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April 20, 2001

Ms. Dorothy Wideman
Executive Secretary
Michigan Public Service Commission
6545 Mercantile Way, Ste. 7
Lansing, MI 48911

Re: Case No. U-12658, et al
Cherryland, et al Restructuring Plan
Cooperatives' Responses to Staff's Motion to Compel Second Set of
Discovery Requests

Dear Ms. Wideman:

Enclosed please find original and four copies of Cooperatives' Responses to Staff's Motion to Compel Second Set of Discovery Requests in the above-referenced matter. Also enclosed is Proof of Service upon the Parties of Record.

If there are any questions or comments, do not hesitate to contact me.

Sincerely,

DYKEMA GOSSETT PLLC



Christine Mason Soneral

CMS/jmb

Enclosures

cc: Messrs. King, Boeckman, Thomson and Braeger
Parties of Record

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ID\AE

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter of Cloverland Electric Cooperative's)
compliance filing relative to the restructuring plan)
required by 2000 PA 141 and the Commission's) **Case No. U-12656**
June 19, 2000 opinion and order in Case No. U-12464.)
_____)

In the matter of Midwest Energy Cooperative's)
compliance filing relative to the restructuring plan)
required by 2000 PA 141 and the Commission's) **Case No. U-12657**
June 19, 2000 opinion and order in Case No. U-12464.)
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In the matter of Cherryland Electric Cooperative's)
compliance filing relative to the restructuring plan)
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In the matter of Great Lakes Energy Cooperative's)
compliance filing relative to the restructuring plan)
required by 2000 PA 141 and the Commission's) **Case No. U-12659**
June 19, 2000 opinion and order in Case No. U-12464.)
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In the matter of Presque Isle Electric & Gas Co-op's)
compliance filing relative to the restructuring plan)
required by 2000 PA 141 and the Commission's) **Case No. U-12660**
June 19, 2000 opinion and order in Case No. U-12464.)
_____)

In the matter of HomeWorks Tri-County Electric)
Cooperative's compliance filing relative to the)
restructuring plan required by 2000 PA 141 and) **Case No. U-12661**
the Commission's June 19, 2000 opinion and order)
in Case No. U-12464.)
_____)

COOPERATIVES' RESPONSES TO STAFF'S
MOTION TO COMPEL SECOND SET OF DISCOVERY REQUESTS

Cloverland Electric Cooperative in Case No. U-12656, Midwest Energy Cooperative in Case No. U-12657, Cherryland Electric Cooperative in Case No. U-12658, Great Lakes Energy Cooperative in Case No. U-12659, Presque Isle Electric & Gas Co-op in Case No. U-12660, and HomeWorks Tri-County Electric Cooperative in Case No. U-12661, (*collectively "the Cooperatives"*), by their attorneys, DYKEMA GOSSETT PLLC, in answer to Michigan Public Service Commission Staff's ("*Staff*") Motion to Compel Second Set of Discovery Requests state as follows:

1. Staff's requests are not relevant and are not likely to lead to the discovery of relevant information. The information sought is related to the issue of aggregation and, under § 10x(1) of 2000 PA 141, the Cooperatives clearly cannot be required to permit customer aggregation prior to January 1, 2005. *See* Cooperatives' 2/16/01 Motion for Summary Disposition and Supporting Brief; Cooperatives 3/2/01 Reply Brief. Moreover, the aggregation issue is currently under consideration by the Administrative Law Judge on the parties' cross-motions for summary disposition.

2. The information sought by Staff in its requests is overly broad and unduly burdensome. As the attached Affidavits demonstrate, requests 2-ST-1 and 2-ST-2 do not contain any load level limit and thus the analysis required is extensive. Moreover, the Cooperatives estimate that it would take weeks (or months in some cases) for them to compile the information necessary to respond to Staff's requests. Most of the information is not available via a computerized database. In many cases, the Cooperatives would need to have a program created in order to extract the information. Even if such a program was created, however, the Cooperatives would still need to gather information through manual review and field studies. The

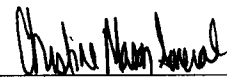
requests are unduly burdensome with respect to the amount of time required to compile the information and the financial cost associated with the gathering of the information.

