STATE OF MICHIGAN
COURT OF APPEALS

Special Motion Docket For District: Central **10/11/2011**

Panel : Judges Henry William Saad, Kathleen Jansen, Pat M Donofrio

Type: Regular Cases

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* - priority case # - consolidated case @ - high profile case

1. Vote: _____

298830-Z # **IN RE APPLICATION OF MICH CONSOLIDATED GAS CO TO INCREASE RATES**

298887 **IN RE APPLICATION OF MICH CONSOLIDATED GAS CO TO INCREASE RATES**

LC#:00-015985 Submitter: LSMITH2

_____Motion:Oral Argument - Access to Recording P-2 AE

immediate consideration due to application pending in the supreme court

_____Motion for Immediate Consideration

Answer Due: 10/11/2011

Electronic Copy Available: Evt 50

Motion for Audio 10-4-11

STATE OF MICHIGAN

IN THE COURT OF APPEALS

ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY,

Appellant,

v

MICHIGAN PUBLIC SERVICE COMMISSION,

Appellee.
_____/

Docket No. **298830**

(MPSC Case No. U-15985)

ATTORNEY GENERAL MICHAEL A. COX,

Appellant,

v

MICHIGAN PUBLIC SERVICE COMMISSION,

Appellee.
_____/

Docket No. **298887**

(MPSC Case No. U-15985)

MICHIGAN PUBLIC SERVICE COMMISSION'S
MOTION FOR IMMEDIATE CONSIDERATION

In accordance with MCR 7.211(C)(6), Appellee Michigan Public Service Commission (MPSC) hereby moves for immediate consideration of the accompanying Motion for Access to the Audio Recording of Oral Argument. In support of this Motion, the MPSC states:

1. On July 6, 2011, oral arguments were heard in Docket Nos. 298830 and 298887. The Court issued its decision on July 21, 2011.

2. On September 1, 2011, the MPSC filed an Application for Leave to Appeal to the Michigan Supreme Court.

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3. On September 29, 2011, the Attorney General filed an Application for Leave to Appeal as a Cross-Appellant to the Michigan Supreme Court.

4. The MPSC filed the accompanying Motion for Access to the Audio Recording of Oral Argument in order to clarify statements made at oral argument and to determine what issues, if any, are appealable.

5. Immediate consideration of the MPSC's Motion for Access to the Audio Recording of Oral Argument is warranted because of the limited time that the MPSC has to respond to the Attorney General's Application for Leave to Appeal as a Cross-Appellant to the Michigan Supreme Court.

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Therefore, Appellee Michigan Public Service Commission respectfully requests that this Court grant its Motion for Immediate Consideration.

Respectfully submitted,

MICHIGAN PUBLIC SERVICE COMMISSION

Bill Schuette
Attorney General

John J. Bursch (P57679)
Solicitor General
Counsel of Record

Richard A. Bandstra (P31928)
Chief Legal Counsel

/s/ Anne M. Uitvlugt (P71641)
Assistant Attorney General
Attorneys for Michigan Public Service Commission
Public Service Division
6545 Mercantile Way, Ste. 15
Lansing, MI 48911
(517) 241-6680

Dated: October 4, 2011
298830/Consolidated/Motion

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STATE OF MICHIGAN

IN THE COURT OF APPEALS

ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY,

Appellant,

v

MICHIGAN PUBLIC SERVICE COMMISSION,

Appellee.
_____/

Docket No. **298830**

(MPSC Case No. U-15985)

ATTORNEY GENERAL MICHAEL A. COX,

Appellant,

v

MICHIGAN PUBLIC SERVICE COMMISSION,

Appellee.
_____/

Docket No. **298887**

(MPSC Case No. U-15985)

MICHIGAN PUBLIC SERVICE COMMISSION'S MOTION FOR ACCESS TO THE AUDIO RECORDING OF ORAL ARGUMENT

Appellee Michigan Public Service Commission (MPSC), pursuant to MCR 7.211, respectfully requests that the Court allow the MPSC to access the audio recording of its oral argument heard by the Court on July 6, 2011. In support of this motion the MPSC states:

1. Appellant Association of Businesses Advocating Tariff Equity (ABATE) filed a claim of appeal on June 29, 2010 in Docket No. 298830.

