

**STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION
NOTICE OF HEARING
CASE NO. U-21779**

The Michigan Public Service Commission will consider the complaint of Larry M. Bieber against DTE Energy Company.

- A pre-hearing in this matter will be held:

DATE/TIME: **Wednesday, October 16, 2024 at 9:00 AM**

BEFORE: **Administrative Law Judge Katherine E. Talbot**

LOCATION: Video/Teleconference
Phone Number:
1 (248) 509-0316
Phone Conference ID: 452 755 300
URL: <https://bit.ly/4gfhnlB>

PARTICIPATION: Any interested person may participate. Persons needing any assistance to participate or who are seeking access to the video/teleconference should contact the Administrative Law Judge's secretary at (517) 284-8130 or by email at LARA-MOAHHR-PSC@michigan.gov in advance of the hearing.

On August 6, 2024, Larry M. Bieber (Complainant) filed a formal complaint against DTE Energy Company, to address the alleged misconduct of DTE Energy Company (DTE Energy) regarding involuntary action toward Complainant's account and violations to MPSC rulings DTE Energy has exercised throughout Complainant's attempts to arrange and payoff all debts and dues with DTE Energy in the shortest amount of time within practical means of income with respects to average cost of living expectation of State, local community, dependent status and other creditor obligations. Complainant alleges that the loss of services from DTE Energy to his residence has resulted in wasted food, inability to cook or heat water, missed doctors' appointments, and extended late fees with other creditors after putting off other bills. Complainant seeks reimbursement from DTE Energy for all damages and financial burden of having to put off such a large amount in order to get the promise of restoration of service. This includes, but not limited to, 4 missed payments to Complainant's mortgage lender of about \$1100 each; 4 missed car loan payments ranging of about \$400 each; over \$1000 of wasted groceries; \$2200 towards the time Complainant's work loss due to this issue in order to ensure the well-being of Complainant's children while at home without energy while DTE allegedly chose to withhold Complainant's electric connection without willingness to accept any payment plan or arrangement. Complainant also requests that the MPSC make an example out of DTE, and set an example for other utility companies, that if blatant consumer abuse and MPSC violations put in place meant to protect consumers from such abuses are violated, the MPSC will take a zero-tolerance stance in exercising the litigation and disciplinary action.

On September 16, 2024, the Commission served the complaint upon DTE Energy Company, directing a response on or before October 9, 2024.

The complaint may be dismissed if the Complainant fails to attend the hearing (remotely if telehearing) without requesting an adjournment pursuant to Michigan Office of Administrative Hearings and Rules R 792.10422 and R 792.10432. The same complaint may not be refiled at a later time unless a compelling reason is provided for not appearing or requesting another hearing. Requests for further information on adjournment should be directed to (517) 284-8130.

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.

MICHIGAN PUBLIC SERVICE COMMISSION

Lisa Felice
Executive Secretary

October 7, 2024

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.

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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U-21779

In the matter of the Complaint of Larry M.)
Bieber against DTE Energy Company)

PROOF OF SERVICE

STATE OF MICHIGAN)
)
County of Eaton)

Angela Pearl Sanderson being duly sworn, deposes and says that on **October 7, 2024**, she served a copy of the attached **Notice of Hearing** by e-mail; or by mailing copies thereof in a sealed envelope by first class mail, with postage prepaid, to the persons as shown on the below service list.

Angela P. Sanderson
Angela P. Sanderson

Subscribed and sworn to before me
this 7th day of October, 2024.

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

Service List - Case No. U-21779

Name	On Behalf of	Email Address
Alena M. Clark	MPSC Staff	clarka55@michigan.gov
DTE Energy Company	DTE Energy Company	mpscfilings_account@dteenergy.com
Katherine E. Talbot	ALJs - MPSC	talbotk@michigan.gov
Larry M. Bieber	Larry M. Bieber Household	
Attorney General	Michigan Department of Attorney General – Public Service Division	7109 West Saginaw Highway Lansing, MI 48917