

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the application of)	
DTE ELECTRIC COMPANY for approval)	
of its integrated resource plan pursuant to)	Case No. U-21193
MCL 460.6t, and for the other relief.)	
_____)	

At the September 30, 2025 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Daniel C. Scripps, Chair
Hon. Katherine L. Peretick, Commissioner
Hon. Shaquila Myers, Commissioner

ORDER

On July 31, 2025, DTE Electric Company (DTE Electric) filed an application in this case (July 31 application), with supporting affidavits and exhibits, pursuant to Section 6t of Public Act 341 of 2016, MCL 460.6t; Section 6j of Public Act 304 of 1982, MCL 460.6j; Public Act 295 of 2008, MCL 460.1001 *et seq.*, as amended; and all other applicable law, requesting *ex parte* approval of its Eagle Creek Solar power purchase agreement (PPA) and Freshwater Solar II PPA (collectively, the PPAs), as well as its Au Gres Solar Park Project, Elmwood Solar Park Project, Poseyville Solar Park Project, and Strasburg Solar Park Project (collectively, the Projects) and the Engineering Procurement and Construction Master Service agreements and Master Supply agreements for solar panel modules (collectively, the Contracts) necessary to develop the Projects, as consistent with DTE Electric’s integrated resource plan (IRP) approved in the July 26, 2023 order in Case No. U-21193 (July 26 order).

On November 3, 2022, the company filed its 2022 IRP under MCL 460.6t. On January 6, 2023, a protective order was entered for use in this case. On July 12, 2023, the parties filed a settlement agreement (IRP settlement agreement), resolving all issues in the 2022 IRP. On July 26, 2023, the Commission approved DTE Electric's IRP settlement agreement. *See*, July 26 order, pp. 11-12. The IRP settlement agreement is attached to the July 26 order as Exhibit A.

The IRP settlement agreement provides that DTE Electric will seek approval of PPAs and contracts selected for development of renewable resources arising from the IRP through *ex parte* applications to the Commission. *See*, July 26 order, Exhibit A, p. 11. The company notes that the parties to the IRP settlement agreement agreed that projects priced at or below fair market value by the Independent Monitor (IM) or at or below 150% of the \$52.80 per megawatt-hour (MWh) solar levelized cost of energy (LCOE) (i.e., \$79.20/MWh) are consistent with the company's IRP.

On September 10, 2024, DTE Electric issued its open, non-discriminatory 2024 Renewable Energy Request for Proposals (RFP) to procure at least 950 megawatts (MW) of renewable energy capacity in order to meet its IRP requirements and MIGreenPower demand.¹ The company indicates that the RFP requested projects that included a COD of no later than Q4 2027, however specified that if a project's proposed back-feed date did not support a 2027 proposed COD, supporting documentation on past projects was to be provided demonstrating success in accelerating expected back-feed dates.

¹ As explained on page 8 of the Affidavit of Luisa M. Dunlap, attached to the July 31 application as Exhibit 1, the RFP issuance was delayed from April 9, 2024, until September 10, 2024. The RFP issuance was paused pending resolution of the Voluntary Green Pricing (VGP) partial settlement in Case No. U-21172, which was approved by the Commission on July 2, 2024. As a result of this passage of time, commercial operation date (COD) timing was reconsidered given the continual Midcontinent Independent System Operator, Inc. Definitive Planning Phase timeline delays. *Id.*

DTE Electric explains that the PPAs and Projects were selected in the RFP that it developed in consultation with the Commission Staff (Staff) pursuant to and consistent with the December 4, 2008 order in Case No. U-15800; the December 23, 2008 order in Case No. U-15800; the Competitive Procurement Guidelines approved in the September 9, 2021 order in Case No. U-20852; the partial settlement agreement approved in the June 9, 2021 order in Case Nos. U-20713 and U-20851 (June 9 order); and the IRP settlement agreement. July 31 application, p. 4.

For the RFP, the company selected Guidehouse, Inc. (Guidehouse) as the IM. Guidehouse provided support and oversight of the company's RFP development, administration of the bidding, and proposal evaluation processes. DTE Electric states that, to ensure evaluations of proposals were performed on a fair and consistent basis and to maintain integrity within the competitive bidding process, Guidehouse and DTE Electric established firewall and communication protocols between the RFP evaluation team, RFP subject matter experts, and the DTE Electric self-build team. July 31 application, p. 4. Guidehouse ensured that there was consistency between the RFP, Competitive Procurement Guidelines, and IRP settlement agreement. *Id.*