2. Appellant Attorney General filed a claim of appeal on July 1, 2010 in Docket No. 298887.

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3. This Court entered an order consolidating the cases on July 21, 2010.

4. Based on stipulations of the parties, Appellant ABATE timely filed its brief on August 25, 2010 (Docket No. 298830) and Appellant Attorney General timely filed his brief on September 21, 2010 (Docket No. 298887).

5. Based on stipulations of the parties, Appellee MPSC and Appellee Michigan Consolidated Gas Company (MichCon) each timely filed briefs on October 26, 2010 (Docket Nos. 298830 & 298887). On October 26, 2010, Appellee Utility Workers Union of America AFL-CIO Local 223 filed statements adopting the briefs of the MPSC and MichCon.

6. On November 15, 2010, Appellant Attorney General timely filed its reply brief in Docket No. 298887.

7. On November 16, 2010, Appellant ABATE timely filed its reply brief Docket No. 298830.

8. Oral arguments were heard on July 6, 2011.

9. On July 21, 2011, the Court issued its Opinion.

10. In order to clarify statements made at oral argument and to determine what issues, if any, are appealable, the MPSC requests access to the audio recording of oral argument.

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Therefore, Appellee Michigan Public Service Commission respectfully requests that the Court grant its Motion for Access to the Audio Recording of Oral Argument.

Respectfully submitted,

MICHIGAN PUBLIC SERVICE COMMISSION

Bill Schuette
Attorney General

John J. Bursch (P57679)
Solicitor General
Counsel of Record

Richard A. Bandstra (P31928)
Chief Legal Counsel

/s/ Anne M. Uitvlugt (P71641)
Assistant Attorney General
Attorneys for Michigan Public Service Commission
Public Service Division
6545 Mercantile Way, Ste. 15
Lansing, MI 48911
(517) 241-6680

Dated: October 4, 2011
298830/Consolidated/Motion

RECEIVED by Michigan Court of Appeals 10/4/2011 4:52:20 PM

MICHIGAN COURT OF APPEALS

No. 298830–Z
IN RE APPLICATION OF MICH CONSOLIDATED GAS CO TO INCREASE RATES

1	**ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY** Oral Argument: Y Timely: Y	AT	RET	(27724) **STRONG ROBERT AW** 151 S OLD WOODWARD AVENUE SUITE 200 BIRMINGHAM MI 48009 248/ 642–9692
2	**MPSC** Oral Argument: Y Timely: Y	AE	AG	(71641) **UITVLUGT ANNE M** 6545 MERCANTILE WAY SUITE 15 LANSING MI 48911 517/ 241–6680
3	**MICHIGAN CONSOLIDATED GAS CO** Oral Argument: Y Timely: Y	PT–AE	RET	(40112) **RHODES STEPHEN J** 4151 OKEMOS RD OKEMOS MI 48864 517/ 381–0100 srhodes@fsblawyers.com
4	**UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223** Oral Argument: Timely: Y	AE	RET	(30417) **CANZANO JOHN R** 400 GALLERIA OFFICENTRE SUITE 117 SOUTHFIELD MI 48034 248/ 354–9650

Consolidations:
298887 –Z IN RE APPLICATION OF MICH CONSOLIDATED GAS CO TO INCREASE RATES Motion Docket

Case Age | 6 | 9 | 12 | 15 | 18 | 24 | 30 | 36

Status: Motion Docket **SCT Status:** APPL
Track: Regular
List: EF 27 ; 80
Same LCt No: 298887–Z
Location: CT REPORTER

06/29/2010	**1**	**Claim of Appeal – Civil** Electronic copy available: Init – Claim of Appeal Electronic copy available: Exhibit A Electronic copy available: Exhibit B Electronic copy available: Juris Cklst Electronic copy available: Cover Sheet, POS Proof Of Service: 06/29/2010 Receipt Mailed: 07/01/2010 Jurisdictional Checklist: Y Register of Actions: Y Assistant Clerk: GLC Fee Code: EPAY Attorney: 27724 – STRONG ROBERT AW	**JBECHER**	**07/13/2010**
06/03/2010	**2**	**Order Appealed From** From: PSC Case Number: **00–015985** Nature Of Case: – MPSC	**MWOLCOTT**	**06/29/2010**
07/13/2010	**3**	**Appearance – Appellee** P/S Date: 07/12/2010 For Party: 2 MPSC AE	**JBECHER**	**07/15/2010**

