

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the application of)	
PRESQUE ISLE ELECTRIC & GAS CO-OP)	
for a certificate of public convenience and)	Case No. U-12167
necessity to provide natural gas service in)	
Bearinger Township, Presque Isle County.)	
_____)	

At the January 19, 2000 meeting of the Michigan Public Service Commission in Lansing, Michigan.

PRESENT: Hon. John G. Strand, Chairman
Hon. David A. Svanda, Commissioner
Hon. Robert B. Nelson, Commissioner

OPINION AND ORDER

On October 18, 1999, Presque Isle Electric & Gas Co-op (Presque Isle) filed an application for a certificate of public convenience and necessity to provide natural gas service in Bearinger Township, Presque Isle County.

Pursuant to due notice, on November 17, 1999, Administrative Law Judge James N. Rigas conducted a prehearing conference that was attended by Presque Isle and the Commission Staff. At the prehearing conference, the parties indicated that they had entered into the settlement agreement.

According to the settlement agreement, attached as Exhibit A, the parties agree that (1) Presque Isle has obtained the requisite franchise to provide natural gas service in Bearinger

Township, (2) Presque Isle has demonstrated its ability to obtain adequate gas supplies to meet the current and projected demand of its customers, (3) providing Presque Isle with a certificate of public convenience and necessity for Bearinger Township will benefit the public interest, and (4) the requested certificate of public convenience and necessity for Bearinger Township should be granted.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1929 PA 69, as amended, MCL 460.501 et seq.; MSA 22.141 et seq.; 1909 PA 300, as amended, MCL 462.2 et seq.; MSA 22.21 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 AACRS, R 460.17101 et seq.
- b. The settlement agreement is reasonable and in the public interest, and should be approved.
- c. Presque Isle should be granted the requested certificate of public convenience and necessity.

THEREFORE, IT IS ORDERED that:

- A. The settlement agreement, attached as Exhibit A, is approved.
- B. Presque Isle Electric & Gas Co-op is granted a certificate of public convenience and necessity to construct facilities and to provide natural gas service in Bearinger Township, Presque Isle County.

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/ John G. Strand

Chairman

(S E A L)

/s/ David A. Svanda

Commissioner

/s/ Robert B. Nelson

Commissioner

By its action of January 19, 2000.

/s/ Dorothy Wideman

Its Executive Secretary

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MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

Commissioner

Commissioner

By its action of January 19, 2000.

Its Executive Secretary

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Suggested Minute:

“Adopt and issue order dated January 19, 2000 approving the settlement agreement and granting Presque Isle Electric & Gas Co-op a certificate of public convenience and necessity to provide natural gas service in Bearinger Township, Presque Isle County, as set forth in the order.”