

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the Matter of the Application of	)	
The Detroit Edison Company	)	
for authority to recover retail access	)	
program implementation costs and for	)	Case U-11956
approval of a true-up mechanism in	)	
connection with the recovery of stranded	)	
costs	)	
_____	)	

ENERGY MICHIGAN’S
AMENDED PETITION FOR LEAVE TO INTERVENE

Now comes Energy Michigan by and through its counsel, Varnum, Riddering, Schmidt & Howlett^{LLP} and hereby petitions this Commission to authorize Energy Michigan to intervene in these proceedings pursuant to the Michigan Public Service Commission (“Commission”) Rules of Practice and Procedure and the Michigan Administrative Procedures Act MCL §24.101 et seq. In support of this petition, Energy Michigan states as follows:

1. Energy Michigan is a Michigan nonprofit corporation which was formed to protect and promote the interests of producers and users of independent power. Its membership includes those interested in cogeneration, small power production, power marketing, independent power projects, users of electricity or Detroit Edison services located in the Detroit Edison electric service territory such as the University of Michigan, St. Joseph Hospital, Country Fresh-McDonald Dairies and various Granger generating projects and developers of independent power projects. A list of members is attached.

2. As a trade association for independent power producers and those interested in this industry (equipment vendors, fuel suppliers, engineering firms, energy users and marketers,

project developers, units of government) Energy Michigan has been and continues to be interested in electric utility rate, and rate design issues. Energy Michigan participated in the most recent Detroit Edison general rate case U-10102 which established the currently effective Detroit Edison retail sales. In that case, Energy Michigan represented the interests of its members who purchase standby, supplemental and firm power from Detroit Edison.

Energy Michigan has also participated in recent Detroit Edison proceedings which covered development of the market for independent power capacity and development of open access programs, including Cases U-10143, U-10176, U-11452, U-11290 et al, U-10840, U-8869DE and U-9798.

Energy Michigan participated in the initial true-up in Case U-11454 which was the predecessor to this proceeding.

Energy Michigan members, as retail rate customers, potential Retail Open Access customers and Retail Access power providers who may purchase Open Access services therefore have a direct interest in Detroit Edison rates and rate design.

Many Energy Michigan members operate generation equipment in parallel with Edison and therefore have an interest and perspective which is unique. These customers purchase retail power, standby power and may use Retail Open Access tariffs to import or export power.

3. On March 31, 1999 Detroit Edison filed an application with the Commission seeking approval and recovery of retail access implementation costs and approval of true-up procedures.

This matter was noticed as a new case even though it is a direct outgrowth of Case U-11454 in which Energy Michigan was a party.

This case may result in rate changes for the energy or services purchased by retail customers, operators of cogeneration, other independent power sources and Retail Open Access customers if the Detroit Edison request for recovery of open access implementation costs and stranded costs is granted.

Thus, Energy Michigan members may suffer an injury in fact and are within the zone of interests to be protected.

4. It will be the position of Energy Michigan that Detroit Edison implementation costs and stranded costs should be just and reasonable.

WHEREFORE, Energy Michigan prays that the Commission:

- a. Grant the Energy Michigan petition to intervene; and
- b. Grant such other and further relief as is deemed lawful and appropriate.

Respectfully submitted,

VARNUM, RIDDERING, SCHMIDT & HOWLETT LLP
Attorneys for Energy Michigan

Dated: April 12, 1999

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ENERGY MICHIGAN MEMBERS

Country Fresh & McDonald Dairy

First Energy Trading & Power

Georgia-Pacific

Granger

HMI

JMB Associates

Kellogg

Kent County

Michigan Cat

Nordic Electric

SFT

Silbond

St. Joseph Hospital

Standby Power

University of Michigan

US Generating

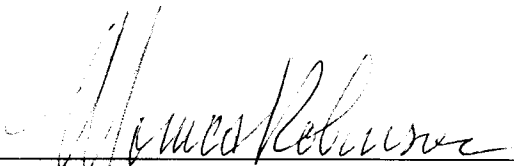
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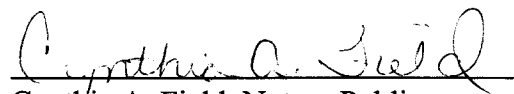
PROOF OF SERVICE

Monica Robinson, duly sworn, deposes and says that on this 30th day of April, 1999 she served the original and 4 copies of Energy Michigan's Amended Petition to Intervene upon the MPSC, a copy upon those individuals listed on the attached distribution list by regular mail at their last known addresses.



Monica Robinson, Deponent

Subscribed and sworn to before me
this 30th day of April, 1999.



Cynthia A. Field, Notary Public
Eaton County, Michigan
Acting in Ingham County, Michigan
My Commission Expires: 4/26/02

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