

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the complaint of	)	
<b>GARRITY &amp; ASSOCIATES, INC.</b> , against	)	Case No. U-12632
<b>CONSUMERS ENERGY COMPANY.</b>	)	
_____	)	

At the February 5, 2001 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. Laura Chappelle, Chairman  
Hon. David A. Svanda, Commissioner  
Hon. Robert B. Nelson, Commissioner

**ORDER**

On September 22, 2000, Garrity & Associates, Inc., filed a complaint against Consumer Energy Company about a billing dispute. On January 16, 2001, the complainant filed a request to withdraw the complaint.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1909 PA 106, as amended, MCL 460.551 et seq.; MSA 22.151 et seq.; 1919 PA 419, as amended, MCL 460.51 et seq.; MSA 22.1 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; MSA 22.13(1) et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; MSA 3.560(101) et seq.; and the Commission’s Rules of Practice and Procedure, as amended, 1992 AACS, R 460.17101 et seq.
- b. The complaint should be dismissed without prejudice.

THEREFORE, IT IS ORDERED that the complaint of Garrity & Associates, Inc., against Consumer Energy Company is dismissed without prejudice.

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, pursuant to MCL 462.26; MSA 22.45.

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ Laura Chappelle  
Chairman

( S E A L )

/s/ David A. Svanda  
Commissioner

/s/ Robert B. Nelson  
Commissioner

By its action of February 5, 2001.

/s/ Dorothy Wideman  
Its Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

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Chairman

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Commissioner

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By its action of February 5, 2001.

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Case No. U-12632

Suggested Minute:

“Adopt and issue order dated February 5, 2001 dismissing the complaint of Garrity & Associates, Inc., against Consumer Energy Company, as set forth in the order.”