Attorney: 46323 – SMITH KRISTIN M

07/14/2010	4	**Appearance – Appellee** P/S Date: 07/13/2010 For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE Attorney: 30417 – CANZANO JOHN R	JBECHER	07/19/2010
07/19/2010	5	**Defective Filing Letter** Event: 4 For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE Defect: PROOF OF SERVICE–Cured	JBECHER	07/19/2010
07/20/2010	6	**Submitted On Administrative Motion Docket** District: L Panel: DSO,,	BBUCKLEY	07/20/2010
07/21/2010	7	**Order: Consolidate – Administrative** Electronic copy available Panel: DSO,, Comments: Consl: 298830,298887	JBECHER	07/21/2010
07/26/2010	9	**Telephone Contact** For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE Attorney: 30417 – CANZANO JOHN R Comments: Talked with Meagan, POS to cure defect, needs to show address of service.	JBECHER	07/27/2010
07/27/2010	8	**Defect Cured** Event: 4 P/S Date: 07/22/2010 For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE Defect: PROOF OF SERVICE–Cured	JBECHER	07/27/2010
07/28/2010	11	**Appearance – Appellee** Electronic copy available: Appearance Electronic copy available: Cover Sheet, POS P/S Date: 07/28/2010 For Party: 3 MICHIGAN CONSOLIDATED GAS CO PT–AE Attorney: 40112 – RHODES STEPHEN J	JBECHER	08/06/2010
08/05/2010	10	**Invol Dismissal Warning – No Dkt Stmt** Electronic copy available Attorney: 27724 – STRONG ROBERT AW For Party: 1 ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY AT Due Date: 08/26/2010	HWATSON	08/05/2010
08/13/2010	12	**Docketing Statement MCR 7.204H** Electronic copy available: Docketing Statement Electronic copy available: Cover Sheet, POS Filed by Attorney: 27724–STRONG ROBERT AW For Party: 1 ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY AT Proof Of Service Date: 08/13/2010	LCARADINE	08/25/2010
08/25/2010	13	**Brief: Appellant**	LCARADINE	09/20/2010

Electronic copy available: Brief
Electronic copy available: Cover Sheet, POS
Proof Of Service: 08/25/2010 Pages: 7
OA: Y Timely Filed: Y
Filed by Attorney: 27724 – STRONG ROBERT AW
For Party: 1 ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY AT
Comments: Timely per stipulation filed – see evt #15

09/02/2010	14	**Oral Arg Advise Ltr Sent** Attorney: 27724 – STRONG ROBERT AW	LCARADINE	09/02/2010
09/16/2010	15	**Stip: Extend Time – AT Brief** Electronic copy available: Stipulation Electronic copy available: Cover Sheet, POS Extend Until: 09/21/2010 Filed by Attorney: 27724 – STRONG ROBERT AW For Party: 1 ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY AT P/S Date:	LCARADINE	09/20/2010
09/21/2010	16	**Stip: Extend Time – AE Brief** Electronic copy available: Stipulation Electronic copy available: Cover Sheet, POS Extend Until: 10/27/2010 Filed by Attorney: 46323 – SMITH KRISTIN M For Party: 2 MPSC AE P/S Date: 09/21/2010 Comments: All appellees	LCARADINE	09/29/2010
10/26/2010	18	**Brief: Appellee** Electronic copy available: Brief Electronic copy available: Brief – Appendices Electronic copy available: Cover Sheet, POS Proof Of Service: 10/26/2010 Pages: 34 OA: Y Timely Filed: Y Filed by Attorney: 71641 – UITVLUGT ANNE M For Party: 2 MPSC AE	LCARADINE	11/02/2010
10/26/2010	19	**Brief: Appellee** Electronic copy available: Brief Electronic copy available: Cover Sheet, POS Proof Of Service: 10/26/2010 Pages: 10 OA: Y Timely Filed: Y Filed by Attorney: 40112 – RHODES STEPHEN J For Party: 3 MICHIGAN CONSOLIDATED GAS CO PT–AE	LCARADINE	11/02/2010
10/26/2010	20	**Brief: Adoption of Brief** Electronic copy available: Adoption of MPSC Brief Electronic copy available: Cover Sheet, POS Proof Of Service: 10/26/2010 OA: Timely Filed: Y Filed by Attorney: 30417 – CANZANO JOHN R For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE Comments: Pty #2	LCARADINE	11/02/2010
10/26/2010	21	**Brief: Adoption of Brief** Electronic copy available: Adoption of Michigan Consolidated Brief Electronic copy available: Cover Sheet, POS	LCARADINE	11/02/2010

