

“Adopt and issue minute dated March 21, 2007 confirming the determination to “provisionally” remove Wisconsin Electric Power Company’s (WEPCo) February 20, 2007 filings in Case No. U-15220, which allegedly contained confidential information that was unintentionally included with the filing by WEPCo, and to permit the “provisional” substitution of a redacted version of those filings. This action was taken to allow WEPCo an opportunity to demonstrate the credibility of its allegations to the administrative law judge (ALJ) assigned to this matter without further exposure of the alleged confidential information to the public. The ALJ shall allow all parties an opportunity to offer their opinions on the issues presented. The burden of persuasion shall be on WEPCo to establish that the alleged confidential information is, in fact, confidential, whether the information should be available to the parties only pursuant to a protective order, whether WEPCo’s public filing of this information waived any aspects of its confidentiality, whether the provisionally removed original filing should be restored to the public electronic filing docket, and how to address the possibility that one or more parties to this proceeding may have acquired data during the period of time the filing was available on the Commission’s website.”

MICHIGAN PUBLIC SERVICE COMMISSION

J. Peter Lark, Chairman

Laura Chappelle, Commissioner

Monica Martinez, Commissioner

Mary Jo Kunkle, Executive Secretary