

**STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION**

**NOTICE OF HEARING  
FOR THE CUSTOMERS OF  
ALPENA POWER COMPANY  
CASE NO. U-16654**

- Alpena Power Company requests Michigan Public Service Commission approval to reconcile its Renewable Energy Plan costs and surcharges to customers for the 12-month period ended December 31, 2011.
- The information below describes how a person may participate in this case.
- You may call or write Alpena Power Company, 401 North Ninth Avenue, Alpena, Michigan 49707, (989) 358-4900 for a free copy of its application. Any person may review the application at the offices of Alpena Power Company.
- The first public hearing in this matter will be held:

**DATE/TIME:** September 25, 2012, 9:00 a.m.  
This hearing will be a prehearing conference to set future hearing dates and decide other procedural matters.

**BEFORE:** Administrative Law Judge Sharon L. Feldman

**LOCATION:** Constitution Hall  
525 West Allegan  
Lansing, Michigan

**PARTICIPATION:** Any interested person may attend and participate. The hearing site is accessible, including handicapped parking. Persons needing any accommodation to participate should contact the Commission's Executive Secretary at (517) 241-6160 in advance to request mobility, visual, hearing or other assistance.

The Michigan Public Service Commission (Commission) will hold a public hearing to consider Alpena Power Company's (Alpena) August 23, 2012 application seeking Commission approval to reconcile its renewable energy incremental costs for compliance and actual surcharges collected under its Renewable Energy Plan for the 12-month period ending December 31, 2011. Alpena represents that its accrued actual cost of compliance for 2011 was \$836,994 while the actual amount surcharged to customers was \$826,631. Alpena is not requesting any revenue adjustment.

All documents filed in this case shall be submitted electronically through the Commission's E-Dockets website at: [michigan.gov/mpscedockets](http://michigan.gov/mpscedockets). Requirements and instructions for filing can be found in the User Manual on the E-Dockets help page. Documents may also be submitted, in Word or PDF format, as an attachment to an email sent to: [mpscedockets@michigan.gov](mailto:mpscedockets@michigan.gov). If you require assistance prior to e-filing, contact Commission staff at (517) 241-6180 or by email at: [mpscedockets@michigan.gov](mailto:mpscedockets@michigan.gov).

Any person wishing to intervene and become a party to the case shall electronically file a petition to intervene with this Commission by September 18, 2012. (Petitions to intervene may also be filed using the traditional paper format.) The proof of service shall indicate service upon Alpena's attorney, James D. Florip, at Gillard, Bauer, Mazrum, Florip, Smigelski, & Gulden, 109 E. Chishlom Street, Alpena, Michigan 49707.

Any person wishing to appear at the hearing to make a statement of position without becoming a party to the case may participate by filing an appearance. To file an appearance, the individual must attend the hearing and advise the presiding administrative law judge of his/her wish to make a statement of position. All information submitted to the Commission in this matter will become public information: available on the Michigan Public Service Commission's website, and subject to disclosure.

Requests for adjournment must be made pursuant to the Commission's Rules of Practice and Procedure R 460.17315 and R 460.17335. Requests for further information on adjournment should be directed to (517) 241-6060.

A copy of Alpena's request may be reviewed on the Commission's website at: [michigan.gov/mpscedockets](http://michigan.gov/mpscedockets), and at the office of Alpena Power Company, 401 North Ninth Avenue, Alpena, Michigan. For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 241-6180.

Jurisdiction is pursuant to 1909 PA 106, as amended, MCL 460.551 et seq.; 1919 PA 419, as amended, MCL 460.54 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; 1982 PA 304, as amended, MCL 460.6h et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; 2008 PA 295, MCL 460.1001 et seq., and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 et seq.

August 30, 2012



STATE OF MICHIGAN

RICK SNYDER  
GOVERNOR

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
PUBLIC SERVICE COMMISSION

STEVEN H. HILFINGER  
DIRECTOR

ORJIAKOR N. ISIOGU    JOHN D. QUACKENBUSH    GREG R. WHITE  
COMMISSIONER            CHAIRMAN            COMMISSIONER

August 30, 2012  
Case No. U-16654

Mr. James D. Florip  
Gillard, Bauer, Mazrum, Florip,  
Smigelski, and Gulden  
109 E. Chishlom Street  
Alpena, Michigan 49707

Dear Mr. Florip:

Alpena Power Company shall mail, by September 11, 2012, a copy of the enclosed notice of hearing to all cities, incorporated villages, townships and counties in its electric service area. Proof of service shall be filed by the prehearing conference on September 25, 2012.

Alpena Power Company shall cause the enclosed notice of hearing to be published in daily newspapers of general circulation throughout its electric service area by September 11, 2012. Publishing requirements and a copy of the publishing format are enclosed. Affidavits of publication shall be filed by the prehearing conference on September 25, 2012.

Alpena Power Company shall, by September 25, 2012, serve copies of its filing on all parties to its most recently completed or pending general rate case and any persons who have previously expressed a desire to participate in the proceeding. Proofs of service shall be filed with the Commission by October 2, 2012.

Sincerely,

Mary Jo Kunkle  
Executive Secretary

Enclosures

**R 460.17315 Adjournments.**

Rule 315

(1) Unless the presiding officer allows otherwise, a request for adjournment shall be by motion or stipulation made orally at a hearing or in writing and shall be based on good cause.

(2) A motion or stipulation for adjournment shall state the party who is requesting the adjournment and the reason for the adjournment.

(3) An adjournment may be granted for good cause and shall be in writing or on the record.

(4) In granting an adjournment, the presiding officer, chief administrative law judge, or commission may impose reasonable conditions.

History: 1992 MR 3, Eff. Apr. 9, 1992.

