

STATE OF MICHIGAN
BEFORE THE PUBLIC SERVICE COMMISSION

In the matter of the Application of
CONSUMERS ENERGY COMPANY for
a partial waiver of the interval for leakage
survey of copper services, currently contained
in Rule 723 of the Michigan Gas Safety Code.

Case No. U-12103

A Prehearing Conference on Application for Waiver was held in the
above-entitled matter before Administrative Law Judge George Schankler, on
Tuesday, December 14, 1999 at the Michigan Public Service Commission, 6545
Mercantile Way, Lansing, Michigan, commencing at or about 9:06 a.m.

APPEARANCES:

CONSUMERS ENERGY COMPANY
by Raymond E. McQuillan (P24100)
212 West Michigan Avenue, Room 1082
Jackson, Michigan 4920 1
(517) 788-0677

Appearing on behalf of the Applicant

Patricia S. Barone (P29560)
6545 Mercantile Way, Suite 25
Lansing, MI 48911
(517) 241-6680

Appearing on behalf of the Michigan Public Service Commission Staff

COURT REPORTER: Nancy E. Gass, CER-0531

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SECRETARY'S OFFICE

DOLMAN TECHNOLOGIES GROUP, INC.
(517) 393-1668

1 Lansing, Michigan

2 Thursday, December 14, 1999 - 9:06 a.m.

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4 JUDGE SCHANKLER: This is the Prehearing
5 conference in the matter of the Application of
6 Consumers Energy Company for a partial waiver of the
7 interval for leakage survey of copper services,
8 currently contained in Rule 723 of the Michigan Gas
9 Safety Code. This is case number U-12103.

10 I am George Schankler and I am the
11 presiding Administrative Law Judge.

12 Would counsel enter their appearances on
13 the record, please?

14 MR. McQUILLAN: Your Honor, I'm Raymond
15 McQuillan on behalf of the Applicant, Consumers
16 Energy Company.

17 MS. BARONE: Patricia S. Barone, Assistant
18 Attorney General, appearing on behalf of the
19 Michigan Public Service Commission Staff.

20 JUDGE SCHANKLER: Thank you. I'll note
21 first of all that there's no intervention in the
22 file in this case, so that the only parties will be
23 Staff and the Applicant. Mr. McQuillan, do you have
24 the Proofs of Publication and the Notice of Hearing
25 in this case?

1 MR. McQUILLAN: Yes, your Honor. As
2 required in the Notice of Hearing, copies were
3 mailed to each city, incorporated village, township
4 and county within our gas service area, and
5 publication was done throughout newspapers. I've
6 presented a copy to Staff this morning to review. I
7 have the original documents to be filed. They were
8 also filed electronically, and I have a copy for
9 your Honor as well.

10 JUDGE SCHANKLER: Thank you very much. The
11 originals will be placed in the Commission's file in
12 this matter.

13 Have the parties had any discussion of the
14 schedule in this case as yet?

15 MR. McQUILLAN: Not really, your Honor.

16 JUDGE SCHANKLER: All right, let's go off
17 the record a minute.

18 (Off the record at 9:08 a.m.)

19 (Resume at 9:09 a.m.)

20 JUDGE SCHANKLER: It's very likely this
21 matter will be settled, and the parties have
22 suggested that we schedule, therefore, a second
23 prehearing conference rather than setting a schedule
24 of filing and hearings.

25 In view of the potential for settlement, I

1 believe that's reasonable. And so we have agreed on
2 a second prehearing conference to be held on January
3 11, 2000 at 1:30 in the afternoon.

4 So if there's nothing further this morning,
5 then we're adjourned.

6 MR. McQUILLAN: Thank you.

7 MS. BARONE: Thank you.

8 (Recess at 9:10 a.m.)

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CERTIFICATE

I, Nancy E. Gass, Certified Electronic Recorder, do hereby certify that the foregoing pages comprise a full, true and correct transcript of the proceedings had in the above matter.

*Jennifer Emmons for
Nancy E. Gass*

Nancy E. Gass, CER