WHEREFORE, the Cooperatives respectfully request that the Administrative Law Judge deny Staff's Motion to Compel Responses to Staff's Second Discovery Request.

Respectfully Submitted On Behalf Of:

CLOVERLAND ELECTRIC COOPERATIVE,
MIDWEST ENERGY COOPERATIVE
CHERRYLAND ELECTRIC COOPERATIVE,
GREAT LAKES ENERGY COOPERATIVE,
PRESQUE ISLE ELECTRIC & GAS CO-OP, and
HOMEWORKS TRI-COUNTY ELECTRIC
COOPERATIVE,

By: _____



Albert Ernst (P24059)
Christine Mason Soneral (P58820)
DYKEMA GOSSETT PLLC
800 Michigan National Tower
Lansing, Michigan 48933
(517) 374-9155/(517) 374-9184

Dated: April 20, 2001

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of Cloverland Electric Cooperative's compliance filing relative to the restructuring plan required by 2000 PA 141 and the Commission's June 19, 2000 opinion and order in Case No. U-12464.	)))))	Case No. U-12656
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In the matter of Midwest Energy Cooperative's compliance filing relative to the restructuring plan required by 2000 PA 141 and the Commission's June 19, 2000 opinion and order in Case No. U-12464.	)))))	Case No. U-12657
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In the matter of Cherryland Electric Cooperative's compliance filing relative to the restructuring plan required by 2000 PA 141 and the Commission's June 19, 2000 opinion and order in Case No. U-12464.	)))))	Case No. U-12658
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In the matter of Great Lakes Energy Cooperative's compliance filing relative to the restructuring plan required by 2000 PA 141 and the Commission's June 19, 2000 opinion and order in Case No. U-12464.	)))))	Case No. U-12659
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In the matter of Presque Isle Electric & Gas Co-op's compliance filing relative to the restructuring plan required by 2000 PA 141 and the Commission's June 19, 2000 opinion and order in Case No. U-12464.	)))))	Case No. U-12660
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In the matter of HomeWorks Tri-County Electric Cooperative's compliance filing relative to the restructuring plan required by 2000 PA 141 and the Commission's June 19, 2000 opinion and order in Case No. U-12464.	)))))))	Case No. U-12661
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AFFIDAVIT OF JON BELLGOWAN

State of Michigan)
)ss
County of Cass)

Jon Bellgowan, being first duly sworn, deposes and states:

1. I am the President/CEO of Midwest Energy Cooperative ("Midwest"). I have personal knowledge of the matters set forth herein and am so competent to testify.

2. It would be extremely burdensome, if not almost impossible, for Midwest to obtain the information requested in Staff's Second Discovery request.

3. With respect to request 2-ST-1, the request contains no limitation such as load level etc. Thus, the potential number of customers to be identified is approximately three to four thousand customers. Moreover, in order to even develop a list of such customers, Midwest would need to contact its software vendor NISC to have specialized programming developed. This would obviously be a great expense to Midwest. Furthermore, even if Midwest managed to somehow obtain a potential list of customers and rate schedules, Midwest would need to complete a field survey in order to identify whether the loads are on the same, adjacent, or contiguous land parcels. Finally, even if the request contained a limitation such as those customers who have kW metering devices, Midwest would still need specialized programming and extensive field survey work would still be required.

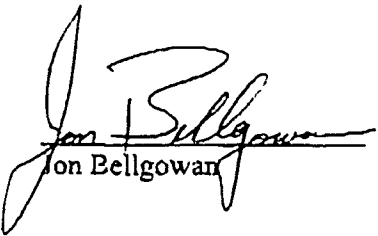
4. With respect to request 2-ST-2, the same problems discussed in paragraph 3 would apply.

