

STATE OF MICHIGAN
IN THE COURT OF APPEALS

RESIDENTIAL RATEPAYER CONSORTIUM,
Appellant,

Court of Appeals No. _____

V

MPSC Case No. U-12121

MICHIGAN PUBLIC SERVICE COMMISSION,
Appellee.

MICHIGAN PUBLIC
SERVICE COMMISSION

JUL 17 2000

FILED

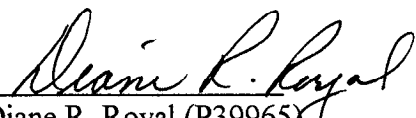
CLAIM OF APPEAL

The Residential Ratepayer Consortium (RRC), Appellant, through its attorneys, Shaltz & Royal, P.C., claims an appeal from the Opinion and Order in Case No. U-12121 entered June 19, 2000, in the Michigan Public Service Commission by Chairman John G. Strand, Commissioner David A. Svanda and Commissioner Robert B. Nelson.

Respectfully Submitted,

SHALTZ & ROYAL, P.C.

By:


Diane R. Royal (P39965)
Attorneys for Appellant, the
Residential Ratepayer Consortium
3303 W. Saginaw, Ste C-1
Lansing, MI 48917
517/321-7722

Dated: July 13, 2000

7/18/00
Talked w/ Diane Royal.
The appeal is forthcoming.
CB

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the application of	)	
THE DETROIT EDISON COMPANY for	)	
authority to implement a power supply cost	)	Case No. U-12121
recovery plan in its rate schedules for 2000	)	
metered jurisdictional sales of electricity.	)	
	)	

At the June 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 September 30, 1999, The Detroit Edison Company (Detroit Edison) filed an application to
implement a power supply cost recovery (PSCR) plan in 2000. On June 5, 2000, Public Act 141 of
2000 took effect. Subsection 10d(1) provides:

Unless otherwise reduced by the commission under subsection (4) [for the
effects of securitization], the commission shall establish the residential rates for
each electric utility with 1,000,000 or more retail customers in this state as of
May 1, 2000 that will result in a 5% rate reduction from the rates that were
authorized or in effect on May 1, 2000. Notwithstanding any other provision of
law or commission order, rates for each electric utility with 1,000,000 or more
retail customers established under this subsection become effective on the effective
date of the amendatory act that added this section and remain in effect until
December 31, 2003 and all other electric retail rates of an electric utility with
1,000,000 or more retail customers authorized or in effect as of May 1, 2000 shall

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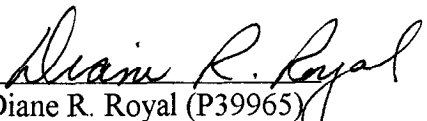
STATEMENT OF ATTORNEY REGARDING TRANSCRIPT

There is no record to be transcribed in this case. Merrill & Associates recorded the proceedings of the Michigan Public Service Commission in Case No. U-12121. The record has previously been transcribed and delivered to the Michigan Public Service Commission by Merrill & Associates.

Respectfully submitted,

SHALTZ & ROYAL, P.C.

By:


Diane R. Royal (P39965)
Attorneys for Appellant, the
Residential Ratepayer Consortium
3303 W. Saginaw, Ste. C-1
Lansing, MI 48917
517/321-7722

STATE OF MICHIGAN MPSC JUDICIAL CIRCUIT MPSC COUNTY	RECEIVED MICHIGAN PUBLIC SERVICE COMMISSION JURISDICTIONAL CHECKLIST FOR COURT OF APPEALS JUL 17 2000	CASE NO. Trial Court/Tribunal: U-12121 Court of Appeals:
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ADMINISTRATIVE LAW JUDGES

Plaintiff name Residential Ratepayer Consortium	☒ Appellant	v	Defendant name Michigan Public Service Commission and The Detroit Edison Company	☐ Appellant
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INSTRUCTIONS: This checklist must be completed and filed with your claim of appeal.

