Energy Gas Company EO Plan Filing
- U-18091 DTE Electric 2024 PURPA Filing
- U-18419 DTE Electric Certificate of Necessity

- U-20471 2019 DTE Electric Integrated Resource Plan
- U-20876 2021-2022 DTE Electric EWR Plan
- U-20881 2021-2022 DTE Gas EWR Plan
- U-21193 2022 DTE Electric Integrated Resource Plan
- U-21313 2022 DTE Electric and DTE Gas EWR Reconciliation
- U-21353 2022 DTE Electric Renewable Energy Cost Reconciliation
- U-21496 2023 DTE Electric Renewable Energy Plan Accounting Application
- U-21550 2023 DTE Electric Renewable Energy Cost Reconciliation
- U-21662 2024 DTE Electric Amended Renewable Energy Plan

3. The facts contained in this affidavit are true and correct to the best of my information, knowledge, and belief.

3. With my affidavit, I am confirming that the Deckerville Solar Park Project (“Deckerville” or the “Project”) has been selected to be incorporated into the portfolio set forth in the amended and restated Special Contract between DTE Electric and Ford Motor Company (“Ford”). The capacity of the Project is within the Voluntary Green Pricing (“VGP”) Program MW prespecified in the Case No. U-20713, *et al.*, partial settlement agreement approved by the Commission on June 9, 2021. The capacity and costs for Ford supported by the Project were included in DTE Electric’s Amended Renewable Energy Plan approved on May 15, 2025 in Case No. U-21662.

4. Deckerville will be sited in Sanilac County. Deckerville will interconnect into the Deckerville substation being constructed in Sanilac County and is anticipated to provide 200 MW_{AC} of renewable energy nameplate capacity. The commercial operation date (COD) of Deckerville is expected to occur no later than Q4 2028.

9. In its June 9, 2021 Order in Case No. U-20713, *et al.*, the Commission approved a partial settlement agreement entered into between DTE Electric and numerous parties (“U-20713 Settlement”) which includes a provision for customers to request renewable energy projects specific to their needs. Specifically, Section 9 establishes that the Company will include a customer-requested offering in its MIGP program that will be implemented through the execution of individual Special Contracts that are filed with the Commission on an *ex parte* basis.

10. Ford has contracted with the Company to build up to 675 MW of dedicated solar projects to meet the Customer’s annual requirement of Renewable Energy Credits (“RECs”) which was approved by the Commission in its December 21, 2022 Order in Case No. U-21285. On December 19, 2024, the Commission approved the amended and restated Special Contract between DTE Electric and Ford in Case No. U-21285, which was executed for the purpose of updating pricing that remains consistent with the subscription charge and associated bill credit methodology of MIGreenPower Rider 17 whereby the revenue from the amended and restated Special Contract will cover the revenue requirement of the project(s) over the life of the contract. Deckerville is consistent with the amended and restated Special Contract, and will provide up to 200 MW of solar capacity to Ford to fulfill the amended and restated Special Contract.

11. In the partial settlement agreement of Case No. U-21172 dated May 29, 2024 and approved by the Commission in its July 2, 2024 order, DTE Electric, the Commission and other parties agreed to terms governing the acquisition of resources to satisfy Special Contracts. The agreement states “(the Company) will target the acquisition of a minimum of 50% of the capacity required to fulfill each Special Contract through build transfer agreements (“BTAs”) with unaffiliated third parties (the “50% Requirement”). The Company shall not be required to issue more than one RFP per Special Contract.” The Company issued an RFP on November 11, 2023,

which followed the Competitive Procurement Guidelines as identified in the July 2, 2024 order. The RFP sought 525 MW of renewable capacity for Customer Requested Special Contracts, thereby fulfilling the “50% Requirement”. Currently, no projects have been contracted from the BTA RFP.

Further, Affiant sayeth not.

Kevin L. Bilyeu

Subscribed and sworn to before
me this 4th day of August 2025.

Estella R. Branson, Notary Public
Oakland County, Michigan
My Commission Expires: 10-26-2029
Acting in Wayne County

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the Application of DTE)	
ELECTRIC COMPANY for the regulatory)	Case No. U-21285
Reviews, revisions, determinations, and/or approvals)	(Paperless e-file)
necessary for to fully comply with Public Act 295)	
of 2008, as amended.)	

PROOF OF SERVICE

STATE OF MICHIGAN)
) ss.
COUNTY OF WAYNE)

ESTELLA R. BRANSON states that on August 4, 2025, she served a copy of DTE Electric Company’s Application for ex parte approval of the Company’s Deckerville Solar Park with supporting Affidavit of Kevin L. Bilyeu in the above captioned matter, via electronic mail, upon the persons listed on the attached service list.

ESTELLA R. BRANSON

MPSC Case No. U-21285

SERVICE LIST

**MICHIGAN PUBLIC SERVICE
COMMISSION STAFF**

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