

MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC SERVICE COMMISSION HELD IN ITS OFFICES AND AVAILABLE VIA MICROSOFT TEAMS VIDEO CONFERENCING ON APRIL 25, 2024.

Commission Chair Daniel C. Scripps called the meeting to order at 1:03 p.m.  
Executive Secretary Lisa Felice called the roll and declared there was a quorum.

**PRESENT**

Commission: Daniel C. Scripps, Chair  
Katherine Peretick, Commissioner  
Alessandra Carreon, Commissioner

Staff: Jana Bachman  
Charlie Tidwell  
Matt Helms  
Lisa Felice  
Lori Mayabb  
Al Freeman  
Kevin Spence  
Jacob Martus  
Alena Clark  
Nick Taylor  
Paul Proudfoot  
Jill Rusnak  
Jason Mailloux  
Charlie Tidwell  
Andy Hannum  
Kyle Daymon  
Ryan Boutet  
Jillian Bowden  
Dave Isakson  
Elaina Braunschweig  
Ally Durfee  
Jessica Duell  
Hunter Hansen  
Nick Evans  
Wanda Clavon-Jones  
Chris Forist  
Cathy Cole  
Mike Byrne  
Jake Thelen  
Kayla Gibbs  
Justin Miller  
Teresa McKay

Melissa Sieman  
Jennifer Brooks  
Karen Gould  
Anna Stirling  
Sarah Mullkoff  
Laura Weir  
Roger Doherty  
Lauren Fromm  
Anne Armstrong  
Julie Baldwin  
Nathan Burnand

Public: Robert Williams, Airport Manager, 18MI  
Heidi Myers, Consumers Energy  
Kelly Hall, Consumers Energy

Additional Staff & Public Attending Telephonically/Video Conferencing: 168 Participants

**I.** Commissioner Peretick moved to approve today’s agenda, Commissioner Carreon seconded.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The agenda was approved.

**II.** Commissioner Peretick moved to approve the minutes of the Regular Commission Meeting of April 11, 2024, Commissioner Carreon seconded.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The minutes were approved.

**III. CONSENTED ORDERS**

**A. COMMUNICATIONS**

1. U-21625 IN THE MATTER OF THE APPLICATION OF AT&T ENTERPRISES, INC., FOR A PERMANENT AND TEMPORARY LICENSE TO PROVIDE BASIC LOCAL EXCHANGE SERVICES IN THE STATE OF MICHIGAN IN THE AREAS SERVED BY AT&T CORP. (interim order)

2. MINUTE ACTION PENINSULA FIBER NETWORK NEXT GENERATION SERVICES LLC  
(9-1-1 wireless, U-14000, invoice no. INV-1245 dated March 25, 2024)
3. MINUTE ACTION PENINSULA FIBER NETWORK NEXT GENERATION SERVICES LLC  
(9-1-1 wireless, U-14000, invoice no. INV-1246 dated April 1, 2024)
4. MINUTE ACTION PENINSULA FIBER NETWORK LLC  
(9-1-1 wireless, U-14000, invoice no. INV-3416 dated April 1, 2024)

**C. GAS**

1. U-21254 IN THE MATTER OF THE APPLICATION OF UPPER MICHIGAN ENERGY RESOURCES CORPORATION FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-21253) FOR THE 12-MONTH PERIOD ENDED OCTOBER 31, 2023  
(proposed settlement agreement)
2. MINUTE ACTION PETITION FOR RULEMAKING TO UPDATE COMMISSION REGULATIONS REGARDING THE ALLOCATION OF INTERSTATE NATURAL GAS PIPELINE CAPACITY OF AMERICAN GAS ASSOCIATION, ET AL.  
(FERC Docket No. RM22-17-000)

Commissioner Peretick moved that the Commission approve all the orders and minute actions on the consent agenda. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The 2 orders and 4 minute actions were adopted.

**IV. OTHER ORDERS**

**A. COMMUNICATIONS**

1. U-21475 IN THE MATTER OF THE APPLICATION OF OPEN FIBER MICHIGAN LLC FOR A TEMPORARY AND PERMANENT LICENSE TO PROVIDE LOCAL EXCHANGE SERVICE THROUGHOUT THE STATE OF MICHIGAN  
(final order)

Case No. U-21475 involves an application filed by Open Fiber Michigan LLC for a permanent license to provide basic local exchange service. The order before you grants the license. Commissioner Peretick moved that the Commission approve the order at its April 25, 2024 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The order was adopted.