Proof Of Service: 10/26/2010
OA: Timely Filed: Y
Filed by Attorney: 30417 – CANZANO JOHN R
For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE
Comments: Pty #3

10/28/2010	**17**	**Noticed** Record: REQST Mail Date: 10/29/2010	**AutoNotic**	**10/28/2010**
11/15/2010	**22**	**Other** Electronic copy available: Withdrawal of Appearance Electronic copy available: Cover Sheet, POS P/S Date: 11/15/2010 For Party: 1 ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY AT Attorney: 34526 – MAIER THOMAS E Comments: Withdrawal of appearance of counsel for ABATE	**LCARADINE**	**11/18/2010**
11/15/2010	**26**	**Appearance – Appellant** Electronic copy available: Appearance Electronic copy available: Cover Sheet, POS P/S Date: 11/15/2010 For Party: 1 ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY AT Attorney: 12290 – COY RODERICK S	**LCARADINE**	**11/30/2010**
11/16/2010	**28**	**Brief: Reply** Electronic copy available: Brief Electronic copy available: Cover Sheet, POS Proof Of Service: 11/16/2010 Pages: 4 Filed by Attorney: 27724 – STRONG ROBERT AW For Party: 1 ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY AT	**LCARADINE**	**11/30/2010**
11/22/2010	**23**	**Record Filed** Electronic copy available: External Link Record Location: L Comments: e–record available	**SMACKAY**	**11/22/2010**
11/22/2010	**24**	**LCt Document** Electronic copy available P/S Date: 11/05/2010 Comments: affidavit of e–filing	**SMACKAY**	**11/22/2010**
11/22/2010	**25**	**Ready For Research**	**SetManagementList**	**11/22/2010**
11/30/2010	**27**	**Telephone Contact** For Party: 1 ASSOCIATION OF BUSINESSES ADVOCATING TARIFF EQUITY AT Attorney: 12290 – COY RODERICK S Comments: Attorney Strong will be attorney of record for this appeal	**LCARADINE**	**11/30/2010**
01/03/2011	**29**	**Brief: Supplemental Auth`y** Electronic copy available: Supplemental Authority Electronic copy available: Cover Sheet, POS Proof Of Service: 01/03/2011 Filed by Attorney: 71641 – UITVLUGT ANNE M For Party: 2 MPSC AE	**LCARADINE**	**01/13/2011**

