

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission's own motion,)
to implement 2008 PA 295 through issuance of) Case No. U-15800
a temporary order as required by MCL 460.1191.)
_____)

In the matter, on the Commission's own motion,)
regarding the regulatory reviews, revisions,)
determinations, and/or approvals necessary for) Case No. U-15821
THUMB ELECTRIC COOPERATIVE to fully)
comply with Public Acts 286 and 295 of 2008.)
_____)

At the February 3, 2009 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Orjiakor N. Isiogu, Chairman
Hon. Monica Martinez, Commissioner
Hon. Steven A. Transeth, Commissioner

ORDER GRANTING MOTION

On October 6, 2008, Governor Jennifer M. Granholm signed Public Acts 286 and 295 of 2008 into law. On October 21, 2008, the Commission opened a docket for Thumb Electric Cooperative (Thumb) in Case No. U-15821, to be used for the regulatory reviews, revisions, determinations, and/or approvals necessary for Thumb to fully comply with Acts 286 and 295.

Public Act 295 of 2008, also known as the "Clean, Renewable, and Efficient Energy Act," requires Michigan utilities to file renewable energy plans (REP). Initially, Act 295 has been implemented according to the provisions set forth in a temporary order that was issued by the Commission on December 4, 2008. In the December 4 order, Thumb was directed to file its REP

by February 18, 2009, and The Detroit Edison Company (Detroit Edison) was directed to file its REP by March 4, 2009. December 4, 2008 order in Case No. U-15800, Attachment F.

On January 23, 2009, Thumb filed a motion in Case No. U-15800 seeking to move its REP filing date to March 4, 2009, in order to coincide with the date that Detroit Edison's REP is due. Thumb serves 12,261 member-customers in Huron, Tuscola, and Sanilac counties. Thumb explains that it has installed generation capacity of 21,889 kilowatts (kW), and that the remainder of its generation is purchased from Detroit Edison under an arrangement to provide firm and interruptible power supply until December 31, 2012. Thumb states that, in its REP, it will likely rely significantly on "renewable energy credits (RECs) through Detroit Edison. . . . Before Thumb can develop and file its REP, it must wait for Detroit Edison to come to decisions on its REP." Motion, p. 2. Thumb argues that any REP filing made by the cooperative before Detroit Edison's filing will be useless.

The Commission finds that Thumb's request is reasonable and the motion should be granted. Because Thumb purchases a significant amount of its power through a power purchase agreement with Detroit Edison and is unlikely to know by February 18th how Detroit Edison plans to resolve the issue of allocating RECs, the Commission finds that it is reasonable for these two filings to coincide.

THEREFORE, IT IS ORDERED that Thumb Electric Cooperative's motion to change its renewable energy plan filing date is granted, and Thumb Electric Cooperative's renewable energy plan is due on or before March 4, 2009.

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

Monica Martinez, Commissioner

Steven A. Transeth, Commissioner

By its action of February 3, 2009.

Mary Jo Kunkle, Executive Secretary