Required Documents (All items 1. through 6. must be filed. Check each box as you confirm each document and appropriate filing fee(s) are being filed.)

- ☒ 1. The claim of appeal, with original signature and correct lower court number. [MCR 7.204(B)(1)]
- ☒ 2. A filing fee of \$250.00. [MCR 7.204(B)(2)] (Where multiple lower court or tribunal numbers are involved, Court policy will dictate whether a multiple fee is required. Appellants will be advised of any insufficiency in the filing fee.)
- ☒ 3. A copy of the order you are appealing (the order deciding the merits and not an order denying rehearing or reconsideration). [MCR 7.204(C)(1)]
- ☒ 4. Evidence that the necessary transcript has been ordered (check only one box from a. through e. below). [MCR 7.204(C)(2)]
- ☒ a. The complete transcript has been ordered. [MCR 7.210(B)(1)(a)]
- ☐ b. This appeal is from a probate court proceeding which does not require a complete transcript. [MCR 7.210(B)(1)(b)]
- ☐ c. A motion has been filed in the lower court or tribunal for submission of the appeal on less than the complete transcript. [MCR 7.210(B)(1)(c)]
- ☐ d. The parties have stipulated to submission of the appeal on less than the complete transcript. [MCR 7.210(B)(1)(d)]
- ☐ e. The parties have stipulated to a statement of fact. [MCR 7.210(B)(1)(e)]
- ☒ 5. Proof of service demonstrating that all other parties have been served. Even if a party is not an appellee, they must be served. [MCR 7.204(C)(3)]
- ☒ 6. Docket or calendar entries from the lower court or tribunal. [MCR 7.204(C)(5)]

Finality of Order Being Appealed (Check the box that demonstrates your claim of appeal is by right. If none apply, you do not have an appeal by right.)

- ☐ The claim of appeal is from a final order which, alone or with other orders already entered, disposes of all claims as to all parties.
- ☐ The claim of appeal is from a post-judgment order which by law is designated as a final order. The statute, court rule, or case law establishing appeal by right as to this order is: (citation to MCR 7.203 alone is insufficient)
- ☒ The claim of appeal is from an order which is designated by statute, court rule or case law as an order appealable by right to the Court of Appeals. The statute, court rule, or case law establishing appeal by right as to this order is:
MCL 460.4; MSA 22.13(4) and MCL 462.26; MSA 22.45

July 14, 2000
Date filed

Diane R. Royal
Preparer's name (type or print)
517/321-7722
Telephone no.

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PROOF OF SERVICE

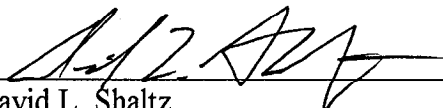
STATE OF MICHIGAN)
)
COUNTY OF INGHAM)

MICHIGAN PUBLIC
SERVICE COMMISSION

JUL 17 2000

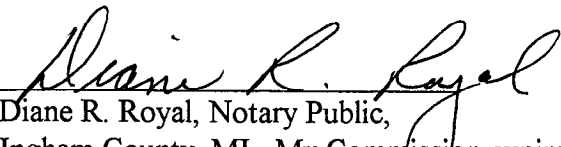
FILED

David L. Shaltz, being first duly sworn, deposes and says that he served a copy of "Claim of Appeal, Statement of Attorney Regarding Transcript and Jurisdictional Checklist" in the above docket on the persons identified on the attached service list by depositing the same on July 14, 2000, in the United States mail in the City of Lansing, Michigan with first-class postage thereon fully paid.



David L. Shaltz

Subscribed and sworn to before me
this 14th day of July, 2000.



Diane R. Royal, Notary Public,
Ingham County, MI. My Commission expires
February 13, 2003.

SERVICE LIST

COURT OF APPEALS DOCKET NO. _____

MPSC CASE NO. U-12121

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Administrative Law Judge

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