DTE Electric's July 31 application seeks *ex parte* approval of two PPAs and four company-owned projects: a PPA for the Eagle Creek Solar Project, which is a 30-year PPA; a PPA for the Freshwater Solar II Project, which is a 30-year PPA; the Au Gres Solar Park Project, which is a company-owned project; the Elmwood Solar Park Project, which is a company-owned project; the Poseyville Solar Park Project, which is a company-owned project; and the Strasburg Solar Park Project, which is a company-owned project. July 31 application, p. 3. The company also seeks *ex parte* approval of the Contracts necessary to develop the four company-owned Projects. *Id.* The Eagle Creek Solar Project is a 120-MW solar generation project, the Freshwater Solar II Project is a 100-MW solar generation project, the Au Gres Solar Park Project is a 175-MW solar generation

project, the Elmwood Solar Park Project is a 125-MW solar generation project, the Poseyville Solar Park Project is a 129-MW solar generation project, and the Strasburg Solar Park Project is a 100-MW solar generation project. The PPAs and Projects comprise 749 MW out of the total RFP ask of 950 MW. July 31 application, pp. 5-8.

DTE Electric attests that the PPAs and Projects were selected in the RFP consistent with Commission orders, the Competitive Procurement Guidelines, the partial settlement agreement approved in the June 9 order, and the IRP settlement agreement. The company indicates that the PPAs and Projects were shortlisted for IRP and MIGreenPower needs based on the process described above. Consistent with Paragraph 14(b) of the IRP settlement agreement, a summary of the RFP responses was included in Guidehouse's Report entitled, "DTE 2024 Renewable Energy Request for Proposals[.]" *See*, Guidehouse Report, p. 21, Attachment A to Exhibit 2 of the July 31 application.

DTE Electric asserts that the PPAs and Projects are reasonable and prudent and consistent with the Commission-approved IRP settlement agreement, including the costs established therein. July 31 application, p. 5.

Discussion

The Commission has reviewed DTE Electric's application, the supporting affidavits and exhibits, and the relevant statutory language. The Commission notes that the Staff conducted an in-person audit of the RFP on January 30, 2025, along with an in-person audit of the executed PPAs and Contracts on July 29, 2025. The Commission finds that the Eagle Creek Solar PPA, Freshwater Solar II PPA, Au Gres Solar Park Project, Elmwood Solar Park Project, Poseyville Solar Park Project, and Strasburg Solar Park Project should be approved. The Commission also finds that the PPAs and Projects were selected for development in a manner consistent with the

requirements set forth in the IRP settlement agreement approved by the Commission in the July 26 order.

As to cost recovery, the Commission shall review for reasonableness and prudence the final costs for each project in the appropriate renewable energy reconciliation proceeding following each project's commercial operation. The Commission further finds that *ex parte* review and approval are appropriate as such approval will not affect rates or rate schedules resulting in an increase in the cost of service to customers. *See*, MCL 460.6a(3).

THEREFORE, IT IS ORDERED that the July 31, 2025 application filed by DTE Electric Company requesting *ex parte* approval of the Eagle Creek Solar power purchase agreement, Freshwater Solar II power purchase agreement, Au Gres Solar Park Project, Elmwood Solar Park Project, Poseyville Solar Park Project, and Strasburg Solar Park Project, as well as the contracts necessary for the development of the company-owned projects, is approved.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, pursuant to MCL 462.26. To comply with the Michigan Rules of Court's requirement to notify the Commission of an appeal, appellants shall send required notices to both the Commission's Executive Secretary and to the Commission's Legal Counsel.

Electronic notifications should be sent to the Executive Secretary at LARA-MPSC-Edockets@michigan.gov and to the Michigan Department of Attorney General – Public Service Division at sheac1@michigan.gov. In lieu of electronic submissions, paper copies of such notifications may be sent to the Executive Secretary and the Attorney General – Public Service Division at 7109 W. Saginaw Hwy., Lansing, MI 48917.

MICHIGAN PUBLIC SERVICE COMMISSION

Daniel C. Scripps, Chair

Katherine L. Peretick, Commissioner

Shaquila Myers, Commissioner

By its action of September 30, 2025.

Lisa Felice, Executive Secretary

PROOF OF SERVICE

STATE OF MICHIGAN)

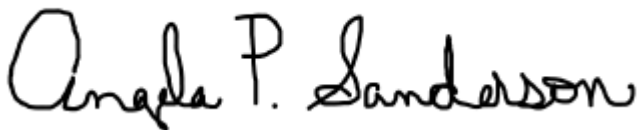
Case No. U-21193

County of Ingham)

Brianna Brown being duly sworn, deposes and says that on September 30, 2025 A.D. she electronically notified the attached list of this **Commission Order via e-mail transmission**, to the persons as shown on the attached service list (Listserv Distribution List).


Brianna Brown

Subscribed and sworn to before me
this 30th day of September 2025.



Angela P. Sanderson
Notary Public, Shiawassee County, Michigan
As acting in Eaton County
My Commission Expires: May 21, 2030

Service List for Case: U-21193

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