02/02/2011	30	**Other** For Party: 2 MPSC AE Attorney: 71641 – UITVLUGT ANNE M Comments: Notice of screening device	LCARADINE	02/17/2011
05/12/2011	31	**Record Sent to Advance Research Lansing** Record Location: A Comments: E–brief & e–record.	LROYSTER	05/12/2011
05/12/2011	32	**Assigned to research attorney** Received by: SMANLEY	LROYSTER	05/12/2011
05/20/2011	33	**Research report proofed** Received by: DJM Difficulty Level: 3 Recommendation: Research report proofed	DMESSING	05/20/2011
05/23/2011	34	**Research report complete** Received by: SMANLEY Difficulty Level: 3 Recommendation: Research report complete	LFREUND	05/23/2011
07/06/2011	35	**Submitted on Case Call** District: L Panel: HWS,KJ,PMD Item Number: 3 Panel#: 5	MHICKNER	06/07/2011
07/06/2011	36	**Oral Argument Audio**	BatchUpdate	07/06/2011
07/21/2011	37	**Opinion – Authored – Published** Electronic copy available Pages: 6 Panel: HWS,KJ,PMD Author: PMD Result: Affirm in Part, Reverse in Part, Remanded Related Order Evt: 38 Amend Prior Opinion	LSMITH2	07/21/2011
07/26/2011	38	**Order: Amend Prior Opinion** Electronic copy available Panel: HWS,KJ,PMD Related Opinion Evt: 37 Opinion – Authored – Published Comments: Amend last sentence of the partial opinion. Clerical error only. See order	LSMITH2	07/26/2011
09/01/2011	39	**Application for Leave to SCt** Supreme Court No. 143661 Notice Date: 09/27/2011 For Party: 2 Attorney: 71641 – UITVLUGT ANNE M Comments: Same application 143661 – 143662, all events in 143661; AG request for electronic payment #1695	MEYERI	09/01/2011
09/22/2011	40	**SCt Motion: Amicus Brief** Notice Date: 10/04/2011 Check No.: 38970 Party: 6 Filed By Attorney 23003 – KESKEY DON L Comments: MI Community Action Agency Assn; brief attached	MEYERI	09/22/2011

09/26/2011	41	**Brief in Opposition to SCt Application** Filing Date: 09/26/2011 By Party: 1 Attorney: 27724 – STRONG ROBERT AW	MILLSJ	09/26/2011
09/26/2011	42	**Brief in Opposition to SCt Application** Filing Date: 09/26/2011 By Party: 5 Attorney: 13212 – ERICKSON DONALD E Comments: Attorney General	MEYERI	09/28/2011
09/27/2011	43	**SCt Motion: Amicus Brief** Notice Date: 10/04/2011 Check No.: 38988 Party: 7 Filed By Attorney 23644 – NELSON ROBERT B Comments: Heat and Warmth Fund et al; brief attached	MEYERI	09/27/2011
09/28/2011	44	**Supreme Court – File Sent To** File Location: Z Comments: sc#143661 *PSC e–record available online	SMACKAY	09/28/2011
09/28/2011	45	**SCt Motion: Cross–Appeal** Notice Date: 10/25/2011 Check No.: 38994 Party: 3 Filed By Attorney 40112 – RHODES STEPHEN J Comments: by Mich Con	MEYERI	09/28/2011
09/29/2011	46	**COA and TCt Received** 1 files	CARLTONE	09/29/2011
09/29/2011	47	**SCt Motion: Cross–Appeal** Notice Date: 10/25/2011 Check No.: Party: 5 Filed By Attorney 13212 – ERICKSON DONALD E Comments: by Attorney General	MEYERI	09/29/2011
09/29/2011	48	**SCt Motion: Amicus Brief** Notice Date: 10/11/2011 Check No.: 39000 Party: 8 Filed By Attorney 67523 – LACHMAN SARA G Comments: Newaygo County Community Services; brief attached	MEYERI	09/29/2011
10/04/2011	49	**Miscellaneous Filing** Filing Date: 10/04/2011 By Party: 3 Attorney: 40112 – RHODES STEPHEN J Comments: (re)notice of hearing re XAPPL by Michigan Consolidated Gas Co	MILLSJ	10/04/2011
10/04/2011	50	**Motion: Oral Argument – Access to Recording** Electronic copy available: Motion for Audio 10–4–11 Electronic copy available: Cover Sheet, POS Proof Of Service: 10/04/2011 Notice Date: 10/11/2011 Filed by Attorney: 71641 – UITVLUGT ANNE M For Party: 2 MPSC AE Fee Code: STATE Immediate Consideration: Y Answer Due: 10/11/2011 **Pending On List: HWS as of: 10/11/2011** Comments: Immediate Consideration due to application pending in the Supreme Court	LSMITH2	10/05/2011

