

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission's own motion,)
regarding the regulatory reviews, revisions,)
determinations, and/or approvals necessary for) Case No. U-20713
DTE ELECTRIC COMPANY to comply with)
Section 61 of 2016 PA 342.)
_____)

In the matter of **DTE ELECTRIC COMPANY's**)
application for the regulatory reviews, revisions,)
determinations, and/or approvals necessary to) Case No. U-20851
fully comply with Public Act 295 of 2008.)
_____)

At the July 27, 2021 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. Daniel C. Scripps, Chair
Hon. Tremaine L. Phillips, Commissioner
Hon. Katherine L. Peretick, Commissioner

ORDER

On August 31, 2020, DTE Electric Company (DTE Electric) filed an application in Case No. U-20713, requesting approval of the company's voluntary green pricing (VGP) plan and biennial review of its MIGreenPower program pursuant to Section 61 of Public Act 342 of 2016 (Act 342), MCL 460.1061, including tariff revisions, ownership structure, a financial compensation mechanism (FCM), and other approvals. DTE Electric filed this application pursuant to the Commission's directive in the May 8, 2020 order in Case No. U-20713 (May 8 order), to file for a biennial review of its VGP programs no later than August 31, 2020. May 8 order, p. 3.

In its application, DTE Electric explained that the MIGreenPower program and the accompanying Standard Contract Rider No. 17 were approved by the Commission as a Section 61 compliant VGP program in the February 21, 2019 order in Case No. U-18352. The company further explained that, in the January 18, 2019 order in Case No. U-20343, the Commission approved the company's Large Customer Voluntary Green Pricing Program and the accompanying Standard Contract Rider No. 19 (Rider No. 19) as a pilot.

Concurrently with the application in Case No. U-20713, DTE Electric filed an application requesting *ex parte* approval of its August 2020 amended renewable energy plan (REP) in Case No. U-20851 pursuant to Section 22 of Public Act 295 of 2008, as amended by Act 342, MCL 460.1022. The company explained that it is requesting approval of changes to its REP approved in the July 9, 2020 order in Case No. U-18232, with those changes being limited to including the VGP program filed in Case No. U-20713.

A prehearing conference in Case No. U-20713 was held on October 27, 2020, before Administrative Law Judge Martin D. Snider (ALJ), at which, the ALJ granted intervention to Soulardarity; Natural Resources Defense Council; the Michigan Environmental Council; the City of Ann Arbor; the Michigan Municipal Association for Utility Issues; the Environmental Law and Policy Center, the Ecology Center, and Vote Solar (together, the Clean Energy Organizations); the Michigan Energy Innovation Business Council (EIBC), the Institute for Energy Innovation, and Advanced Energy Economy (together, as EIBC); and Energy Michigan. Additionally, the ALJ granted the Commission Staff's (Staff's) motion to consolidate Case Nos. U-20713 and U-20851 into a single proceeding. The Association of Businesses Advocating Tariff Equity; Pine Gate Renewables, LLC; and Great Lakes Renewable Energy Association, Inc. (GLREA) were also granted leave to intervene.

On April 14, 2021, the parties, with the exception of GLREA and Soulardarity, filed a partial settlement agreement resolving all issues in the consolidated case except for the issue of the FCM. Following a contested settlement agreement proceeding, the Commission issued a final order on June 9, 2021 (June 9 order) in the instant consolidated docket, approving the partial settlement agreement and resolving the FCM issue by approving a financial incentive based on savings achieved for VGP customers. In the June 9 order, the Commission directed DTE Electric to file revised tariff sheets that reflect the changes to MIGreenPower and that are consistent with the approved partial settlement agreement and the June 9 order within 30 days. June 9 order, p. 53.

On July 9, 2021, DTE Electric filed a motion requesting a 60-day extension to file the revised tariff sheets. The company explains that, per the partial settlement agreement, DTE Electric is to work with the Staff to develop the energy and capacity credit calculations for the consolidated Rider No. 17 and Rider No. 19 MIGreenPower programs and that the Staff and the company have agreed that additional time beyond the 30 days directed by the Commission is necessary to arrive at an accurate and complete calculation. DTE Electric's motion, p. 2. DTE Electric maintains that the 60-day extension is consistent with the partial settlement agreement in that approval of the extension will still allow the company to effectuate the tariff changes by the second quarter of 2022. *Id.*, p. 2 (citing June 9 order, Exhibit A, p. 6, ¶ 7.2.4).

The Commission has reviewed DTE Electric's motion and finds that the request for a 60-day extension to file its revised tariff is reasonable, consistent with the approved partial settlement agreement, and should be granted. The Commission further finds that the extension agreed to by the Staff and DTE Electric will ensure that the energy and capacity calculations incorporated into the revised tariff are accurate and complete.

THEREFORE, IT IS ORDERED that the motion for an extension of time to file revised tariff sheets filed by DTE Electric Company is granted. DTE Electric Company shall file its revised tariff sheets no later than 5:00 p.m. (Eastern time) on September 7, 2021.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, under MCL 462.26. To comply with the Michigan Rules of Court's requirement to notify the Commission of an appeal, appellants shall send required notices to both the Commission's Executive Secretary and to the Commission's Legal Counsel.

Electronic notifications should be sent to the Executive Secretary at mpscedockets@michigan.gov and to the Michigan Department of the Attorney General - Public Service Division at pungp1@michigan.gov. In lieu of electronic submissions, paper copies of such notifications may be sent to the Executive Secretary and the Attorney General - Public Service Division at 7109 W. Saginaw Hwy., Lansing, MI 48917.

MICHIGAN PUBLIC SERVICE COMMISSION

Daniel C. Scripps, Chair

Tremaine L. Phillips, Commissioner

Katherine L. Peretick, Commissioner

By its action of July 27, 2021.

Lisa Felice, Executive Secretary

PROOF OF SERVICE

STATE OF MICHIGAN)

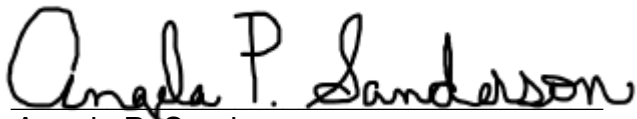
Case No. U-20713 *et al.*

County of Ingham)

Brianna Brown being duly sworn, deposes and says that on July 27, 2021 A.D. she electronically notified the attached list of this **Commission Order via e-mail transmission**, to the persons as shown on the attached service list (Listserv Distribution List).


Brianna Brown

Subscribed and sworn to before me
this 27th day of July 2021.



Angela P. Sanderson
Notary Public, Shiawassee County, Michigan
As acting in Eaton County
My Commission Expires: May 21, 2024

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