5. With respect to request 2-ST-3, Midwest's records do not contain the necessary information to respond to this question. Midwest's customers choose the name they wish to use on the account. Midwest's billing records contain no information as to who legally owns the

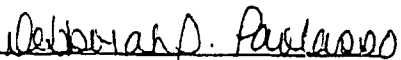
parcel of land. Similar to the other requests, in order for Midwest to respond to this request, Midwest would be forced to conduct field surveys in order to identify whether the loads are on the same, adjacent, or contiguous land parcels.

6. With respect to request 2-ST-4, the same concerns identified in paragraph 5 would apply to this question.

Further affiant sayeth not


Jon Bellgowan

Sworn to before me this
20th day of April, 2001.


Notary Public
My commission expires: _____

DEBBORAH S. PAOLASSO
Notary Public, Cass County, MI
My Commission Expires 10-18-03

LANING MICROFILM 4911-151

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

<u>In the matter of Cloverland Electric Cooperative's</u>	)	
<u>compliance filing relative to the restructuring plan</u>	)	
<u>required by 2000 PA 141 and the Commission's</u>	)	
<u>June 19, 2000 opinion and order in Case No. U-12464.</u>	)	Case No. U-12656
	)	

<u>In the matter of Midwest Energy Cooperative's</u>	)	
<u>compliance filing relative to the restructuring plan</u>	)	
<u>required by 2000 PA 141 and the Commission's</u>	)	
<u>June 19, 2000 opinion and order in Case No. U-12464.</u>	)	Case No. U-12657
	)	

<u>In the matter of Cherryland Electric Cooperative's</u>	)	
<u>compliance filing relative to the restructuring plan</u>	)	
<u>required by 2000 PA 141 and the Commission's</u>	)	
<u>June 19, 2000 opinion and order in Case No. U-12464.</u>	)	Case No. U-12658
	)	

<u>In the matter of Great Lakes Energy Cooperative's</u>	)	
<u>compliance filing relative to the restructuring plan</u>	)	
<u>required by 2000 PA 141 and the Commission's</u>	)	
<u>June 19, 2000 opinion and order in Case No. U-12464.</u>	)	Case No. U-12659
	)	

<u>In the matter of Presque Isle Electric & Gas Co-op's</u>	)	
<u>compliance filing relative to the restructuring plan</u>	)	
<u>required by 2000 PA 141 and the Commission's</u>	)	
<u>June 19, 2000 opinion and order in Case No. U-12464.</u>	)	Case No. U-12660
	)	

<u>In the matter of HomeWorks Tri-County Electric</u>	)	
<u>Cooperative's compliance filing relative to the</u>	)	
<u>restructuring plan required by 2000 PA 141 and</u>	)	
<u>the Commission's June 19, 2000 opinion and order</u>	)	
<u>in Case No. U-12464.</u>	)	Case No. U-12661
	)	

AFFIDAVIT OF PATRICK A. ANZELL

State of Michigan)
)ss
County of Charlevoix)

Patrick A. Anzell, being first duly sworn, deposes and states:

1. I am Vice President of Marketing, Rates, and Regulatory Affairs for Great Lakes Energy Cooperative ("Great Lakes"). I have personal knowledge of the matters set forth herein and am so competent to testify.

2. It would be extremely burdensome, if not almost impossible, for Great Lakes to obtain the information requested in Staff's Second Discovery request.

3. To begin with, each request would require special programming of Great Lakes' entire Customer Information System ("CIS") to generate the requested lists. It would take a significant amount of time for the programming, and even if we successfully developed a program, the resulting list is unlikely to be accurate or complete. A manual review of customers' paper files would be required to gather the information not stored in Great Lakes' CIS, and this still would not provide complete information. Site visits and review of property records at each County courthouse would also be required. With 110,000 customers in 26 counties, this would be an enormous, and expensive, undertaking.

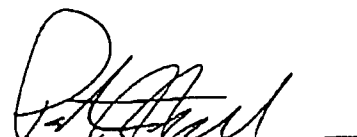
4. In addition, the data in the three Great Lakes' divisions was not stored in a consistent manner. For example, Membership numbers used to identify a member who has multiple accounts were not used consistently by the three divisions.

5. Historical information regarding all past rate schedules for different loads would not be available on the CIS.

6. Great Lakes does not meter kW load information for every customer. Thus, the previous 12-month kW load for each meter would not be available as requested.