10/11/2011	**51**	**Submitted On Special Motion Docket** Event: 50 Motion:Oral Argument – Access to Recording District: C Panel: HWS,KJ,PMD Item Number: 1	**LSMITH2**	**10/11/2011**

Inquiry Printed On: 10/11/2011 9:50:07 AM
Confidential Listing Complete Thank You, LSMITH2

MICHIGAN COURT OF APPEALS

No. 298887–Z
IN RE APPLICATION OF MICH CONSOLIDATED GAS CO TO INCREASE RATES

1	**ATTORNEY GENERAL** Oral Argument: Y Timely: Y	AT	AG	(51985) **MOODY MICHAEL E** PO BOX 30755 LANSING MI 48909 517/ 373–7540
2	**MPSC** Oral Argument: Y Timely: Y	AE	AG	(71641) **UITVLUGT ANNE M** 6545 MERCANTILE WAY SUITE 15 LANSING MI 48911 517/ 241–6680
3	**MICHIGAN CONSOLIDATED GAS CO** Oral Argument: Y Timely: Y	PT–AE	RET	(40112) **RHODES STEPHEN J** 4151 OKEMOS RD OKEMOS MI 48864 517/ 381–0100 srhodes@fsblawyers.com
4	**UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223** Oral Argument: Timely: Y	AE	RET	(30417) **CANZANO JOHN R** 400 GALLERIA OFFICENTRE SUITE 117 SOUTHFIELD MI 48034 248/ 354–9650

Consolidations:
298830 –Z IN RE APPLICATION OF MICH CONSOLIDATED GAS CO TO INCREASE RATES Motion Docket

Case Age | 6 | 9 | 12 | 15 | 18 | 24 | 30 | 36

Status: Motion Docket **SCT Status**: APPL
Track: Regular
List: EF 80
Same LCt No: 298830–Z
Location: CT REPORTER

07/01/2010	**1**	**Claim of Appeal – Civil** Electronic copy available: Init – Claim of Appeal Electronic copy available: Cover Sheet, POS Proof Of Service: 07/01/2010 Receipt Mailed: 07/06/2010 Jurisdictional Checklist: Y Register of Actions: Y Assistant Clerk: GLC Fee Code: FP Attorney: 51985 – MOODY MICHAEL E	**PBLACK**	**07/15/2010**
06/03/2010	**2**	**Order Appealed From** From: PSC Case Number: **00–015985** Nature Of Case: – MPSC	**PBLACK**	**07/15/2010**
07/02/2010	**3**	**Case Management Note** Comments: "June 30, 2010" reference in claim of appeal is clear typographical error; order appealed is June 3.	**GCHAMBON**	**07/02/2010**
07/02/2010	**4**	**File Sent to Lansing** File Location: E	**GCHAMBON**	**07/02/2010**

07/02/2010	5	**File Received by Lansing** File Location: L	MWOLCOTT	07/02/2010
07/13/2010	6	**Appearance – Appellee** P/S Date: 07/12/2010 For Party: 2 MPSC AE Attorney: 46323 – SMITH KRISTIN M	PBLACK	07/15/2010
07/13/2010	10	**Appearance – Appellee** P/S Date: 07/13/2010 For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE Attorney: 30417 – CANZANO JOHN R Comments: POS for MPSC is 7/22/2010.	JBECHER	07/27/2010
07/20/2010	7	**Submitted On Administrative Motion Docket** District: L Panel: DSO,,	BBUCKLEY	07/20/2010
07/21/2010	8	**Appellee Appearance Letter Sent CI–124**	REQUESTL	07/21/2010
07/21/2010	9	**Order: Consolidate – Administrative** Electronic copy available Panel: DSO,, Comments: Consl: 298830,298887	JBECHER	07/21/2010
07/27/2010	11	**Proof of Service – Generic** P/S Date: 07/27/2010 For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE Attorney: 30417 – CANZANO JOHN R Comments: Appearance was defected in consol 298830 (see evt 9)	JBECHER	07/27/2010
07/27/2010	12	**Docketing Statement MCR 7.204H** Filed by Attorney: 51985–MOODY MICHAEL E For Party: 1 ATTORNEY GENERAL AT Proof Of Service Date: 07/27/2010	JBECHER	08/06/2010
07/28/2010	14	**Appearance – Appellee** Electronic copy available: Appearance Electronic copy available: Cover Sheet, POS P/S Date: 07/28/2010 For Party: 3 MICHIGAN CONSOLIDATED GAS CO PT–AE Attorney: 40112 – RHODES STEPHEN J	JBECHER	08/06/2010
08/06/2010	13	**Defective Filing Letter** Event: 12 For Party: 1 ATTORNEY GENERAL AT Defect: Proof Of Service–Cured	JBECHER	08/06/2010
08/13/2010	15	**Defect Cured** Event: 12 P/S Date: 08/13/2010 For Party: 1 ATTORNEY GENERAL AT Defect: Proof Of Service–Cured	LCARADINE	08/25/2010
08/13/2010	16	**Proof of Service – Generic** Electronic copy available: Cover Sheet, POS P/S Date: 08/13/2010	LCARADINE	08/25/2010

