

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission’s own motion,)	
to implement 2008 PA 295 through issuance of)	Case No. U-15800
a temporary order as required by MCL 460.1191.)	
_____)	

In the matters, on the Commission’s own motion,)	
regarding the regulatory reviews, revisions,)	
determinations, and/or approvals necessary for the)	Case Nos. U-15848 <i>et al.</i>
VILLAGE OF BARAGA, ET AL. , to fully comply)	
with Public Act 295 of 2008.)	
_____)	

At the January 13, 2009 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Orjiakor N. Isiogu, Chairman
Hon. Monica Martinez, Commissioner
Hon. Steven A. Transeth, Commissioner

ORDER AND CLARIFICATION

On October 6, 2008, Governor Jennifer M. Granholm signed Public Act 295 of 2008 (Act 295) into law. Subpart “A” of Part 2 of Act 295 concerns renewable energy. Among other things, Subpart “A” requires all providers of electric service in this state, including municipally-owned electric utilities, to establish renewable energy programs. Subpart “B” of Part 2 of Act 295 concerns energy optimization. Subpart “B” also requires the filing with the Commission of energy optimization plans by municipally-owned electric utilities.

On October 21, 2008, the Commission issued orders opening dockets in Case Nos. U-15848 to U-15888 for each of the municipally-owned electric utilities covered by Act 295.

On December 4, 2008, the Commission issued a temporary order under Section 191 of Act 295, MCL 460.1191, to implement the act. In so doing, the Commission indicated that it would at a later time specify a deadline for the filing of renewable energy plans and energy optimization plans by municipally-owned electric utilities:

For municipally-owned electric utilities, many of whom have until December 14, 2008 to elect to file jointly, the Commission will issue a supplemental order after December 14, 2008 assigning filing deadlines for each of them.

Order, Case No. U-15800, p. 17.

After consideration of the filings submitted by the municipally-owned electric utilities, the Commission finds that all municipally-owned electric utilities shall file their renewable energy plan and energy optimization plan by April 3, 2009.

Additionally, the Commission notes that a number of the municipally-owned electric utilities availed themselves of the ability to consolidate their proceedings. However, they chose to do so conditionally and sought a clarification. For example, in Case No. U-15850 the City of Charlevoix submitted a conditional request for permission to consolidate its proposed case with those of the Village of Baraga, the Chelsea Electric Department, the Village of Clinton, the Coldwater Board of Public Utilities, the Croswell Light & Power Department, the City of Crystal Falls, the Dowagiac Department of Public Services, the City of Eaton Rapids, the Escanaba Electric Department, the City of Gladstone Electrical Department, the Grand Haven Board of Light & Power, the Harbor Springs Municipal Utility, the Hart Hydro-Electric, Hillsdale Board of Public Utilities, the Village of L'Anse, Lowell Light and Power, Marquette Board of Light and Power, the City of Marshall, the City of Negaunee Electric Department, the Newberry Water & Light Board, the Niles Utility Department, the City of Norway Electric Department, the Village of Paw Paw, the City of Petoskey, the Portland Light and Power Board, the City of Saint Louis, the Sebewaing

Light & Water Department, the South Haven Department of Public Works, the City of Stephenson, the City of Sturgis, Union City, the City of Wakefield, Wyandotte Municipal Services, and the Zeeland Board of Public Works.

The filings by these municipally-owned electric utilities indicate that consolidation of their filings is contingent on the issuance by the Commission of a clarification to the effect that although the municipally-owned electric utilities would prefer to have their cases consolidated with those of the other listed municipally-owned electric utilities, they wished to be certain that their individual plans “will be reviewed and acted upon separately from the plans of the other utilities.” The Commission agrees that this is the intent of the Legislature.

THEREFORE, IT IS ORDERED that:

A. All municipally-owned electric utilities shall file their renewable energy plan and energy optimization plan by April 3, 2009.

B. The individual plans of municipally-owned electric utilities that have their cases consolidated under the provision set forth in Section 25(2) of 2008 PA 295, MCL 460.1025(2), shall have their individual plans reviewed and acted upon separately from the plans of the other municipally-owned electric utilities.

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

MICHIGAN PUBLIC SERVICE COMMISSION

Orjiakor N. Isiogu, Chairman

Monica Martinez, Commissioner

Steven A. Transeth, Commissioner

By its action of January 13, 2009.

Mary Jo Kunkle, Executive Secretary

P R O O F O F S E R V I C E

STATE OF MICHIGAN)

Case No. U-15800

County of Ingham)

April M. Arman being duly sworn, deposes and says that on January 13, 2009A.D. she served a copy of the attached Commission orders via E-Mail, first class mail, postage prepaid, or by inter-departmental mail, to the persons as shown on the attached service list.

