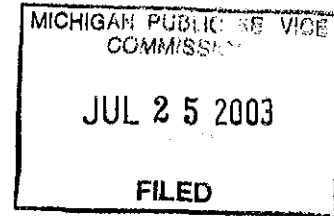


**SCOTT H. DEBROFF, ESQ.**  
**DEBROFF CONSULTING GROUP**  
**4709 PINE RIDGE ROAD**  
**HARRISBURG, PA 17110**



**July 25, 2003**

Mr. Robert Kehres  
Acting Executive Secretary  
Michigan Public Service Commission  
6545 Mercantile Way  
Post Office Box 30221  
Lansing, MI 48909

**RE: Application of Detroit Edison Company**  
**Docket No. U-13808**

Dear Mr. Kehres:

Enclosed for filing with the Commission, please find the Original and Four (4) copies of Nordic Marketing's **PETITION FOR LEAVE TO INTERVENE** in the above-captioned proceeding. Also inclosed is the original Proof of Service indicating service on counsel.

If you have any questions please do not hesitate to contact me.

Very Truly Yours,

A handwritten signature in black ink that reads "Scott DeBroff".

**Scott H. DeBroff, Esq.**  
Counsel for Nordic Marketing, LLC

**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 :

Case No. U-13808

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**PETITION FOR LEAVE  
TO INTERVENE  
BY  
NORDIC MARKETING, LLC**

---

**SCOTT H. DEBROFF, ESQ.  
ATTORNEY FOR PETITIONER  
NORDIC MARKETING, LLC**

**4709 PINE RIDGE ROAD  
HARRISBURG, PA 17110  
TEL: (717) 230-8122  
FAX: (717) 230-8125**

Dated: **July 25, 2003**

**TO ADMINISTRATIVE LAW JUDGE DANIEL E. NICKERSON, JR.:**

AND NOW COMES Nordic Marketing, LLC., (“Nordic” or “Petitioner”), by and through its attorney, and hereby files this **Petition For Leave To Intervene**, to authorize Nordic to intervene in these proceedings pursuant to Rule 201(1) of the Michigan Public Service Commission’s (“Commission”) Rules of Practice and Procedure and the Michigan Administrative Procedures Act MCL § 24.101 et seq. In support of this Petition, Nordic Marketing states as follows:

1. Nordic Marketing LLC is an **Alternative Electric Supplier (“AES”)**, licensed to sell retail electric generation in Michigan and participates in the Detroit Edison Company service territories.

2. On June 19, 2003, Detroit Edison filed an application with this Commission in Case No. U-13808 requesting authority to increase its annual base electric revenues by a total of approximately \$416 million above current frozen rate levels, amend its rate schedules governing the distribution and supply of electric energy, implement its Power Supply Cost Recovery mechanism, and for other miscellaneous accounting authority and regulatory asset recovery.

3. On June 25, 2003, Energy Michigan filed their Petition to Intervene in this matter. Energy Michigan, a Michigan nonprofit corporation was formed to protect and promote the interests of producers and users of independent power. Nordic Marketing is a current member of Energy Michigan. The Association’s membership includes those interested in cogeneration, small power production, power marketing, independent power projects, large users of electricity located in the Detroit Edison electric service territory as well as developers of independent power projects. As a trade association for independent power producers and those interested in this industry, Energy Michigan has been and continues to be interested in Electric Choice rate and rate design issues.

4. In its examination of the DTE application and supporting documentation, Nordic has determined that it will be directly and specifically affected by the outcome of many of the issues in this filing. As these issues are of such a critical business consequence specifically to Nordic and its ability to successfully participate in the competitive market in Michigan, Nordic is intervening directly and seeks to participate as a stand-alone party.

5. Nordic has been reviewing the Applicant's extensive filing over the course of the last several days and believes that it must now pursue participation in this matter as an individual party based on a number of critical issues which DTE brings in its application. Nordic believes that it is directly affected by and interested in the rates, terms and conditions and the policies governing the provision of electricity to its customers. Nordic is also very concerned about DTE's request for expedited recovery of various expenses, rate base investments and regulatory assets to the tune of \$399 Million prior to January 4, 2004.

