



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
PUBLIC SERVICE COMMISSION

ORLENE HAWKS  
DIRECTOR

ALESSANDRA CARREON  
COMMISSIONER

DAN SCRIPPS  
CHAIR

KATHERINE PERETICK  
COMMISSIONER

July 28, 2023  
Case No. U-21459

Robert W. Beach  
Consumers Energy Company  
One Energy Plaza, EP11-233  
Jackson, MI 49201

Dear Mr. Beach:

Consumers Energy Company shall mail, by August 15, 2023, 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 August 29, 2023.

Consumers Energy Company shall cause the enclosed notice of hearing to be published, by August 15, 2023, in newspapers of general circulation in its electric service area. Publishing requirements and a copy of the publishing format are enclosed. Affidavits of publication shall be filed by the prehearing conference on August 29, 2023.

Consumers Energy Company shall, by August 29, 2023, serve upon each person who has petitioned to intervene a copy of the written direct testimony of its proposed witnesses and the proposed exhibits as filed with the Commission. Proofs of service shall be filed with the Commission by September 5, 2023.

Sincerely,

Lisa Felice  
Executive Secretary

Enclosures

LARA is an equal opportunity employer/program.

Auxiliary aids, services and other reasonable accommodations are available upon request to individuals with disabilities.  
7109 W. SAGINAW HIGHWAY • P.O. BOX 30221 • LANSING, MICHIGAN 48909 • [www.michigan.gov/mpsc](http://www.michigan.gov/mpsc) • 517-284-8100

**STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION  
NOTICE OF HEARING  
FOR THE ELECTRIC CUSTOMERS OF  
CONSUMERS ENERGY COMPANY  
CASE NO. U-21459**

- Consumers Energy Company requests Michigan Public Service Commission for approval of power purchase agreement amendments.
- The information below describes how a person may participate in this case.
- You may call or write Consumers Energy Company, One Energy Plaza, Jackson, MI 49201, 517-788-0550, for a free copy of its application. Any person may review the documents at the offices of Consumers Energy Company or on the Commission's website at: [michigan.gov/mpscedockets](https://michigan.gov/mpscedockets).
- A pre-hearing will be held:

**DATE/TIME:**      **Tuesday, August 29, 2023 at 10:00 AM**

**BEFORE:**        **Administrative Law Judge Jonathan Thoits**

**LOCATION:**       **Video/Teleconferencing**

**PARTICIPATION:**    Any interested person may participate. Persons needing any assistance to participate should contact the Commission's Executive Secretary at (517) 284-8096, or by email at [mpscedockets@michigan.gov](mailto:mpscedockets@michigan.gov) in advance of the hearing.

The Michigan Public Service Commission (Commission) will hold a pre-hearing to consider Consumers Energy Company's (Consumers Energy) June 28, 2023 application requesting the Commission to: 1) approve the amended Power Purchase Agreement (PPA) between Consumers Energy and Cadillac Renewable Energy, LLC as proposed and specifically indicate that the Commission approves the recovery by Consumers Energy of all payments under the amended PPA for the purposes of Section 6j of 1982 PA 304, MCL 460.6j, and all other applicable law; and 2) Grant Consumers Energy such other and further relief as may be lawful and appropriate.

All documents filed in this case shall be submitted electronically through the Commission's E-Dockets website at: [michigan.gov/mpscedockets](https://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) 284-8090 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 August 22, 2023. (Interested persons may elect to file using the traditional paper format.) The proof of service shall indicate service upon Consumers Energy Company's attorney, Robert W. Beach, One Energy Plaza, Jackson, MI 49201.

The prehearing is scheduled to be held remotely by video conference or teleconference. Persons filing a petition to intervene will be advised of the process to participate in the hearing.

Any person wishing to participate without intervention under Mich Admin Code, R 792.10413 (Rule 413), or file a public comment, may do so by filing a written statement in this docket. The written statement may be mailed or emailed and should reference Case No. **U-21459**. Statements may be emailed to: [mpscedockets@michigan.gov](mailto:mpscedockets@michigan.gov). Statements may be mailed to: Executive Secretary, Michigan Public Service Commission, 7109 West Saginaw Hwy., Lansing, MI 48917. All information submitted to the Commission in this matter becomes public information, thus available on the Michigan Public Service Commission's website, and subject to disclosure. Please do not include information you wish to remain private. For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 284-8090.