**B. ELECTRIC**

1. U-18238 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, TO REVISE THE STANDARD RATE APPLICATION FILING FORMS AND INSTRUCTIONS PREVIOUSLY ADOPTED IN CASE NO. U-15895  
(final order)

Case No. U-18238 involves a matter, on the Commission’s own motion, to revise the Commission’s Rate Case Filing Requirements for electric, natural gas, and steam utilities. The order before you approves certain amendments to the Rate Case Filing Requirements and extends the process for approval of a shared protective order. Commissioner Peretick moved that the Commission approve the order at its April 25, 2024 meeting. Commissioner Carreon seconded that motion.

**Chair Scripps commented:**

“I want to recognize the efforts of staff, the utilities, and others in bringing this to us today. We continue to work to make refinements to the rate case filing process, to accelerate the opportunity for input, and the time constraints on this that are imposed by Statute that only allow 10 months for full consideration of what are increasingly complicated cases. Any improvements that we can make along the way, I think, are beneficial both to our staff in reviewing the applications, the utilities ultimately who file the applications, and the other intervening parties.

I think this is another step in the right direction. We will continue to review the filing requirements and see if there are additional opportunities for improvement.

I want to thank staff, utilities, and others for bringing forward the information that forms the substance of the order in front of us.”

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The order was adopted.

2. U-20165 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR APPROVAL OF ITS INTEGRATED RESOURCE PLAN PURSUANT TO MCL 460.6T AND FOR OTHER RELIEF  
(*ex parte*/ Heartwood Solar/amendment to power purchase agreement/final order)

Case No. U-20165 involves an application filed by Consumers Energy Company requesting *ex parte* approval of an amendment to its power purchase agreement with Heartwood Solar, LLC. The order before you approves the application. Commissioner Peretick moved that the Commission approve the order at its April 25, 2024 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The order was adopted.

3. U-21128 IN THE MATTER OF THE APPLICATION OF DTE ELECTRIC COMPANY FOR APPROVAL OF A ONE-TIME REGULATORY LIABILITY AND OTHER ONE-TIME ACCOUNTING AUTHORITY  
(*ex parte*/final order)

Case No. U-21128 involves an application filed by DTE Electric Company requesting *ex parte* approval for a one-time accounting authority. The order before you approves the application. Commissioner Peretick moved that the Commission approve the order at its April 25, 2024 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The order was adopted.

4. U-21172 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, REGARDING THE REGULATORY REVIEWS, REVISIONS, DETERMINATION AND/OR APPROVALS NECESSARY FOR DTE ELECTRIC COMPANY TO COMPLY WITH SECTION 61 OF 2016 PA 342  
(final order)

Case No. U-21172 involves an application filed by DTE Electric Company requesting approval of its voluntary green pricing program. The order before you approves the application, as described in this order, and refers the matter of a contested partial settlement agreement to the Administrative Law Judge for an evidentiary hearing. Commissioner Peretick moved that the Commission approve the order at its April 25, 2024 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The order was adopted.

5. U-21568 IN THE MATTER, ON THE COMMISSION’S OWN MOTION, TO IMPLEMENT THE PROVISIONS OF SECTIONS 22 THROUGH 49 AND RELATED DEFINITIONS OF PUBLIC ACT 235 OF 2023 (interim order)

Case No. U-21568 involves a matter on the Commission’s own motion, to implement the provisions of Sections 22 through 49 of Public Act 235 of 2023. The order before you addresses the comments filed in response to the February 8, 2024 order in this docket and invites comments on the draft amended renewable energy plan filing requirements attached to the order as Exhibit A. Commissioner Peretick moved that the Commission approve the order at its April 25, 2024 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The order was adopted.

6. U-21590 IN THE MATTER OF THE APPLICATION OF ALPENA POWER COMPANY FOR APPROVAL TO IMPLEMENT ITS POWER SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING DECEMBER 31, 2025  
(order assigning case numbers)
- U-21591 IN THE MATTER OF THE APPLICATION OF ALPENA POWER COMPANY FOR RECONCILIATION OF ITS POWER SUPPLY COST RECOVERY PLAN (CASE NO. 21590) FOR THE 12 MONTHS ENDING DECEMBER 31, 2025
- U-21592 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR APPROVAL TO IMPLEMENT ITS