6. Nordic is interested in examining DTE's recommendations regarding the proposed monthly power supply cost recovery (PSCR) factor for 2004 and the applicable millage per kilowatt hour for calculating future annual base electric revenues and DTE's request to institute a different monthly PSCR factor for 2005 to be determined at a later date. Nordic is also concerned about the issue of "Market Power" in conjunction with DTE's request for a substantial rate increase.

7. Nordic also intends to investigate DTE's request for recovery of "regulatory assets" and for approval to recover those regulatory assets commencing in 2004. Nordic also will be examining the proposed "Regulatory Asset Recovery Surcharge", designed to recover \$31.4 million in 2004 and reach \$109.2 million in 2006, to recognize the amortization over five year periods of the various deferred regulatory assets.

8. Through its work with Energy Michigan, Nordic has intervened and participated in the Detroit Edison unbundling case at Docket U-12966. Also, through the Association, Nordic has appeared in recent Detroit Edison proceedings which covered the development of the market for independent power capacity and for Retail Open Access tariffs and transition charges,

including Cases U-10143, U-10176, U-11452, U-11290 et al, U-10840, U-8869DE, U-9798, U-12489, U-12639 and U-13350.

9. Nordic now seeks the Commission's approval of its "Petition for Leave to Intervene" at this time, after the 21<sup>st</sup> of July but prior to the date set aside for the Pre-Hearing Conference, scheduled for July 28, 2003. Rule 201 of the Michigan Compiled Laws holds that "a petition for leave to intervene that is not filed in a timely manner may be granted upon a showing of good cause and a showing that a grant of the petition will not delay the proceeding or unduly prejudice any party to the proceeding."

10. Nordic has shown good cause, as it just recently retained counsel to represent it in this matter, beginning a relationship on Monday afternoon, July 21, 2003, the due date for intervention filings in this case. As counsel for Nordic did not have time to file a Petition To Intervene by the Commission's deadline that day, Nordic believes that it has shown good cause. Since this Petition has been filed between the Commission's deadline and the time set for the Pre-Hearing Conference, Nordic contends that granting the Petition prior to the outset of the formal proceedings will certainly not delay the proceeding nor unduly prejudice any party to the proceeding.

11. For the reasons stated above, Nordic Marketing has a substantial interest in this matter because the Detroit Edison application will impact the rates paid by its Electric Choice customers. It is the position of Nordic Marketing that the various revised charges proposed by Detroit Edison, as listed, are excessive and should be reduced or revised.

**WHEREFORE**, Nordic Marketing LLC prays that this Commission:

a. Grant the Nordic Marketing Late-filed Petition for Leave to Intervene and admit Nordic to these proceedings as a full party, with all of the participatory rights afforded to parties in Commission proceedings; and

b. Grant such other and further relief as is deemed lawful and appropriate.

Respectfully submitted,

**DEBROFF CONSULTING GROUP  
COUNSEL FOR NORDIC MARKETING, LLC**

By:   
**SCOTT H. DEBROFF, ESQUIRE**

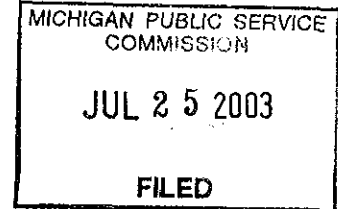
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HARRISBURG, PA 17110**

Tel: (717) 230-8122  
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Email: [debroff@comcast.net](mailto:debroff@comcast.net)

**Dated: July 25, 2003**

**BEFORE THE  
MICHIGAN PUBLIC SERVICE COMMISSION**


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The Detroit Edison Company :  
to increase rates, amend its rate :  
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Case No. U-13808

**PROOF OF SERVICE**

**William Robbins**, being duly sworn, deposes and says that he is an employee of Nordic Marketing LLC, and that on **July 25, 2003**, copies of the attached **NORDIC MARKETING PETITION FOR LEAVE TO INTERVENE** in the above-captioned proceeding were served upon the individuals named on the attached service list by first class United States regular mail and/or electronic mail at their last known addresses.

  
**William Robbins**, Deponent

**MPSC CASE No. U-13808**  
**SERVICE LIST**

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