For Party: 1 ATTORNEY GENERAL AT
Attorney: 51985 – MOODY MICHAEL E
Comments: Docketing statement served on attorney Canzano

09/21/2010	17	**Stip: Extend Time – AT Brief** Extend Until: 09/21/2010 Filed by Attorney: 51985 – MOODY MICHAEL E For Party: 1 ATTORNEY GENERAL AT P/S Date: 09/21/2010 Comments: Stip is linked to brief event 18	JBECHER	10/05/2010
09/21/2010	18	**Brief: Appellant** Electronic copy available: Brief – Appendices Electronic copy available: Cover Sheet, POS Proof Of Service: 09/21/2010 Pages: 15 OA: Y Timely Filed: Y Filed by Attorney: 51985 – MOODY MICHAEL E For Party: 1 ATTORNEY GENERAL AT	JBECHER	10/05/2010
10/26/2010	20	**Brief: Appellee** Electronic copy available: Brief Electronic copy available: Brief – Appendices Electronic copy available: Cover Sheet, POS Proof Of Service: 10/26/2010 Pages: 34 OA: Y Timely Filed: Y Filed by Attorney: 71641 – UITVLUGT ANNE M For Party: 2 MPSC AE	LCARADINE	11/02/2010
10/26/2010	21	**Brief: Appellee** Electronic copy available: Brief Electronic copy available: Cover Sheet, POS Proof Of Service: 10/26/2010 Pages: 10 OA: Y Timely Filed: Y Filed by Attorney: 40112 – RHODES STEPHEN J For Party: 3 MICHIGAN CONSOLIDATED GAS CO PT–AE	LCARADINE	11/02/2010
10/26/2010	22	**Brief: Adoption of Brief** Electronic copy available: Adoption of MPSC Brief Electronic copy available: Cover Sheet, POS Proof Of Service: 10/26/2010 OA: Timely Filed: Y Filed by Attorney: 30417 – CANZANO JOHN R For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE Comments: Pty #2	LCARADINE	11/02/2010
10/26/2010	23	**Brief: Adoption of Brief** Electronic copy available: Adoption of Michigan Consolidated Brief Electronic copy available: Cover Sheet, POS Proof Of Service: 10/26/2010 OA: Timely Filed: Y Filed by Attorney: 30417 – CANZANO JOHN R For Party: 4 UTILITY WORKERS UNION OF AMERICA AFL–CIO LOCAL 223 AE Comments: Pty #3	LCARADINE	11/02/2010
10/27/2010	19	**Noticed** Record: REQST Mail Date: 10/28/2010	AutoNotic	10/27/2010

