

A CMS Energy Company

General Offices:
212 West Michigan Avenue
Jackson, MI 49201
Tel: (517) 788-0550
Fax: (517) 788-0768
*Washington Office:
1016 -- 16th Street, NW
Washington, DC 20036
Tel: (202) 293-5795
Fax: (202) 293-5367
Writer's Direct Dial Number: (517) 788-0898
Writer's E-mail Address: jrobinson@cmsenergy.com

LEGAL DEPARTMENT
DAVID A MIKELONIS
Senior Vice President
And General Counsel
James E Brunner
William M Lange*
Jon R Robinson
Arunas T Udry
Assistant General
Counsel
David E Barth
Francis X Berkemeier
H Richard Chambers
James W Dempsey
John P Dickey
Ann F Goodman
Deborah Ann Kile
Roger K Krakus
Eric V Luoma
Wendy A McIntyre
Raymond E McQuillan
Deborah A Moss*
Mircea Michael Nestor
Robert M Neustifter
David A Pell
Vincent P Provenzano
Susan L Rasmussen
Catherine M Reynolds
John C Shea
P Leri Staley
Charlotte A Walls
Kimberly C Wilson
Michael G Wilson
Attorney

January 11, 2002

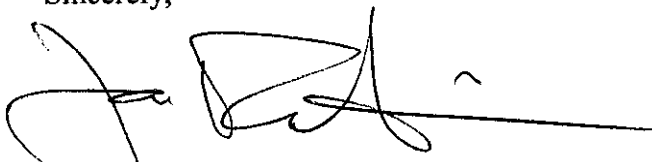
Ms. Dorothy Wideman
Executive Secretary
Michigan Public Service Commission
6545 Mercantile Way
P.O. Box 30221
Lansing, MI 48909

Re: Case No. U-12970

Dear Ms. Wideman:

Enclosed for filing in the above-referenced matter are an original and four copies of the "**Reply Brief of Consumers Energy Company.**" I have also enclosed a Proof of Service. These documents are also being filed electronically with the Commission in the portable document format (PDF).

Sincerely,



Jon R. Robinson

CC: Honorable George Schankler, ALJ
Parties Per Attachment 1
To Proof of Service

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the application of)
CONSUMERS ENERGY COMPANY)
for approval of the unbundling of its)
commercial and industrial rate schedules)
_____)

Case No. U-12970

REPLY BRIEF
OF CONSUMERS ENERGY COMPANY

The MPSC Staff was the only other party besides Consumers Energy Company (“Consumers Energy”) that filed a brief in this matter. This is in reply to the Staff Brief.

The MPSC Staff states that, although it supports the unbundled commercial and industrial rates developed by Consumers Energy, it does not recommend billing those unbundled rates or including those unbundled rates on customer’s bills during the period of the rate freeze imposed by 2000 PA 141. Consumers Energy agrees with the MPSC that the confusion that would result during the period of the rate freeze from including the unbundled charges on customer bills is not offset by any identifiable benefit. Therefore, the Company supports the Staff’s recommendation.

The MPSC Staff states that the unbundled rates developed by Consumers Energy “should be adopted and filed so that they will be available to any customer who cares to examine them.” Consumers Energy agrees and suggests that it can satisfy this suggestion by making the unbundled rates available at its offices, and by filing those unbundled rates with the Commission

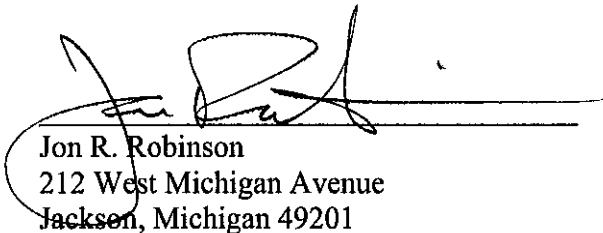
Staff who can make them available for review at the Commission's offices or on the Commission's web site if desired.

Respectfully submitted,

CONSUMERS ENERGY COMPANY

Date: January 11, 2002

By:



Jon R. Robinson
212 West Michigan Avenue
Jackson, Michigan 49201
Attorney for Consumers Energy Company
(517) 788-0698

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the Application of)
CONSUMERS ENERGY COMPANY)
for approval of the unbundling of its)
Commercial and industrial rate schedules)
_____)

Case No. U-12970

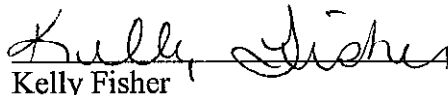
PROOF OF SERVICE

STATE OF MICHIGAN)
) SS
COUNTY OF JACKSON)

Sammie B. Dalton, being first duly sworn, deposes and says that she is employed in the Legal Department of Consumers Energy Company; that on January 11, 2002 she served both an electronic copy, in a PDF format, and a hard copy of the "**Reply Brief of Consumers Energy Company.**" upon the persons listed in Attachment 1 hereto. The electronic copy was served by e-mail to the e-mail addresses listed in Attachment 1, and the hard copy was served by first-class mail at the addresses listed therein by depositing the same on January 11, 2002, in the United States mail in the City of Jackson, Michigan with first-class postage thereon fully paid.



Subscribed and sworn to before me this 11th day of January, 2002.



Kelly Fisher

Notary Public, Jackson County, Michigan

My Commission Expires: 01/18/02

ATTACHMENT 1 -- TO CASE NO. U-12970

Administrative Law Judge

Honorable George Schankler
Administrative Law Judge
6545 Mercantile Way, Suite 14
P.O. Box 30221
Lansing, MI 48909
E-Mail: george.schankler@cis.state.mi.us

**Counsel for Michigan Public Service
Commission Staff**

Larry G. Watterworth, Esq.
Assistant Attorney General
Public Service Division
6545 Mercantile Way, Suite 15
Lansing, MI 48911
E-Mail: watterworthl@ag.state.mi.us

**Michigan Public Service
Commission – Electric Staff**

Jane E. Kelly
MPSC Electric Staff
6545 Mercantile Way
P.O. Box 30221
Lansing, MI 48909
E-Mail: jane.e.kelly@cis.state.mi.us

Counsel for Energy Michigan

Eric J. Schneidewind, Esq.
The Victor Center, Suite 810
201 N. Washington Square
Lansing, MI 48933
E-Mail: ejschneidewind@vrsh.com

**Counsel for Exelon Energy, Inc. and
National Energy Marketers Association**

John M. Dempsey, Esq.
Daniel Oginsky, Esq.
Dickinson Wright PLLC
215 S. Washington Square, Suite 200
Lansing, MI 48933-1816
E-Mail: jdempsey@dickinson-wright.com
doginsky@dickinson-wright.com

**Counsel for the Association of Businesses
Advocating Tariff Equity (“ABATE”)**

Robert A. W. Strong, Esq.
Clark Hill P.L.C.
255 S. Old Woodward Avenue, Third Floor
Birmingham, MI 48009
E-Mail: rstrong@clarkhill.com

Michael P. Calabrese, Esq.
Clark Hill PLC
2455 Woodlake Circle
Okemos, MI 48864-5941
E-Mail: mcalabrese@clarkhill.com

**Counsel for the Attorney General
Jennifer M. Granholm**

Donald E. Erickson, Esq.
Assistant Attorney General
6520 Mercantile Way, Suite 2
P. O. Box 30218
Lansing, MI 48909
E-Mail: ericksond@ag.state.mi.us