- POWER SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS  
ENDING DECEMBER 31, 2025
- U-21593 IN THE MATTER OF THE APPLICATION OF CONSUMER ENERGY  
COMPANY FOR RECONCILIATION OF ITS POWER SUPPLY COST  
RECOVERY PLAN (CASE NO. U-21592) FOR THE 12 MONTHS  
ENDING DECEMBER 31, 2025
- U-21594 IN THE MATTER OF THE APPLICATION OF DTE ELECTRIC  
COMPANY FOR APPROVAL TO IMPLEMENT ITS POWER  
SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING  
DECEMBER 31, 2025
- U-21595 IN THE MATTER OF THE APPLICATION OF DTE ELECTRIC  
COMPANY FOR RECONCILIATION OF ITS POWER SUPPLY COST  
RECOVERY PLAN (CASE NO. U-21594) FOR THE 12 MONTHS  
ENDING DECEMBER 31, 2025
- U-21596 IN THE MATTER OF THE APPLICATION OF INDIANA MICHIGAN  
POWER COMPANY FOR APPROVAL TO IMPLEMENT ITS POWER  
SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING  
DECEMBER 31, 2025
- U-21597 IN THE MATTER OF THE APPLICATION OF INDIANA MICHIGAN  
POWER COMPANY FOR RECONCILIATION OF ITS POWER  
SUPPLY COST RECOVERY PLAN (CASE NO. U-21596) FOR THE  
12 MONTHS ENDING DECEMBER 31, 2025
- U-21598 IN THE MATTER OF THE APPLICATION OF NORTHERN STATES  
POWER COMPANY FOR APPROVAL TO IMPLEMENT ITS POWER  
SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING  
DECEMBER 31, 2025
- U-21599 IN THE MATTER OF THE APPLICATION OF NORTHERN STATES  
POWER COMPANY FOR RECONCILIATION OF ITS POWER  
SUPPLY COST RECOVERY PLAN (CASE NO. U-21598) FOR THE  
12 MONTHS ENDING DECEMBER 31, 2025
- U-21600 IN THE MATTER OF THE APPLICATION OF UPPER MICHIGAN  
ENERGY RESOURCES CORPORATION FOR APPROVAL TO  
IMPLEMENT ITS POWER SUPPLY COST RECOVERY PLAN FOR  
THE 12 MONTHS ENDING DECEMBER 31, 2025
- U-21601 IN THE MATTER OF THE APPLICATION OF UPPER MICHIGAN  
ENERGY RESOURCES CORPORATION FOR RECONCILIATION  
OF ITS POWER SUPPLY COST RECOVERY PLAN (CASE NO. U-  
21600) FOR THE 12 MONTHS ENDING DECEMBER 31, 2025
- U-21602 IN THE MATTER OF THE APPLICATION OF UPPER PENINSULA  
POWER COMPANY FOR APPROVAL TO IMPLEMENT ITS POWER  
SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING  
DECEMBER 31, 2025
- U-21603 IN THE MATTER OF THE APPLICATION OF UPPER PENINSULA  
POWER COMPANY FOR RECONCILIATION OF ITS POWER  
SUPPLY COST RECOVERY PLAN (CASE NO. U-21602) FOR THE  
12 MONTHS ENDING DECEMBER 31, 2025

- U-21604 IN THE MATTER OF THE APPLICATION OF UPPER MICHIGAN ENERGY RESOURCES CORPORATION FOR APPROVAL OF ITS GAS COST RECOVERY PLAN AND FACTORS FOR THE 12 MONTHS ENDING OCTOBER 31, 2025  
(order assigning case numbers)
- C. 1. U-21605 IN THE MATTER OF THE APPLICATION OF UPPER MICHIGAN ENERGY RESOURCES CORPORATION FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-21604) FOR THE 12 MONTHS ENDING OCTOBER 31, 2025
- U-21606 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR APPROVAL OF ITS GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2026
- U-21607 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-21606) FOR THE 12 MONTHS ENDING MARCH 31, 2026
- U-21608 IN THE MATTER OF THE APPLICATION OF DTE GAS COMPANY FOR APPROVAL OF ITS GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2026
- U-21609 IN THE MATTER OF THE APPLICATION OF DTE GAS COMPANY FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-21608) FOR THE 12 MONTHS ENDING MARCH 31, 2026
- U-21610 IN THE MATTER OF THE APPLICATION OF MICHIGAN GAS UTILITIES CORPORATION FOR APPROVAL OF ITS GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2026
- U-21611 IN THE MATTER OF THE APPLICATION OF MICHIGAN GAS UTILITIES CORPORATION FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-21610) FOR THE 12 MONTHS ENDING MARCH 31, 2026
- U-21612 IN THE MATTER OF THE APPLICATION OF NORTHERN STATES POWER COMPANY FOR APPROVAL OF ITS GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2026
- U-21613 IN THE MATTER OF THE APPLICATION OF NORTHERN STATES POWER COMPANY FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-21612) FOR THE 12 MONTHS ENDING MARCH 31, 2026
- U-21614 IN THE MATTER OF THE APPLICATION OF SEMCO ENERGY GAS COMPANY FOR APPROVAL OF ITS GAS COST RECOVERY



- PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2026
- U-21615 IN THE MATTER OF THE APPLICATION OF SEMCO ENERGY GAS COMPANY FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-21614) FOR THE 12 MONTHS ENDING MARCH 31, 2026
- D. 1.** U-21616 IN THE MATTER OF THE APPLICATION OF DETROIT THERMAL, LLC FOR APPROVAL OF ITS STEAM SUPPLY COST RECOVERY PLAN AND AUTHORIZATION OF STEAM COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2026 (order assigning case numbers)
- U-21617 IN THE MATTER OF THE APPLICATION OF DETROIT THERMAL, LLC FOR RECONCILIATION OF ITS STEAM SUPPLY COST RECOVERY PLAN (CASE NO. U-21616) FOR THE 12 MONTHS ENDING MARCH 31, 2026

Case Nos. U-21590 *et al.* involve a proceeding to assign case numbers consistent with the Commission’s e-docket filing system. The order before you assigns docket numbers for 2025 and 2025-2026 power supply cost recovery plans, gas cost recovery plans, steam supply cost recovery plans, power supply cost recovery reconciliations, gas cost recovery reconciliations, and steam supply cost recovery reconciliations for all rate-regulated electric, gas, and steam utilities. Commissioner Peretick moved that the Commission approve the order at its April 25, 2024 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The order was adopted.

7. U-21627 IN THE MATTER, ON THE COMMISSION’S OWN MOTION, TO UPDATE THE ENERGY WASTE REDUCTION PLAN INSTRUCTIONS AND FORMS FOR SELF-DIRECTED CUSTOMERS PURSUANT TO MCL 460.1093 (notice of opportunity to comment/interim order)

Case No. U-21627 involves a matter, on the Commission’s own motion, to update the energy waste reduction plan instructions and forms pursuant to MCL 460.1093. The order before you sets a deadline for comments to be filed regarding the revised forms. Commissioner Peretick moved that the Commission approve the order at its April 25, 2024 meeting. Commissioner Carreon seconded that motion.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The order was adopted.

## V. PUBLIC COMMENTS

Robert Williams, Marshall, provided comments in Case No. U-21472 and its proposed major transmission line.

### **Chair Scripps announced:**

“Today is our MPSC Employee Appreciation Day which will take place this afternoon. It is always one of my favorite days at the Commission. It is a chance to honor and recognize the staff who works (often long hours and behind the scenes). It is the only party that is a party to every single one of our proceedings. It is really the heart of the Commission. It has been an honor to work with them over the last 5 years and I also know that long after I am gone from this role, the staff continues. It is the thread of continuity that informs our work and the level of expertise, dedication, and public service that they embody, including everything to jump in to stand in when technology doesn’t cooperate, is something that we try and recognize every day, but certainly on our formal Employee Appreciation Day.

One of the things that makes this most unique is that the recognition that we get to hand out today is ultimately nominated and voted on by their peers. This is a chance for us to recognize people, but it is really peer recognition and I think that speaks to the cohesion of the staff and that they lift each other up and heap praise on one another through special recognition and indeed in the day-to-day work as well. I am excited to celebrate with our staff today.”

### **Commissioner Peretick announced:**

“April is safe digging month, and as it is winding down, I’d like to note the importance of calling MISS DIG 811 before any project that involves digging. That includes digging for a fence, porch, or anything on your property – call 3 days in advance to make sure that underground electric, gas, and telecom utilities are marked for your safety.

I would like to note that the FCC’s Affordable Connectivity Program, or ACP, is winding down. Be sure to check with your internet provider if you are a recipient of the ACP so you can understand how it will impact your bill.

I’d also like to note that April is Lineworker Appreciation Month, and I’d like to thank all the dedicated lineworkers in Michigan for their sometimes-harrowing work keeping our lights on.”

A recording of the proceedings of the April 25, 2024 meeting is archived at:  
<https://www.youtube.com/watch?v=jxIGThdL8Q> .

Chair Scripps announced that the next regularly scheduled Commission Meeting will be held on Thursday, May 23, 2024 at 1:00 p.m.

Commissioner Peretick moved that the Commission adjourn, Commissioner Carreon seconded.

Vote: Yeas – Scripps, Peretick, Carreon  
Nays – None

The motion was approved.

The meeting adjourned at 1:22 p.m.

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Lisa Felice  
Executive Secretary