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ERIC J. SCHNEIDEWIND

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June 8, 2006

Ms. Mary Jo Kunkle
Michigan Public Service Commission
6545 Mercantile Way
P.O. Box 30221
Lansing, MI 48909

Re: Case No. U-14861

Dear Ms. Kunkle:

Attached for paperless electronic filing is Hartland Township's Petition for Leave to Intervene.

Thank you for your assistance in this matter.

Very truly yours,

VARNUM, RIDDERING, SCHMIDT & HOWLETT LLP

Eric J.

Schneidewind

Eric J. Schneidewind

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o=Varnum Riddering Schmidt Howlett
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EJS/mrr

cc: ALJ
Al Ernst

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the application of)
International Transmission Company,)
d/b/a ITC Transmission, for a certificate of)
public convenience and necessity for)
construction of a transmission line other)
than a major transmission line, running)
through Genoa, Hartland, Oceola, Milford,)
and Brighton Townships.)
_____)

Case No. U-14861

HARTLAND TOWNSHIP PETITION FOR LEAVE TO INTERVENE

NOW COMES Hartland Township, by and through its counsel, Varnum Riddering Schmidt & Howlett LLP, and hereby petitions this Commission to authorize Hartland Township to intervene in these proceedings pursuant to 1995 PA 30, MCL 460.561, et seq., the Transmission Line Certificate Act (the "Act"). In support of this Petition, Hartland Township states as follows:

1. On June 1, 2006, the International Transmission Company ("ITC") filed an Application with the Michigan Public Service Commission ("Commission" or "MPSC") to construct a transmission line of 120 kV through Hartland Township. Application of ITC (the "Application"), p. 2-3. The Application requests that ITC be granted a Certificate of Public Convenience and Necessity authorizing construction of an overhead transmission line through Hartland Township among other municipalities. Application, p. 10.
2. The Application concedes that the requested grant of authority by the Commission is intended to supersede and therefore nullify existing Ordinance #59 promulgated by Hartland Township on March 21, 2006 which requires that construction of new transmission lines be placed underground. Application, p. 2-3.

3. ITC concedes that the Application is made pursuant to Section 9 of the Act which ITC states applies to transmission lines of less than 345 kV but more than 100 kV. Application, ¶ 9, p. 5-6. Applicant further states its belief and request that issuance of a Certificate of Public Convenience and Necessity ("CPCN") by the Commission takes precedence over any conflicting local ordinance including, among others, the Hartland Township ordinance referenced in the paragraph above. Application, ¶ 14, p. 6-7.

4. Section 9(2) of the Act provides that the Commission shall proceed on an Application which is not a major transmission line in the same manner as provided in Section 8. Section 8(2) of the Act provides, "Upon receiving an application for Certificate, each affected municipality and each affected land owner shall be granted full intervenor status as of right in Commission proceedings concerning the proposed [major] transmission lines."

5. Hartland Township is a township and therefore is a "municipality" as defined in Section 2(h) of the Act which provides, "Municipality" means a city, township or village."

6. Since Hartland Township is affected by the Application because the line runs through Hartland Township and the Application requests relief which would otherwise be prohibited by a Hartland Township ordinance, Hartland Township is entitled to be granted full intervenor status as a matter of right.

Relief Requested

WHEREFORE Hartland Township prays that the Commission:

- a. Grant the Hartland Township Petition to Intervene; and
- b. Grant such other and further relief as is deemed lawful and appropriate.

Respectfully submitted,

Varnum, Riddering, Schmidt & Howlett LLP
Attorneys for Hartland Township

Eric J.
Schneidewind

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June 8, 2006

By: _____

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