

MICHIGAN OFFICE OF ADMINISTRATIVE HEARINGS AND RULES
INTEROFFICE COMMUNICATION
TO THE MICHIGAN PUBLIC SERVICE COMMISSION

TO: Case No. U-22070
FROM: Christopher S. Saunders
DATE: July 1, 2026
SUBJECT: Consumers Energy Company (rate application)

SCHEDULE FILING

New Dates

Testimony (Staff and Intervenors)	October 2, 2026
Rebuttal Testimony	October 23, 2026
Motions to Strike	October 28, 2026
Responses to Motions	October 29, 2026
Briefs	December 3, 2026
Reply Briefs	December 18, 2026
Proposal for Decision (PFD)	January 21, 2027

SCHEDULE HEARING

Cross-Exam Scheduled
(all parties, all testimony)

November 4 – 10, 2026 beginning at 9:00 a.m.
(via Microsoft Teams)

Intervenor Status Granted To:

Attorney General Dana Nessel
Michigan Environmental Council
Citizens Utility Board of Michigan
National Resources Defense Council
Sierra Club
Association of Business Advocating Tariff Equity
Hemlock Semiconductor Operations, LLC
Solar Technology, LLC
Foundry Association of Michigan
Energy Michigan
Michigan Energy Innovation Business Council
Michigan Municipal Association for Utility Issues
The Michigan Coalition to Protect Public Rights-Of-Way

Michigan Cable Telecommunications Association
The Kroger Company
Great Lakes Renewable Energy Association
Urban Core Collective
Michigan State Utility Workers Council, UMWUA, AFL-CIO
Home Builders Association of Michigan
Environmental Law and Policy Center
The Ecology Center
Union of Concerned Scientists
Vote Solar
Walmart, Inc.
Institute for Energy Innovation
Advanced Energy United

Discovery Turnaround:

The parties agreed to an 8-business-day, best efforts turnaround on discovery until the Staff/Intervenor filing date (October 2, 2026), and a 5-business-day, best efforts turnaround thereafter.

ATTACHMENT A

Instructions for U-22070

General

The parties shall maintain an up-to-date service list and ensure that all persons or mailboxes on the list are served all documents. Please make sure that ALL documents (especially discovery) are served on the Staff case coordinator, Lori Mayabb (mayabb1@michigan.gov).

Please be aware that the ALJ does not forward any confidential information and therefore does not maintain a list of participants who have signed the NDA.

To avoid missing any key filings, at least one counsel from each party should also sign up through the e-docket system to receive notification of anything filed in this docket.

The evidentiary hearing will be held remotely using Microsoft Teams. Participation information in the form of a Microsoft Outlook calendar invitation will be sent, and you may forward it to anyone else you want to attend. If anyone participating in the hearing is not familiar with Teams, and anticipates difficulty joining the hearing, please let me know as soon as possible, and I will arrange for technical assistance.

The first round of SharePoint invitations will be sent to those on the service list roughly one week prior to cross examination. Please send me any additional names and email addresses for invites as soon as possible. It is more efficient for the IT people if invitations are “batched” so additional invitations will be requested from IT once or twice before the hearing. Please note that “mailbox” email addresses cannot receive SharePoint invitations. Please log in to the SharePoint promptly after receiving the invitation, and then periodically after that, to avoid losing access.

Testimony

The parties shall provide a schedule for cross examination at least three days before the beginning of the evidentiary hearing. Information on the schedule should include the order of the witnesses, the day(s) the witnesses are expected to appear, who will be crossing the witness and for approximately how long. Please also consider that we will be taking short breaks roughly every hour or two (plus a lunch break) and build that into the schedule.

Each party or group of parties filing testimony should file an exhibit list with the exhibit number and title of each of their direct exhibits at the time they file their testimony or shortly thereafter. Exhibits should be marked using the traditional MPSC method, using the prefixes the parties have already indicated they intend to use followed by a number. For those parties choosing to use decimal numbering for their exhibits, please begin with X-1.1, etc. (avoid X-1.0), as consistently as possible.