Requests for adjournment must be made pursuant to Michigan Office of Administrative Hearings and Rules R 792.10422 and R 792.10432. Requests for further information on adjournment should be directed to (517) 284-8130.

For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 284-8090.

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.; 1969 PA 306, as amended, MCL 24.201 et seq.; and Parts 1 & 4 of the Michigan Office of Administrative Hearings and Rules, Mich. Admin Code, R 792.10106 and R 792.10401 through R 792.10448.

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R 792.10422 Adjournments.

Rule 422

(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, administrative law manager assigned by the hearing system to the commission, or commission may impose reasonable conditions.

R 792.10432 Motion practice.

Rule 432

(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 electronically or by mail.

(b) Not less than 7 days before the hearing, if served electronically or 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 electronically or by mail.

(b) Not less than 3 days before the hearing, if served electronically or 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 as 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.

**MICHIGAN PUBLIC SERVICE COMMISSION**  
**RATE-REGULATED UTILITIES**  
**PUBLISHING REQUIREMENTS FOR NOTICE**

- Attached notice shall be published in at least 3 newspapers of general circulation in service area
- Published title of notice shall be printed in at least 12-point boldface type
- Body of notice shall be in 9-point type surrounded by a black border 1/8 inch from the body of the notice
- Company logo shall be displayed at the end of the published notice
- Affidavits of publication with annexed notice shall be filed by the date of the prehearing conference

STATE OF MICHIGAN  
BEFORE THE  
MICHIGAN PUBLIC  
SERVICE COMMISSION  
NOTICE OF HEARING  
FOR THE CUSTOMERS  
OF  
(COMPANY)  
CASE NO. U-

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- (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, 2018), at Time (e.g. 9:00 a.m.)

BEFORE: Administrative Law Judge (Name)

LOCATION: Michigan Public Service Commission  
7109 West Saginaw Highway  
Lansing, Michigan 48917

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) 284-8090 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 792.10422 and R 792.10432. Requests for further information on adjournment should be directed to (517) 284-8130.

A copy of (Company's) request may also be reviewed on the Commission's web site: <https://mi-psc.force.com/s/> or at the office of the Commission's Executive Secretary, 7109 W. Saginaw Highway, Lansing, MI 48917 or at the office of (Company, Address). For more information on participating in a case, you may contact the Commission at the above address or by telephone at (517) 284-8090.

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

(Company Logo)

STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

\* \* \* \* \*

U-21459

In the matter of the application of Consumers Energy     )  
Company for approval of power purchase agreement     )  
amendments.     )

**PROOF OF SERVICE**

STATE OF MICHIGAN     )  
   )  
County of Eaton     )

Angela Pearl Sanderson being duly sworn, deposes and says that on **July 28, 2023**, she served a copy of the attached **Notice of Hearing** by e-mail to those persons as shown on the below service list.

Angela P. Sanderson  
Angela P. Sanderson

Subscribed and sworn to before me  
this 28th day of July, 2023.

\_\_\_\_\_  
Lisa Felice  
Notary Public, Eaton County, Michigan  
My Commission Expires: April 15, 2028

## Service List - Case No. U-21459

Name	Email Address
Consumers Energy Company (1 of 2)	<a href="mailto:mpsc.filings@cmsenergy.com">mpsc.filings@cmsenergy.com</a>
Consumers Energy Company (2 of 2)	<a href="mailto:michael.torrey@cmsenergy.com">michael.torrey@cmsenergy.com</a>
Jonathan Thoits	<a href="mailto:thoitsj@michigan.gov">thoitsj@michigan.gov</a>
Robert W. Beach	<a href="mailto:robert.beach@cmsenergy.com">robert.beach@cmsenergy.com</a>

### **Attorney General**

Michigan Attorney General –  
Public Service Division  
7109 West Saginaw Highway  
Lansing MI 48917