

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission's own motion,	)	
to approve procedures and forms for use with the	)	Case No. U-15919
interconnection and net metering programs.	)	
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At the July 1, 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**

On May 15, 2009, Commerce Energy, Inc., (Commerce) filed an application pursuant to 1999 AC, R 460.612 of the Commission's Electric Interconnection and Net Metering Standards (Rules). Commerce filed an amended application on May 27, 2009. In its amended application, Commerce requests a waiver from Part 3 of the Rules related to net metering.

The Commission's March 18, 2009 order in Case No. U-15803 required that alternative energy suppliers (AES) file net metering program plans by May 4, 2009. Rule 460.612 allows an AES to apply for a waiver from 1 or more provisions of the Rules. The Commission may grant a waiver upon a showing of good cause and a finding that the waiver is in the public interest.

Commerce states in its application that it is currently serving about 450 small commercial customers within The Detroit Edison Company's service territory. As of today's date, none of Commerce's customers have expressed interest in the net metering program. Based upon

Commerce's current and anticipated customer mix and the net metering program's limited size, Commerce states that good cause has been shown, making a waiver appropriate under Rule 460.612. Commerce states in its application that should any customer request net metering service pursuant to Part 3 of the Rules, Commerce will file a proposed net metering application in this docket.

The Commission has reviewed the application and concludes that Commerce has shown good cause, that the waiver is in the public interest, and that the application should be approved. Approval of the application will not result in an increase in the cost of service to Michigan ratepayers. Therefore, pursuant to MCL 460.6a, the Commission may approve the application without providing notice or opportunity for hearing.

THEREFORE, IT IS ORDERED that Commerce Energy, Inc.'s, application for a waiver from Part 3 of the Commission's Electric Interconnection and Net Metering Standards is approved. Upon customer request of net metering service, Commerce Energy, Inc., will file a net metering program plan with the Commission within 14 days.

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

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Orjiakor N. Isiogu, Chairman

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Monica Martinez, Commissioner

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Steven A. Transeth, Commissioner

By its action of July 1, 2009.

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Mary Jo Kunkle, Executive Secretary