

CLARK HILL
PLC
ATTORNEYS AT LAW

255 South Old Woodward Avenue
3rd Floor
Birmingham, MI 48009-6179
Tel. (248) 642-9692 • Fax (248) 642-2174
www.clarkhill.com

Robert A. W. Strong
Phone: (248) 988-5861
E-Mail: rstrong@clarkhill.com

July 8, 2003

Via Electronic Filing

Mr. Robert Kehres
Executive Secretary
Michigan Public Service Commission
6545 Mercantile Way
Lansing, Michigan 48909-7721

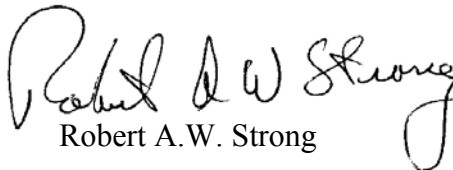
Re: ***MPSC Case No. U-13808***

Dear Mr. Kehres:

Enclosed for filing is ABATE's Petition to Intervene and Proof of Service in the above-referenced case.

Very truly yours,

CLARK HILL PLC


Robert A.W. Strong

Enclosure
cc (w/enc): All Parties of Record
/ag

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the application of
THE DETROIT EDISON COMPANY to increase
rates, amend its rate schedules governing the
distribution and supply of electric energy, implement
Power Supply Cost Recovery plans, factors and
reconciliations in its rate schedules for jurisdictional
sales of electricity and for miscellaneous accounting
authority and regulatory asset recovery.

MPSC Case No. U-13808

PETITION TO INTERVENE

The Association of Businesses Advocating Tariff Equity (“ABATE”), by its attorneys, Clark Hill PLC, hereby petitions the Michigan Public Service Commission (“Commission”) for leave to intervene in and become a party to the above-entitled proceedings, and in connection therewith, represents that the rights and interests of this Petitioner, the grounds of the proposed intervention, and Petitioner’s positions in the proceeding are as follows:

I.

ABATE is an association of industrial companies doing business in Michigan. The current members of ABATE are: ATOFINA Chemicals, Inc.; Cargill; DaimlerChrysler Corporation; Delphi Automotive Systems; Eaton Corporation; Edward C. Levy Company; Ford Motor Company; General Motors Corporation; LP Alpena, A Louisiana-Pacific Corporation; Marathon Ashland Petroleum LLC; Martin Marietta Magnesia Specialties, Inc.; Mead Westvaco Corporation; National Steel Corporation - Great Lakes Division; Pharmacia & Upjohn Company; Quanex Corporation, and ThyssenKrupp Budd Company.

II.

In the production of a wide variety of products, raw materials and services, the individual members of ABATE consume vast quantities of gas and electricity, at a cost of many millions of dollars, a significant portion of which is purchased from The Detroit Edison Company (“Edison”).

III.

ABATE has intervened in previous Edison general rate and PSCR cases. ABATE members are directly impacted by these proceedings because the rates set in these proceedings will be paid by ABATE members.

IV.

It is ABATE’s position that the rate increases sought by Edison are excessive and would result in unjust and unreasonable rates if Edison’s request were approved.

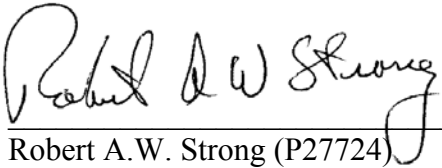
V.

ABATE respectfully submits that because its members will be substantially affected by the outcome of these proceedings, ABATE should be permitted to intervene and be afforded the opportunity to cross-examine witnesses, to present witnesses and testimony, and generally to advocate its position with respect to all issues presented as a full party to the proceeding.

WHEREFORE, ABATE requests that this Petition to Intervene be granted and that ABATE be placed upon the Commission's record in this case as a full party.

Respectfully submitted,

CLARK HILL PLC

By: 

Robert A.W. Strong (P27724)
Attorneys for the Association of Businesses
Advocating Tariff Equity
255 South Old Woodward Ave., 3rd Floor
Birmingham, Michigan 48009
248/642-9692
rstrong@clarkhill.com

Dated: July 8, 2003

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

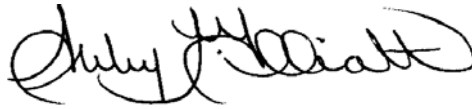
In the matter of the application of
THE DETROIT EDISON COMPANY to increase
rates, amend its rate schedules governing the
distribution and supply of electric energy, implement
Power Supply Cost Recovery plans, factors and
reconciliations in its rate schedules for jurisdictional
sales of electricity and for miscellaneous accounting
authority and regulatory asset recovery.

