

MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC SERVICE COMMISSION HELD IN ITS OFFICES ON NOVEMBER 14, 2019

Commission Chairman Sally A. Talberg called the meeting to order at 1:32 p.m.  
Executive Secretary Lisa Felice called the roll and declared there was a quorum.

**PRESENT**

Commission: Sally A. Talberg, Chairman  
Daniel C. Scripps, Commissioner  
Tremaine L. Phillips, Commissioner

Staff: Blair Renfro  
Matt Helms  
Lisa Felice  
Raushawn Bodiford  
Al Freeman  
Jill Rusnak  
Brianna Brown  
Staci Sova  
Ryan Wilson  
Ryan McAnany  
Paul Proudfoot  
Daniel Gottschalk  
Ryan Laruwe

Public: Kwafo Adarkwa, ITC  
Robert O'Meara, ITC  
Amy Monopoli, ITC  
Mike Delaney, Consumers Energy  
Adella Crozier, DTE  
Mike Torrey, Consumers Energy  
Candace Gonzales, Consumers Energy  
Karen Wienke, Consumers Energy  
Yvette Collins, AT&T

I. Commissioner Scripps moved to approve today's agenda, Commissioner Phillips seconded.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The agenda was approved.

**II.** Commissioner Scripps moved to approve the minutes of the Regular Commission Meeting of October 17, 2019, Commissioner Phillips seconded.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The minutes were approved.

**III.** Commissioner Scripps moved to affirm the current ByLaws, Commissioner Phillips seconded.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The ByLaws were affirmed.

**IV. CONSENTED ORDERS**

**A. COMMUNICATIONS**

1. U-16940 IN THE MATTER OF THE APPLICATION OF Q LINK WIRELESS LLC FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER IN THE STATE OF MICHIGAN  
(final order)

**B. ELECTRIC**

1. U-20564 IN THE MATTER OF THE COMPLAINT OF LEONARD VANDERPLOEG AGAINST DTE ENERGY COMPANY  
(request for voluntary dismissal)
2. U-20566 IN THE MATTER OF THE COMPLAINT OF JOHN AND CHRISTINA FAULKNER AGAINST DTE ENERGY COMPANY  
(request for voluntary dismissal)
3. MINUTE ACTION INTERNATIONAL TRANSMISSION COMPANY, *ET AL.* v. FEDERAL ENERGY REGULATORY COMMISSION, U.S. COURT OF APPEALS, DC, CASE NO. 19-1190
4. MINUTE ACTION WOLVERINE POWER SUPPLY COOPERATIVE, INC. v. MIDCONTINENT INDEPENDENT SYSTEM OPERATOR, INC., FERC DOCKET NO. EL19-102-000

5. MINUTE ACTION MIDCONTINENT INDEPENDENT OPERATOR SYSTEM OPERATOR, INC., FILING OF REVISIONS TO MISO'S GENERATOR INTERCONNECTION PROCEDURES, FERC DOCKET NO. ER20-41-000
6. MINUTE ACTION MIDCONTINENT INDEPENDENT OPERATOR SYSTEM OPERATOR, INC., TARIFF FILING TO PRECLUDE RESOURCES WITH LONG-TERM OUTAGES FROM PARTICIPATION IN THE PLANNING RESOURCE AUCTION, FERC DOCKET NO. ER20-129-000
7. MINUTE ACTION PJM INTERCONNECTION LLC, SECTION 206 PROCEEDING, FERC DOCKET NO. EL19-100-000

Commissioner Scripps moved that the Commission approve all the orders and minutes on the consent agenda. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The 3 orders and 5 minutes were adopted.

