

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission’s own motion,)	
regarding the regulatory reviews, revisions,)	
determinations, and/or approvals necessary for)	Case No. U-16623
NEGAUNEE ELECTRIC DEPARTMENT)	
to fully comply with Public Act 295 of 2008.)	
_____)	

At the October 4, 2011 meeting of the Michigan Public Service Commission in Lansing, Michigan.

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

ORDER

Public Act 295 of 2008, MCL 460.1001 *et seq.* (Act 295), also known as the “Clean, Renewable, and Efficient Energy Act,” requires all providers of electric service to file renewable energy plans (REP) with the Commission. On July 1, 2009 in Case No. U-15872, the Commission found that Negaunee Electric Department’s (Negaunee) initial REP complied with Act 295.

Every two years after the utility’s initial REP is found to be in compliance with Act 295, Section 25(4) of Act 295 requires that the Commission review the plan. On June 30, 2011, Negaunee filed an application requesting that the Commission review its REP. Pursuant to Section 25(6) of Act 295, Negaunee provided an opportunity for public comment. No comments were received.

The Commission Staff (Staff) reviewed the application and recommended that the Commission find Negaunee in compliance with the requirements of Section 25 of Act 295. The

Staff determined that the 2011 REP does not amend the 2009 REP. The Staff found that Negaunee still expects to meet the renewable energy standard through contracts with WPPI Energy at no expected incremental cost of compliance to its customers. To calculate the renewable energy credit requirement, Negaunee will use the average of the previous three years of electricity sold to its customers.

THEREFORE, IT IS ORDERED that:

A. The renewable energy plan filed by Negaunee Electric Department is in compliance with the requirements of Public Act 295 of 2008.

B. Negaunee Electric Department shall file an annual report with the Commission describing the status of compliance with the requirements of Public Act 295 of 2008 by June 30, 2012, and annually thereafter until further order of the Commission.

C. Absent an earlier application filed by Negaunee Electric Department for authority to amend its plan, the renewable energy plan shall be reviewed by the Commission in two years.

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

Orjiakor N. Isiogu, Chairman

Greg R. White, Commissioner

By its action of October 4, 2011.

Mary Jo Kunkle, Executive Secretary