11/15/2010	27	**Brief: Reply** Electronic copy available: Brief Electronic copy available: Cover Sheet, POS Proof Of Service: 11/15/2010 Pages: 7 Filed by Attorney: 51985 – MOODY MICHAEL E For Party: 1 ATTORNEY GENERAL AT	LCARADINE	11/30/2010
11/19/2010	24	**Record Request** Mail Date: 11/19/2010 Agency: PSC	POSTCARD	11/19/2010
11/22/2010	25	**Record Filed** Record Location: L Comments: see 298830	SMACKAY	11/22/2010
11/22/2010	26	**Ready For Research**	SetManagementList	11/22/2010
12/08/2010	28	**Record Filed** Electronic copy available: External Link Record Location: L Comments: electronic record available	SMACKAY	12/08/2010
12/08/2010	29	**LCt Document** Electronic copy available P/S Date: 11/05/2010 Comments: affidavit of e–filing	SMACKAY	12/08/2010
01/03/2011	30	**Brief: Supplemental Auth`y** Electronic copy available: Supplemental Authority Electronic copy available: Cover Sheet, POS Proof Of Service: 01/03/2011 Filed by Attorney: 71641 – UITVLUGT ANNE M For Party: 2 MPSC AE	LCARADINE	01/13/2011
01/13/2011	31	**Brief: Supplemental Auth`y** Electronic copy available: 2011.01.13 Supplemental Authority Electronic copy available: Cover Sheet, POS Proof Of Service: 01/13/2011 Filed by Attorney: 40112 – RHODES STEPHEN J For Party: 3 MICHIGAN CONSOLIDATED GAS CO PT–AE	LCARADINE	01/21/2011
02/02/2011	32	**Other** For Party: 2 MPSC AE Attorney: 71641 – UITVLUGT ANNE M Comments: Notice of screening device	LCARADINE	02/17/2011
05/12/2011	33	**Record Sent to Advance Research Lansing** Record Location: A Comments: E–brief & e–record.	LROYSTER	05/12/2011
05/12/2011	34	**Assigned to research attorney** Received by: SMANLEY	LROYSTER	05/12/2011
05/20/2011	35	**Research report proofed** Received by: DJM Difficulty Level: 3 Recommendation: Research report proofed	DMESSING	05/20/2011
05/23/2011	36	**Research report complete**	LFREUND	05/23/2011

Received by: SMANLEY
Difficulty Level: 3
Recommendation: Research report complete

07/06/2011	37	**Submitted on Case Call** District: L Panel: HWS,KJ,PMD Item Number: 3 Panel#: 5	MHICKNER	06/07/2011
07/06/2011	38	**Oral Argument Audio**	BatchUpdate	07/06/2011
07/21/2011	39	**Opinion – Authored – Published** Electronic copy available Pages: 6 Panel: HWS,KJ,PMD Author: PMD Result: Affirm in Part, Reverse in Part, Remanded Related Order Evt: 40 Amend Prior Opinion	LSMITH2	07/21/2011
07/26/2011	40	**Order: Amend Prior Opinion** Electronic copy available Panel: HWS,KJ,PMD Related Opinion Evt: 39 Opinion – Authored – Published Comments: Last sentence of partial paragraph at the top of page 6 is amended. Clerical error only. See order	LSMITH2	07/26/2011
09/01/2011	41	**Application for Leave to SCt** Supreme Court No. 143661 Notice Date: 09/27/2011 For Party: 2 Attorney: 71641 – UITVLUGT ANNE M Comments: Same application 143661 – 143662, all events in 143661; AG request for electronic payment #1695	MEYERI	09/01/2011
09/19/2011	42	**Miscellaneous Receipt** P/S Date: 09/19/2011 Amount: $25.00 Comments: AT, AE brs	CSMITH	09/19/2011
09/28/2011	43	**Supreme Court – File Sent To** File Location: Z Comments: sc#143662 *PSC e–record available online	SMACKAY	09/28/2011
10/04/2011	44	**Motion: Oral Argument – Access to Recording** Electronic copy available: Motion for Immed Consid 10–4–11 Electronic copy available: Cover Sheet, POS Proof Of Service: 10/04/2011 Notice Date: 10/11/2011 Filed by Attorney: 71641 – UITVLUGT ANNE M For Party: 2 MPSC AE Fee Code: FP Immediate Consideration: Y Answer Due: 10/11/2011 **Pending On List: HWS as of: 10/11/2011**	LSMITH2	10/11/2011
10/11/2011	45	**Submitted On Special Motion Docket** Event: 44 Motion:Oral Argument – Access to Recording District: C Panel: HWS,KJ,PMD	LSMITH2	10/11/2011