

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application for	)	
<b>CONSUMERS ENERGY COMPANY</b>	)	
to amend its renewable energy plan approved	)	Case No. U-16543
in Case No. U-15805.	)	
_____	)	

In the matter, on the Commission’s own motion,	)	
regarding the regulatory reviews, revisions,	)	
determinations, and/or approvals necessary for	)	Case No. U-16581
<b>THE CONSUMERS ENERGY COMPANY</b> to fully	)	
comply with Public Acts 286 and 295 of 2008.	)	
_____	)	

At the April 26, 2011 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Orjiakor N. Isiogu, Chairman  
Hon. Monica Martinez, Commissioner  
Hon. Greg R. White, Commissioner

**OPINION AND ORDER**

Public Act 295 of 2008 (Act 295), MCL 460.1001 *et seq.*, also known as the “Clean, Renewable, and Efficient Energy Act,” requires all providers of electric service in this state to establish renewable energy programs by filing renewable energy plans (REP) with the Commission. MCL 460.1021 requires all electric providers whose rates are regulated by the Commission to file a proposed REP, which is subject to approval by the Commission in a

contested case hearing. MCL 460.1021(8) provides that every two years after initial approval of the REP the Commission shall review the REP in a contested case hearing.

On February 22, 2011, the Commission ordered Consumers Energy Company (Consumers) to file its biennial REP in this docket by May 26, 2011. On February 24, 2011, Consumers filed an application to amend its 2009 REP in Case No. U-16543. Among other things, Consumers requested that the Commission:

Recognize that in light of the comprehensive nature of this amendment to the RE Plan and its expected MPSC resolution within several days of the date upon which the statutory biennial review request would otherwise be due, the date upon which the next review required under PA 295 Section 21(8) is due is May 26, 2013.

Consumers' application, Case No. U-16543, ¶ H.

The Commission finds that Consumers should be relieved of the required May 26, 2011 biennial REP filing date, pending Commission action in Case No. U-16543. The Commission will establish a new date for filing a biennial review case in the final order.

THEREFORE, IT IS ORDERED that Consumers Energy Company's 2011 renewable energy plan biennial review filing date of May 26, 2011 is postponed pending conclusion of Case No. U-16543.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, under MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

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Orjiakor N. Isiogu, Chairman

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Monica Martinez, Commissioner

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Greg R. White, Commissioner

By its action of April 26, 2011.

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Mary Jo Kunkle, Executive Secretary