MPSC Case No. U-13808

PROOF OF SERVICE

STATE OF MICHIGAN)
)ss
COUNTY OF OAKLAND)

Audrey L. Gilliatt, being first duly sworn, deposes and says that she served a copy of ABATE's Petition to Intervene upon the persons on the attached Service List via electronic mail and/or U.S. First Class Mail, on July 8, 2003.



Audrey L. Gilliatt

Subscribed and sworn to before me this
8th day of July, 2003



Diane M. Centilli
Notary Public/Oakland County, MI
My Commission expires: October 15, 2005

SERVICE LIST

Daniel E. Nickerson, Jr.
Administrative Law Judge
Michigan Public Service Commission
6545 Mercantile Way
P.O. Box 30221
Lansing, MI 48911
(517) 241-6060 (phone)
(517) 241-6961 (fax)
denicke@michigan.gov

Donald E. Erickson
Assistant Attorney General
Michigan Department of Attorney General
515 West Ottawa Street, Floor 6
P.O. Box 30212
Lansing, MI 48909
(517) 373-1123 (phone)
(517) 373-9860 (fax)
ericksond@michigan.gov

Robert A.W. Strong
Clark Hill PLC
255 S. Old Woodward, Third Floor
Birmingham, MI 48009
(248) 642-9692 (phone)
(248) 542-2174 (fax)
rstrong@clarkhill.com

Daniel J. Demlow
Honigman, Miller, Schwartz & Cohn, LLP
222 N. Washington Square, Suite 400
Lansing, MI 48933
(517) 377-0700 (phone)
(517) 364-9500 (fax)
djd@honigman.com

David L. Shaltz
Shaltz & Royal
3303 W. Saginaw Street, Suite C1
Lansing, MI 48917
(517) 321-7722 (phone)
(517) 321-7738 (fax)
dshartz@voyager.net

David A. Voges
Assistant Attorney General
Public Service Division
6545 Mercantile Way, Suite 15
Lansing, MI 48911
(517) 241-6680 (phone)
(517) 241-6678 (fax)
vogesd@michigan.gov

Robert C. Evans
4121 Okemos Road, Suite 17
Okemos, MI 48864
(517) 351-5400 (phone)
(517) 347-4075 (fax)
nanr@tcimet.net

Ricahrd R. Butterworth
Assistant General Counsel
General Services Administration
Real Property Division
18th and F Streets, N.W.
Washington, D.C. 20405
(202) 501-4436 (phone)
(202) 501-1944 (fax)

Eric J. Schneidewind
Varnum, Riddering, Schmidt & Howlett, LLP
201 N. Washington Square
Suite 810
Lansing, MI 48933
(517) 482-6237 (phone)
(517) 482-6937 (fax)
ejschneidewind@varnumlaw.com

Stephen K. Postema
Ann Arbor City Attorney
Bodman, Longley & Dhaling, LLP
110 Miller Avenue, Suite 300
Ann Arbor, MI 48104
(734) 930-2487 (phone)
(734) 930-2494 (fax)
spostema@bodmanlongley.com

Harvey J. Messing
Loomis, Ewert, Parsley, Davis & Gotting PC
232 S. Capitol Avenue, Suit 1000
Lansing, MI 48933
(517) 482-2400 (phone)
(517) 318-9208 (fax)
hjmessing@loomislaw.com

Michael Langford, President
Utility Workers of America
Local No. 223
7041 Schaefer Road
Dearborn, MI 48126
(313) 581-3677 (phone)
(313) 486-6707 (fax)

Donald L. Keskey
Clark Hill PLC
2455 Woodlake Circle
Okemos, MI 48864
(517) 381-2141 (phone)
(517) 381-0268 (fax)
dkeskey@clarkhill.com

Robert Sloan, Jr.
City of Ypsilanti
One S. Huron Street
Ypsilanti, MI 48197
(734) 483-1810 (phone)
(734) 483-7260 (fax)

Walter H. Makupson
General Motor s- Legal Staff
300 Renaissance Center
MC 482-C24-D24
Detroit, MI 48265
(313) 665-4869 (phone)
(313) 665-4896 (fax)
walter.h.makupson@gm.com

Michael Kurtz
Boehm, Kurtz & Lowry
36 East Seventh Street, Suite 2110
Cincinnati, OH 45202
(513) 421-2255 (phone)
(513) 421-2764 (fax)
mkurtzlaw@aol.com

Bruce R. Maters
Jon P. Christinidis
Richard P. Middleton
Michael J. Solocinski
2000 Second Avenue, 688 WCB
Detroit, MI 48226
(313) 235-7706 (phone)
(313) 235-8500 (fax)
christinidisj@dteenergy.com