It is helpful to include a summary of the witness’s testimony either at the beginning or the end of the testimony, or at the end of each section (e.g., rate base, O&M, other revenue issues) for a witness covering a significant portion of the case. Additionally, if a witness is addressing an element of the applicant’s revenue requirement calculation, it would be helpful if that witness would indicate the relevant line item associated with that element on at least one of the key schedules presented by the company. For example Exhibit A-11 (Schedule A1); Exhibit A-12 (Schedule B5), Exhibit A-13 (Schedule C1 or C5); Exhibit A-14 (Schedule D1). Referencing the more detailed schedules (e.g. Schedule B5.1 or B5.4) would also be helpful.

Direct testimony and exhibits should be filed as PDFs that are searchable and copyable—i.e. can be cut and pasted from (including the exhibit number headings at the top); and workpapers should be served on all parties along with the testimony. Parties planning to propose major programmatic revisions should consider filing their proposals earlier than the deadline, or consulting with the company and other interested parties in advance.

Any revisions to direct or rebuttal testimony or exhibits filed after the due date should include a version showing the deletions and/or insertions, and an explanation for the changes.

Rebuttal

Proper rebuttal evidence is the evidence given by one party to contradict, explain, or disprove evidence produced by the other party and tending to directly weaken or impeach that evidence. It should not be used for the purpose of rehabilitating or supplementing a party's direct case. Rebuttal should also be concise and to the point, presented for the purpose of rebutting specific facts, judgments of the other parties that could not have been reasonably done in a party's direct case.

Rebuttal testimony should explicitly identify the page and line numbers of the prefiled testimony being rebutted. A revised exhibit list should also be provided with the rebuttal filing. Rebuttal testimony and exhibits should also be filed as PDFs that are searchable and copyable—i.e. can be cut and pasted from; and workpapers should be served on all parties along with the testimony.

Copies of testimony and an exhibit list to the Court Reporter.

Please email to stylus@transperfect.com separate PDF copies of each witness's testimony (searchable and copyable), separate PDF copies of any confidential versions of testimony appropriately labeled, and a separate exhibit list.

Table of Disputed Issues

Within 7 days of the company's rebuttal filing, counsel for Consumers Energy Company shall file with all parties and the ALJ a table of disputed issues, but not reflecting any of the Staff/Intervenor rebuttal filings that may be made. The ALJ may, at the ALJ's discretion, direct other parties to work to refine or add to the table after it is filed, according to further guidance and instructions that the ALJ may provide at a later date. This is intended as an organizational tool to facilitate potential settlement, assist counsel in preparing briefs, and assist the Commission and its legal staff in preparing a final order, and is not intended to prejudice any party.

Briefs

The ALJ will provide further guidance on briefing after the hearing. The parties should expect to include the following in your briefs: (1) a table of contents; (2) a summary of position on each issue; (3) a description of the entire record relating to each issue briefed (i.e., pinpoint transcript cites of each witness testifying on that issue, exhibit/schedule and line numbers pertinent to the issue).

A party's initial brief shall address any factual or legal issue that the party is advocating, supporting, or contesting. Any factual or legal issue that is not addressed in a party's initial brief shall not be addressed by that party in a reply brief, except in response to another party's brief.

Each brief shall include a statement identifying any factual or legal issue, if any, for which the party's position or recommendation is different from that set forth in the testimony provided by the party's witnesses or from that set forth in the party's prior brief. For any such issue, the statement shall identify the party's prior position or recommendation and the party's different position or recommendation.

Reply briefs should be expressly directed to arguments made in initial briefs and not repeat paragraphs from the initial briefs; citations to arguments detailed in the initial briefs are encouraged.

Other Information

Official exhibits—exhibits that have been admitted into evidence—should be filed in numerical order following the conclusion of the evidentiary hearing; the “filing type” should indicate “official exhibits” and the filing description should contain the exhibit numbers included in the filing. While it may be necessary for a party's official exhibits to be filed in multiple batches, the description for each part of the filing should indicate the exhibit numbers included in that part.

If a party is filing a motion for admission pro hac vice, collect all the necessary documentation (including the notification from SBM) and serve as a package. Other parties will have five business days to object to the motion. If there are no objections, the ALJ will issue a ruling granting the motion.