



GRETCHEN WHITMER  
GOVERNOR

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

MARLON I. BROWN, DPA  
DIRECTOR

KATHERINE PERETICK  
COMMISSIONER

DAN SCRIPPS  
CHAIR

ALESSANDRA CARREON  
COMMISSIONER

June 7, 2024  
Case No. U-21557

Gary A. Gensch Jr.  
Consumers Energy Company  
1 Energy Plaza Dr.  
Jackson, MI 49201

Dear Mr. Gensch:

Consumers Energy Company shall mail, by June 25, 2024, a copy of the enclosed notice of hearing to all cities, incorporated villages, townships and counties in its electric and gas service area, and to intervenors in Case Nos. U-21389, U-21308, U-20875, & U-21321. Proof of service shall be filed by the prehearing conference on July 9, 2024.

Consumers Energy Company shall cause the enclosed notice of hearing to be published, by June 25, 2024, in newspapers of general circulation in its electric and gas service area. Publishing requirements and a copy of the publishing format are enclosed. Affidavits of publication shall be filed by the prehearing conference on July 9, 2024.

Consumers Energy Company shall, by July 9, 2024, 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 July 16, 2024.

Sincerely,

Lisa Felice  
Executive Secretary

Enclosures

**STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION  
NOTICE OF HEARING  
FOR THE ELECTRIC & GAS CUSTOMERS OF  
CONSUMERS ENERGY COMPANY  
CASE NO. U-21557**

- Consumers Energy Company requests Michigan Public Service Commission's approval of the implementation of its 2023 Energy Waste Reduction Plan.
- 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, 800-477-5050 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, July 9, 2024 at 9:00 AM**

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

**LOCATION:**        **Video/Teleconference**

**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) May 31, 2024 application requesting the Commission to: 1) determine that Consumers Energy's 2023 Energy Waste Reduction (EWR) Plan reconciliation is reasonable and prudent and meets all relevant requirements under Act 295; 2) approve the collection of a financial performance incentive payment for both the natural gas and electric EWR Plan, the collection of which is to be completed by December 31, 2025, in order to comply with the requirements of Accounting Standards Codification 980-605-25; 3) approve the EWR surcharge mechanism as proposed by Consumers Energy; 4) approve the conversion of 168,429 EWR Credits into Renewable Energy Credits in 2023 for use in meeting Consumers Energy's renewable energy requirements under Act 295; and 5) grant Consumers Energy 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 July 2, 2024. (Interested persons may elect to file using the traditional paper format.) The proof of service shall indicate service upon Consumers Energy Company's attorney, Gary A. Gensch Jr., 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-21557**. 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.; 1909 PA 300, as amended, MCL 462.2 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.; 2008 PA 295, as amended, MCL 460.1001 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.

## **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.my.site.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-21557

In the matter, on the Commission's own motion, )  
regarding the regulatory review, revisions, )  
determinations, and/or approvals necessary for )  
Consumers Energy Company to fully comply with )  
Public Act 295 of 2008, as amended by Public Act )  
342 of 2016. )

**PROOF OF SERVICE**

STATE OF MICHIGAN )  
 )  
County of Eaton )

Angela Pearl Sanderson being duly sworn, deposes and says that on **June 7, 2024**, 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 7th day of June, 2024.

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

Service List - Case No. U-21557

<b>Name</b>	<b>On Behalf of</b>	<b>Email Address</b>
Anne M. Uitvlugt	Consumers Energy Company	<a href="mailto:anne.uitvlugt@cmsenergy.com">anne.uitvlugt@cmsenergy.com</a>
Consumers Energy Company (1 of 2)	Consumers Energy Company	<a href="mailto:mpsc.filings@cmsenergy.com">mpsc.filings@cmsenergy.com</a>
Consumers Energy Company (2 of 2)	Consumers Energy Company	<a href="mailto:kelly.hall@cmsenergy.com">kelly.hall@cmsenergy.com</a>
Gary A. Gensch Jr.	Consumers Energy Company	<a href="mailto:gary.genschjr@cmsenergy.com">gary.genschjr@cmsenergy.com</a>
Jonathan F. Thoits	ALJs - MPSC	<a href="mailto:thoitsj@michigan.gov">thoitsj@michigan.gov</a>
Attorney General	Michigan Department of Attorney General – Public Service Division	7109 West Saginaw Highway Lansing, MI 48917