



STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
LANSING

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Memorandum

DATE: 5/2/2017

TO: Stakeholders Interested in Michigan's Electric Choice Implementation

FROM: Heather Cantin, MPSC Staff

SUBJECT: U-15801 Updated Electric Choice Procedures

On March 10, 2017, the Commission issued an order in Case U-15801 inviting interested persons to submit comments on the updated procedures, previously adopted by the Commission on September 29, 2009 regarding allocation of the amount of load to be served by alternative electric suppliers.

On March 24, 2017, Consumers Energy Company (Consumers) filed comments expressing support or non-objection to the updated procedures and requested that the Commission make a few clarifying changes. On April 7, 2017, DTE Electric Company filed reply comments expressing agreement with Consumers' comments. No other comments or reply comments were received.

On April 28, 2017, the Commission approved Consumers' proposed amendments to the updated procedures attached to the March 10 order and adopted them as Appendix A. Additionally, the Commission assigned docket numbers to the electric distribution cooperatives requiring them to report their cap information as outlined in subsection 1 of the section titled "Determination of the Cap" of the updated procedures.

Finally, the Commission asked interested parties to submit legal briefs on the correct interpretation and implementation of the final sentence of MCL 460.10a(1)(c), which requires the Commission to reduce the cap for any electric utility serving fewer than 200,000 customers in Michigan if the utility has not had any load served by an alternative electric supplier in the preceding four years. Specifically the Commission is seeking input as it pertains to the question of whether the cap should immediately be adjusted per the effective date of the law (April 20, 2017) for any of the applicable utilities, which will then remain in effect at that level for two consecutive years, or whether the Commission should wait to adjust the choice cap based on choice participation during 2017 before implementing a choice cap reduction with the January and February 2018 filing dates.

Initial briefs are due on or before May 15, 2017 and reply briefs shall be filed on or before May 26, 2017.