

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of the application of)
NICOR ENERGY, L.L.C., for a license) Case No. U-12722
as an alternative electric supplier.)

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At the August 1, 2005 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. J. Peter Lark, Chairman
Hon. Laura Chappelle, Commissioner
Hon. Monica Martinez, Commissioner

OPINION AND ORDER

On October 16, 2000, Nicor Energy, L.L.C. (Nicor) submitted an application, pursuant to the Customer Choice and Electricity Reliability Act, 2000 PA 141 (Act 141), MCL 460.10 *et seq.*, for a license as an alternative electric supplier (AES). On November 20, 2000, the Commission issued an order granting the application in Case No. U-12722. The grant of the AES license was conditioned upon Nicor's ongoing compliance with the statute and Commission orders. Subsequently, Nicor notified the Commission that it would no longer provide energy service in Michigan, and sought termination of its license. The Commission finds that Nicor is no longer providing energy service in Michigan and is not in compliance with Act 141. Therefore, Nicor's license should be rescinded.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1909 PA 106, as amended, MCL 460.551 *et seq.*; 1919 PA 419, as amended, MCL 460.51 *et seq.*; 1939 PA 3, as amended, MCL 460.1 *et seq.*; 1969 PA 306, as amended, MCL 24.201 *et seq.*; and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 *et seq.*
- b. The license granted to Nicor should be rescinded.

THEREFORE, IT IS ORDERED that the license of Nicor Energy, L.L.C., to operate as an alternative electric supplier, is rescinded.

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.

MICHIGAN PUBLIC SERVICE COMMISSION

(S E A L)

/s/ J. Peter Lark
Chairman

By its action of August 1, 2005.

/s/ Laura Chappelle
Commissioner

/s/ Mary Jo Kunkle
Its Executive Secretary

/s/ Monica Martinez
Commissioner

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