**R 460.17335 Motion practice.**

Rule 335

(1) In a pending proceeding, a request to the commission or presiding officer for a ruling or order, other than a final order, shall be by motion. Unless made during a hearing, a motion shall be in compliance with all of the following provisions:

(a) Be in writing.

(b) State with particularity the grounds and authority on which the motion is based.

(c) State the relief or order sought.

(d) Be signed by the party or the party's attorney.

(2) Unless a different time is set by the commission or presiding officer or unless the motion is one that may be heard ex parte, a written motion, notice of the hearing on the motion, and any supporting brief or affidavits shall be served as follows:

(a) Not less than 9 days before the hearing, if served by mail.

(b) Not less than 7 days before the hearing, if served by delivery to the attorney or party under Michigan court rule 2.107(c)(1) or (2).

(3) Unless a different time is set by the commission or presiding officer, any response to a motion, including a brief or an affidavit, shall be served as follows:

(a) Not less than 5 days before the hearing, if served by mail.

(b) Not less than 3 days before the hearing, if served by delivery to the attorney or party under Michigan court rule 2.107(c)(1) or (2).

(4) Motions shall be noticed for hearing at the time designated by the commission or presiding officer.

(5) When a motion is based on facts not appearing on the record, the commission or presiding officer may hear the motion on affidavits presented by the parties or may direct that the motion be heard wholly or partly on oral testimony or deposition.

(6) The commission or presiding officer may limit oral arguments on motions and may require the parties to file briefs in support of, and in opposition to, a motion. The commission may dispense with oral argument on matters brought before the commission.

History: 1992 MR 3, Eff. Apr. 9, 1992.

**PUBLISHING REQUIREMENTS  
FOR  
NOTICES OF HEARING**

- Published title of notice shall be printed in at least 14-point boldfaced type.
- Body of notice shall be in clearly discernible type.
- Body of notice shall be surrounded by a black border that is not less than 1/8 of an inch from the body of the notice.
- Company logo should be displayed at the end of the published notice.

NOTICE OF HEARING  
FOR THE CUSTOMERS OF

(COMPANY)  
CASE NO. U-

- (COMPANY) will implement a **(proposed action)** if the Michigan Public Service Commission (Commission) approves its request.
- The information below describes how a person may participate in this case.
- You may call or write **(Company, Address, Telephone Number)** for a free copy of its application. Any person may review the application at **(Company's)** offices.
- The first public hearing in this matter will be held:

DATE/TIME: Month, day, year (e.g. April 5, 2007), at Time (e.g. 9:00 a.m.)

BEFORE: Administrative Law Judge (Name)

LOCATION: Michigan Public Service Commission  
6545 Mercantile Way, Suite 7  
Lansing, Michigan

PARTICIPATION: Any interested person may attend and participate. The hearing site is accessible, including handicapped parking. Persons needing any accommodation to participate should contact the Commission's Executive Secretary at (517) 241-6160 in advance to request mobility, visual, hearing or other assistance.

The Michigan Public Service Commission will hold a public hearing to consider **(Company's) (Date)** request for **(brief summary of application)**.

Implementation method(s)/schedule(s).

Any person wishing to intervene and become a party to the case shall file a petition to intervene with this Commission by **(Date)**. The proof of service shall indicate service upon **(Company's) Attorney, (Name), (Address)**.

Any person wishing to make a statement of position without becoming a party to the case, may participate by filing an appearance. To file an appearance, the individual must attend the hearing and advise the presiding administrative law judge of his or her wish to make a statement of position. All information submitted to the Commission in this matter will become public information: available on the Michigan Public Service Commission's Web site, and subject to disclosure.

Requests for adjournment must be made pursuant to the Commission's Rules of Practice and Procedure R 460.17315 and R 460.17335. Requests for further information on adjournment should be directed to (517) 241-6060.

A copy of **(Company's)** request may also be reviewed on the Commission's Web site at <http://efile.mpsc.cis.state.mi.us/efile>, or at the office of the Commission's Executive Secretary, 6545 Mercantile Way, Suite 7, Lansing, MI, and at the office of **(Company, Address)**. For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 241-6170.

The Commission has jurisdiction pursuant to **(cite appropriate jurisdiction)**.

- (Company Logo)

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STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application Alpena Power Company to com- )  
mence a Renewable Energy Cost reconciliation proceeding for ) U-16654  
the 12-month period ending December 31, 2011. )  
\_\_\_\_\_ )

P R O O F   O F   S E R V I C E

STATE OF MICHIGAN    )  
                                  )

County of Ingham        )

Gloria Pearl Jones being duly sworn, deposes and says that on August 30, 2012 A.D. she served a copy of the attached **Notice of Hearing** by interdepartmental mail to those persons employed by the state of Michigan; or by mailing copies thereof in a sealed envelope by first class mail, with postage prepaid, to the persons as shown on the attached service list.

\_\_\_\_\_  
Gloria Pearl Jones

Subscribed and sworn to before me  
This 30<sup>th</sup> day of August 2012

\_\_\_\_\_  
Lisa Felice  
Notary Public, Eaton County, Michigan  
My Commission expires April 15, 2014

Service List – Case No. U-16654

Alpena Power Company  
Vicki Goodburne  
401 N. Ninth Avenue  
P.O. Box 188  
Alpena MI 49707

Amit T. Singh  
Michigan Dept. of Attorney General  
Public Service Division  
6545 Mercantile Way, Suite 15  
Lansing MI 48911

James D. Florip  
Gillard Bauer Mazrum Florip Smigelski  
& Gulden  
109 E. Chisholm Street  
Alpena MI 49707

Kristin M. Smith  
Michigan Dept. of Attorney General  
Public Service Division  
6545 Mercantile Way, Suite 15  
Lansing MI 48911