April M. Arman

Subscribed and sworn to before me
this 13th day of January 2009

Lisa Felice
Notary Public, Eaton County, Michigan
Acting in the County of Ingham
My commission expires on April 15, 2014

Service List U-15800

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Clark Hill PLC
212 E. Grand River Avenue
Lansing MI 48906

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The Ontonagon County Rea. Assoc.
No Name Available
No Name Available
Village of Baraga
Mark Burzych
Direct Energy Business, LLC
Village of Clinton
CMS Energy Resource Mgt Co
Tri-County Electric Co-Op
Tri-County Electric Co-Op
Tri-County Electric Co-Op
Tri-County Electric Co-Op
Aurora Gas Company
Citizens Gas Fuel Company
Consumers Energy Company
Consumers Energy Company
Edison Sault Electric Company
Edison Sault Electric Company
Exelon Energy Company
Indiana Michigan Power Company
SEMCO Energy Gas Company
Superior Energy Company
Upper Peninsula Power Company
Wisconsin Electric Power Company
Alger Delta Cooperative
Bayfield Electric Cooperative
Cherryland Electric Cooperative
Cloverland Electric Cooperative
Cloverland Electric Cooperative
Great Lakes Energy Cooperative
Midwest Energy Cooperative
Thumb Electric Cooperative
Energy USA- TPC Corp
PowerOne Corp
FirstEnergy Solutions Corp.
Wisconsin Public Service Corp.
Liberty Power Delaware (Holdings)
Niles Utilities Department
Stephson Utilities Department
Marshall Electric Dept. (Union City)
Chelsea Department of Electric & Water
Michigan Gas and Electric
Presque Isle Electric & Gas Cooperative, INC
Presque Isle Electric & Gas Co-op
Commerce Energy
Cornerstone Energy
DTE Energy
Exelon Energy
MidAmerican Energy

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jgriffith@CI.STURGIS.MI.US

My Choice Energy
Quest Energy, L.L.C.
Spartan Renewable Energy, Inc. (Wolverine Power Marketing)
Xcel Energy
Constellation New Energy-Gas
City of Escanaba
City of Crystal Falls
Lisa Felice
Spark Energy Gas, LP
Universal Gas & Electric Corporation
City of Gladstone
City of South Haven
Interstate Gas Supply Inc
Constellation NewEnergy Inc.
MxEnergy Inc.
Village of L'Anse
Bay City Electric Light & Power
Grand Haven Board of Light & Power
Lansing Board of Water and Light
Marquette Board of Light & Power
Traverse City Light & Power
CMS ERM Michigan LLC
CMS ERM Michigan LLC
Metro Energy LLC
Premier Energy Marketing LLC
Proliance Energy LLC
Strategic Energy LLC
City of Saint Louis
American PowerNet Management, L.P.
Nordic Marketing, L.L.C.
U.P. Power Marketing, LLC
City of Marshall
Nordic Marketing of Michigan.com
Accent Energy Midwest
Mary Jo Kunkle - MPSC
City of Portland
Alpena Power
Lowell Light and Power
City of Eaton Rapids
Royal Bank of Scotland
Integrysts Energy Service, Inc WPSES
BlueStar Energy Services
Direct Energy Services
Lakeshore Energy Services
Realgy Energy Services
Volunteer Energy Services
Wyandotte Municipal Services
Wyandotte Municipal Services
Sempra Energy Solutions
City of Sturgis

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Coldwater Board of Public Utilities
Hillsdale Board of Public Utilities
Hillsdale Board of Public Utilities
Michigan Gas Utilities
Neguantee Department of Public Works
Zeeland Board of Public Works

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* Total number of users subscribed to the list: 105
* Total number of local host users on the list: 0
*

Service List for U-15800, U-15848 and U-15770

Croswell Municipal Light & Power Dept.
100 North Howard Street
Croswell, MI 48422

City of Hart Hydro
3 Water Street
Hart MI 49420

City of Petoskey
101 East Lake St.
Petoskey MI 49770

Newberry Water and Light Board
307 E. McMillan Ave
PO Box 228
Newberry MI 49868-0228

City of Sebewaing
108 West Main St.
Sebewaing MI 48759

City of Wakefield
311 Sunday Lake St.
Wakefield MI 49968

Village of Paw Paw
110 Harry L. Bush Blvd.
PO Box 179
Paw Paw, MI 49079

City of Bay City
900 S. Water Street
Bay City, MI 48708

City of Harbor Springs
160 Zoll Street
Harbor Springs, MI 49740

City of Norway
915 Main Street
PO Box 99
Norway MI 49870

Daggett Electric Department
210 School Rd
PO Box 2
Daggett, MI 49821-0002

Detroit Public Lighting Department
9449 Grinnell Ave
Detroit, MI 48213

City of Charlevoix
210 State Street
Charlevoix MI 49720

City of Stephenson
W628 Samuel Street
PO Box 467
Stephenson MI 49887-04676

City of Dowagiac
241 South Front Street
Dowagiac, MI 49047

Holland Board of Public Works
625 Hastings Avenue
Holland, MI 49423