## V. OTHER ORDERS

### A. ELECTRIC

1. U-18249 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR APPROVAL OF THE FOURTEENTH ELECTRIC RATE BOOK AND THIRD GAS RATE BOOK  
(*ex parte*/final order)

Case No. U-18249 involves an application filed by Consumers Energy Company for *ex parte* approval of the company's fourteenth Rate Book for Electric Service and third Rate Book for Natural Gas Service. The order before you approves the application. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

2. U-18402 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR APPROVAL OF A POWER SUPPLY COST RECOVERY PLAN AND FOR AUTHORIZATION OF MONTHLY POWER SUPPLY COST RECOVERY FACTORS FOR THE YEAR 2018  
(final order)

Commission Staff Raushawn Bodiford, Energy Operations Division, presented a brief synopsis of the case listed above. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

3. U-18427 IN THE MATTER OF THE APPLICATION OF DETROIT THERMAL, LLC FOR APPROVAL OF A STEAM SALES AGREEMENT  
(*ex parte*/final order)

Case No. U-18427 involves an application filed by Detroit Thermal, LLC, for *ex parte* approval of an amendment to its steam sales agreement with the County of Wayne and the Detroit-Wayne Joint Building Authority. The order before you approves the amendment. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

4. U-20317 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, TO CONSIDER CHANGES IN THE RATES OF ALL THE MICHIGAN RATE-REGULATED ELECTRIC, STEAM AND NATURAL GAS UTILITIES TO REFLECT THE EFFECTS OF THE FEDERAL TAX CUTS AND JOBS ACT OF 2017: INDIANA MICHIGAN POWER COMPANY (ELECTRIC) FILES AN APPLICATION FOR DETERMINATION OF CALCULATION C AS DESCRIBED IN ORDER U-18494  
(final order)
- U-18494 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, TO CONSIDER CHANGES IN THE RATES OF ALL MICHIGAN RATE-REGULATED ELECTRIC, STEAM, AND NATURAL GAS

- UTILITIES TO REFLECT THE EFFECTS OF THE PENDING FEDERAL TAX CUTS AND JOBS ACT OF 2017: ALPENA POWER COMPANY, *ET AL.*
- U-20107 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, TO CONSIDER CHANGES IN THE RATES OF ALL OF THE MICHIGAN RATE-REGULATED ELECTRIC, STEAM, AND NATURAL GAS UTILITIES TO REFLECT THE EFFECTS OF THE FEDERAL TAX CUTS AND JOBS ACT OF 2017: INDIANA MICHIGAN POWER COMPANY (ELECTRIC) FILES AN APPLICATION FOR DETERMINATION OF CREDIT A AS DESCRIBED IN ORDER U-18494
- U-20316 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, TO CONSIDER CHANGES IN THE RATES OF ALL THE MICHIGAN RATE-REGULATED ELECTRIC, STEAM AND NATURAL GAS UTILITIES TO REFLECT THE EFFECTS OF THE FEDERAL TAX CUTS AND JOBS ACT OF 2017: INDIANA MICHIGAN POWER COMPANY (ELECTRIC) FILES AN APPLICATION FOR DETERMINATION OF CREDIT B AS DESCRIBED IN ORDER U-18494

Commission Staff Daniel Gottschalk, Regulated Energy Division, presented a brief synopsis of the case listed above. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Chairman Talberg thanked staff for their hard work and efforts to bring tax savings and maximize the amount returned to ratepayers.

Commissioner Scripps thanked staff and former Commissioner and current Treasurer, Rachael Eubanks for their efforts. Commissioner Scripps also thanked Chairman Talberg for her leadership to return these tax savings to ratepayers.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

5. U-20497 IN THE MATTER OF THE APPLICATION OF MICHIGAN ELECTRIC TRANSMISSION COMPANY, LLC, WOLVERINE POWER SUPPLY COOPERATIVE, INC. AND MIDWEST ENERGY AND COMMUNICATIONS FOR AN ADMINISTRATIVE DETERMINATION REGARDING THE PROPER CLASSIFICATION OF CERTAIN FACILITIES AND TO SUBMIT FINDINGS TO THE FEDERAL ENERGY REGULATORY COMMISSION (final order)

Commission Staff Jill Rusnak, Strategic Operations Division, presented a brief synopsis of the case listed above. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Chairman Talberg acknowledged the amount of time spent on this case. She indicated that the evidence is clear and is hopeful that the guidance in this order will shed light on future potential issues going forward and encourages energy providers to work collaboratively.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

6. U-20559 IN THE MATTER OF THE COMPLAINT OF GEANIECE D. CARTER AGAINST DTE ENERGY COMPANY (final order)

Case No. U-20559 involves a complaint filed against DTE Energy Company. The order before you dismisses the complaint with prejudice. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