7. Finally, Great Lakes has no computerized method by which to determine if all multiple loads are on the same, adjacent, or contiguous parcels of land. Site visits and review of property records at each County courthouse would be required to gather this information. Obviously, this would be a significant expense to Great Lakes and it would require a large amount of manpower.

Further affiant sayeth not


Patrick A. Anzell

Sworn to before me this
20 day of April, 2001.


Notary Public

My commission expires: Aug 11 2002

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of Cloverland Electric Cooperative's)
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Cooperative's compliance filing relative to the)
restructuring plan required by 2000 PA 141 and) Case No. U-12661
the Commission's June 19, 2000 opinion and order)
in Case No. U-12464.)
_____)

AFFIDAVIT OF BYRON NOLDE

State of Michigan)
County of Presque Isle)ss

Byron Nolde, being first duly sworn, deposes and states:

1. I am the Vice President and CFO of Presque Isle Electric & Gas Co-op ("PIEG").

I have personal knowledge of the matters set forth herein and am so competent to testify.

2. It would be extremely burdensome, if not almost impossible, for PIEG to obtain the information requested in Staff's Second Discovery request.

3. To begin with, PIEG currently has farms, oil wells, gas wells, commercial members, and residential members with cottages, hunting camps, etc. A large number of these customers have multiple meters with PIEG. Even though a customer may have more than one meter, the meter may be listed under another name, however. Moreover, the address where the bill may be sent for payment often differs from where the actual meter is located.

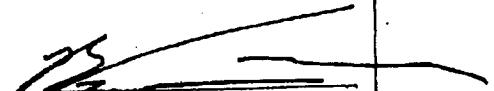
4. Furthermore, PIEG has no database system to identify whether its customers' meters are on the same parcel of land, adjacent or contiguous parcels. In order for PIEG to obtain this information, PIEG would have to locate each meter on a map, cross-reference the location with a county plat book, and then do site inspections of the meters and locations.

5. In addition, in order for PIEG to determine whether a customer changed to a new rate, PIEG would either have to spend several weeks manually reviewing its mainframe and reviewing its microfiche records.

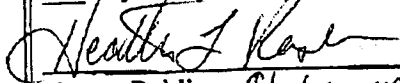
6. Finally, Staff requests information concerning customers' previous 12-month load in kW. KW demand is only available where PIEG bills based on demand. The majority of PIEG

meters are not billed under kW demand, however, and thus no 12-month load profile is available.

Further affiant sayeth not.


Byron Nolde

Sworn to before me this
20th day of April, 2001.


Notary Public, Cheboygan acting in Presque Isle
My commission expires: 12-31-04

DYKEMA GOSSETT • INTERNATIONAL PHOTO SECURITY COMPANY • 800 MICHIGAN NATIONAL TOWER • LANSING, MICHIGAN 48226-1712

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

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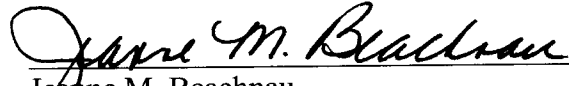
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restructuring plan required by 2000 PA 141 and	)	Case No. U-12661
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PROOF OF SERVICE

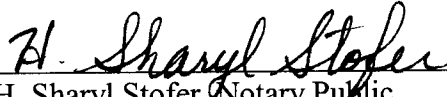
STATE OF MICHIGAN)
) ss.
COUNTY OF INGHAM)

Jeanne M. Beachnau, being first duly sworn, deposes and says that on April 20, 2001, she caused to be served upon Mr. Michael Nickerson, Assistant Attorney General, 6545 Mercantile Way, Suite 15, Lansing, MI 48911, a copy of Cooperatives' Responses To Motion to Compel Staff's Second Set of Discovery Issues by United States First Class Mail and electronic mail.



Jeanne M. Beachnau

Subscribed and sworn to before me
on April 20, 2001



H. Sharyl Stofer, Notary Public

Ingham County, Michigan
My commission expires: 12/17/03

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