

MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC  
SERVICE COMMISSION HELD IN ITS OFFICES ON DECEMBER 6, 2019

Commission Chairman Sally A. Talberg called the meeting to order at 10:01 a.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: Barbara Kunkel  
Matt Helms  
Lisa Felice  
Brianna Brown  
Al Freeman  
Paul Proudfoot  
Nicholas Taylor  
Staci Sova  
Ryan Wilson  
Patrick Hudson  
Jesse Harlow  
Jill Rusnak  
Ryan Laruwe

Public: Donald Hazzard  
John Liskey, CARE/CUB  
Justyna Filas  
Jeff Kunkel  
Suzy Westmoreland, MEGA  
Mike Torrey, Consumers Energy  
Shaun Johnson, Consumers Energy  
Sarah Jorgensen, Consumers Energy

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 November 14, 2019, Commissioner Phillips seconded.

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

The minutes were approved.

### **III. CONSENTED ORDERS**

#### **A. COMMUNICATIONS**

1. U-14553 IN THE MATTER OF THE REQUEST FOR APPROVAL OF A MULTI-STATE INTERCONNECTION AGREEMENT BETWEEN METROPOLITAN TELECOMMUNICATIONS OF MICHIGAN, INC. d/b/a METTEL DE AND VARIOUS SBC COMMUNICATIONS, INC. OWNED COMPANIES, INCLUDING SBC MICHIGAN d/b/a AT&T MICHIGAN  
(sixth amendment)
- U-18103 IN THE MATTER OF THE REQUEST FOR APPROVAL OF A MULTI-STATE INTERCONNECTION AGREEMENT BETWEEN VARIOUS AT&T CORP. RELATED COMPANIES INCLUDING AT&T CORP. AND TELEPORT COMMUNICATIONS AMERICA, LLC AND VARIOUS AT&T INC. OWNED COMPANIES INCLUDING AT&T MICHIGAN  
(second amendment)
2. U-20660 IN THE MATTER OF THE APPLICATION OF TELEPORT COMMUNICATIONS AMERICA, LLC, TO AMEND THE GEOGRAPHIC SERVICE AREA OF ITS LICENSE TO PROVIDE BASIC LOCAL EXCHANGE SERVICES TO INCLUDE ALL ZONES AND EXCHANGE AREAS IN THE STATE OF MICHIGAN AND REQUEST FOR A TEMPORARY LICENSE  
(interim order)

#### **B. ELECTRIC**

1. U-20378 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, REGARDING THE REGULATORY REVIEWS, REVISIONS, DETERMINATIONS, AND/OR APPROVALS NECESSARY FOR WISCONSIN ELECTRIC POWER COMPANY TO FULLY COMPLY WITH PUBLIC ACT 295 OF 2008, AS AMENDED BY PUBLIC ACT 342 OF 2016  
(final order)

2. U-20487 IN THE MATTER OF THE APPLICATION OF UPPER PENINSULA POWER COMPANY TO COMMENCE A RENEWABLE ENERGY COST RECONCILIATION PROCEEDING FOR THE 12-MONTH PERIOD ENDED DECEMBER 31, 2018  
(final order)
3. U-20514 IN THE MATTER OF THE COMPLAINT OF MAURICE EVANS AGAINST DTE ENERGY COMPANY  
(request for voluntary dismissal)

**C. GAS**

1. U-20431 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, REGARDING THE REGULATORY REVIEWS, REVISIONS, DETERMINATIONS, AND/OR APPROVALS NECESSARY FOR SEMCO ENERGY, INC., TO FULLY COMPLY WITH PUBLIC ACT 295 OF 2008, AS AMENDED BY PUBLIC ACT 342 OF 2016  
(final order)
2. U-20522 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR AUTHORITY TO RECONCILE ITS INVESTMENT RECOVERY MECHANISM AND FOR OTHER RELIEF FOR THE PERIOD JANUARY 1, 2018, THROUGH AUGUST 31, 2018  
(final order)

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

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

The orders were adopted.

**IV. OTHER ORDERS**

**A. ELECTRIC**

1. U-15805 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, REGARDING THE REGULATORY REVIEWS, REVISIONS, DETERMINATIONS, AND/OR APPROVALS NECESSARY FOR CONSUMERS ENERGY COMPANY TO FULLY COMPLY WITH PUBLIC ACTS 286 AND 295 OF 2008

(petition for rehearing)

Case No. U-15805 involves a petition for rehearing filed by Consumers Energy Company. The order before you grants the petition for rehearing and the relief requested therein. Commissioner Scripps moved that the Commission approve the order at its December 6, 2019 meeting. Commissioner Phillips seconded that motion.

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

The order was adopted.