7. U-20602 IN THE MATTER OF THE APPLICATION OF DTE ELECTRIC COMPANY FOR APPROVAL OF ITS ADVANCED CUSTOMER PRICING PILOTS (*ex parte*/interim order)

Case No. U-20602 involves an application filed by DTE Electric Company for approval of pilot rates. The order before you approves deferral of certain one-time operations and maintenance costs. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

8. U-20604 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR APPROVAL OF POWER PURCHASE AGREEMENTS  
(*ex parte*/Crystal Flash Renewable, LLC and Grenfell, Inc.)

Case No. U-20604 involves an application by Consumers Energy Company for *ex parte* approval of power purchase agreements with Crystal Flash Renewable Energy, LLC, d/b/a Bay Windpower I, and Grenfell, Inc. The order before you approves *ex parte* the power purchase agreements. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

9. U-20648 IN THE MATTER OF THE APPLICATION OF UPPER PENINSULA POWER COMPANY TO CONFORM ITS MONTHLY METER READING REQUIREMENTS IN THE COMMISSION’S BILLING PRACTICES APPLICABLE TO RESIDENTIAL AND NON-RESIDENTIAL ELECTRIC CUSTOMERS TO THE TERMS OF THE SETTLEMENT AND FOR WAIVERS FROM CERTAIN REQUIREMENTS OF THE COMMISSION’S TECHNICAL STANDARDS FOR ELECTRIC SERVICE.  
(*ex parte*/request for waivers)

Case No. U-20648 involves an application filed by Upper Peninsula Power Company for an extension of its current waiver from the meter reading rules, and a request for a waiver from the Commission’s Technical Standards for Electric Service addressing meter testing. The order before you grants a six-month extension of the monthly meter reading requirement waiver, and grants the request for waivers of the sample testing, periodic testing and rejected/failed lot meter replacement requirements. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

**B. GAS**

1. U-20637 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT AND OPERATE AN 8-INCH GAS WELL PIPELINE (N-303 WELL LINE) (*ex parte*/final order)

Case No. U-20637 involves an application by Consumers Energy Company requesting *ex parte* approval to construct and operate the N-303 Well Line in Washtenaw County. The order before you approves the application *ex parte* and makes the required agency findings regarding the pipeline's environmental impact. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

**C. VIDEO/CABLE**

1. U-20504 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, DIRECTING MARTELL CABLE SERVICES, INC., AND ANTHONY MARTELL d/b/a MARTELL CABLE SERVICE, TO SHOW CAUSE WHY IT SHOULD NOT BE FOUND TO BE IN VIOLATION OF THE UNIFORM VIDEO SERVICES LOCAL FRANCHISE ACT, 2006 PA 480, MCL 484.3301 *ET SEQ.*  
(final order)
- U-20093 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, DIRECTING MARTELL CABLE SERVICES, INC., TO SHOW CAUSE WHY IT SHOULD NOT BE FOUND TO BE IN VIOLATION OF THE UNIFORM VIDEO SERVICES LOCAL FRANCHISE ACT, 2006 PA 480, MCL 484.3301 *ET SEQ.*

Commission Staff Ryan McAnany, Telecommunications Division, presented a brief synopsis of the case listed above. Commissioner Scripps moved that the Commission approve the order at its November 14, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None



The order was adopted.

## VI. PUBLIC COMMENTS

There were no public comments.

A recording of the proceedings of the November 14, 2019 meeting is archived at:  
[https://www.michigan.gov/mpsc/0,9535,7-395-93307\\_93316\\_93317\\_93875---Y,00.html](https://www.michigan.gov/mpsc/0,9535,7-395-93307_93316_93317_93875---Y,00.html) .

Chairman Talberg announced that the next regularly scheduled Commission Meeting will be held on Friday, December 6, 2019 at 10:00 a.m.

Commissioner Scripps moved that the Commission adjourn, Commissioner Phillips seconded.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The motion was approved.

The meeting adjourned at 1:57 p.m.

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Lisa Felice  
Executive Secretary