2. U-20150 IN THE MATTER OF THE COMPLAINT OF CITIZENS AGAINST RATE EXCESS AGAINST UPPER PENINSULA POWER COMPANY (applications for leave to appeal)

Case No. U-20150 involves a complaint filed by Citizens Against Rate Excess against Upper Peninsula Power Company. The order before you grants the applications for leave to appeal filed by Upper Peninsula Power Company, and denies the requested relief. Commissioner Scripps moved that the Commission approve the order at its December 6, 2019 meeting. Commissioner Phillips seconded that motion.

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

The order was adopted.

3. U-20350 IN THE MATTER OF THE APPLICATION OF UPPER PENINSULA POWER COMPANY FOR APPROVAL OF ITS INTEGRATED RESOURCE PLAN PURSUANT TO MCL 460.6t AND FOR OTHER RELIEF (interim order)

Commission Staff Al Freeman, Strategic Operations Division, presented a brief synopsis of the case listed above. Commissioner Scripps moved that the Commission approve the order at its December 6, 2019 meeting. Commissioner Phillips seconded that motion.

Chairman Talberg noted that this was the first fully litigated integrated resource plan. She appreciated the input of all those involved to make informed decisions and bring this case to closure.

Vote: Yeas – Talberg, Scripps, Phillips

Nays – None

The order was adopted.

4. U-20604 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR APPROVAL OF POWER PURCHASE AGREEMENTS  
(*ex parte*/Good Fruits Storage, LLC; NextSun Energy MI, LLC; Cypress Creek Renewables, LLC; and Geronimo Energy, LLC)

Case No. U-20604 involves an application by Consumers Energy Company for *ex parte* approval of power purchase agreements with qualifying facilities. The order before you approves the power purchase agreements between Consumers and Good Fruit Storage, LLC; Consumers and NextSun Energy, LLC; Consumers and Cypress Creek Renewables, LLC; and Consumers and Geronimo Energy, LLC, as in compliance with 1982 PA 304. Commissioner Scripps moved that the Commission approve the order at its December 6, 2019 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips

Nays – None

The order was adopted.

**B. GAS**

1. U-20479 IN THE MATTER OF THE APPLICATION OF SEMCO ENERGY GAS COMPANY FOR AUTHORITY TO INCREASE ITS RATES FOR THE DISTRIBUTION AND TRANSPORTATION OF NATURAL GAS AND FOR OTHER RELIEF  
(final order)

Commission Staff Al Freeman, Strategic Operations Division, presented a brief synopsis of the case listed above. Commissioner Scripps moved that the Commission approve the order at its December 6, 2019 meeting. Commissioner Phillips seconded that motion.

Chairman Talberg appreciated the commitment to make additional improvements to SEMCO Gas's infrastructure for safety and reliability embedded in this settlement. The Chairman also noted the innovative rate discounts made available to low-income customers.

Vote: Yeas – Talberg, Scripps, Phillips

Nays – None

The order was adopted.

2. U-20517 IN THE MATTER OF THE APPLICATION OF MICHIGAN GAS UTILITIES CORPORATION FOR A WAIVER OF R 460.2352 AND FOR APPROVAL OF ALTERNATIVE NATURAL GAS DIAPHRAGM METER TESTING PROCEDURES  
(*ex parte*/request for waivers)

Case No. U-20517 involves an application by Michigan Gas Utilities Corporation seeking *ex parte* approval of a temporary waiver of the meter testing requirements in the Commission's Technical Standards for Gas Service and for other relief. The order before you approves the application and grants the requested relief. Commissioner Scripps moved that the Commission approve the order at its December 6, 2019 meeting. Commissioner Phillips seconded that motion.

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

The order was adopted.

3. U-20653 IN THE MATTER OF THE APPLICATION OF PRESQUE ISLE ELECTRIC & GAS CO-OP AND THE TOWNSHIP OF ALLIS TO HAVE THE COMMISSION ESTABLISH RATES, CHARGES, TERMS AND CONDITIONS FOR NATURAL GAS SERVICE IN PRESQUE ISLE'S REGULATED DIVISION  
(joint request to return to Home Rule regulation/final order)

Case No. U-20653 involves a joint petition by Presque Isle Electric & Gas Co-op and the Township of Allis requesting approval of the return to Home Rule regulation for natural gas service in Presque Isle Electric & Gas Co-op's Regulated Gas Division, as it pertains to the Township of Allis. The order before you approves the request. Commissioner Scripps moved that the Commission approve the order at its December 6, 2019 meeting. Commissioner Phillips seconded that motion.

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

The order was adopted.

## **V. PUBLIC COMMENTS**

There were no public comments.

Chairman Talberg acknowledged the effects of utility workers to ensure energy reliability during the storms that occurred on the holiday weekend.

Chairman Talberg announced that Rob Ozar, Energy Resources Division, will be retiring at the end of this year. The Chairman highlighted some of Mr. Ozar's accomplishments during his 40+ years at the Commission.

A recording of the proceedings of the December 6, 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 and year-end review will be held on December 19, 2019 at 1:30 p.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 10:18 a.m.

---

Lisa Felice  
Executive Secretary