

UNITED STATES OF AMERICA  
BEFORE THE  
DEPARTMENT OF ENERGY

*Rec'd. DOE*  
1999 SEP 27 P 2:37

\_\_\_\_\_  
Proposed Open Access Requirement )  
for International Electric Transmission )  
Facilities and Delegation to the Federal )  
Energy Regulatory Commission )  
\_\_\_\_\_ )

FE Docket No. 99-1

**MOTION TO INTERVENE OF  
CONSUMERS ENERGY COMPANY**

Pursuant to Rule 214 of the Federal Energy Regulatory Commission's ("Commission") Rules of Practice and Procedure (18 C.F.R. §385.214), Consumers Energy Company ("CECo") moves to intervene in the above-captioned proceeding. In support of its motion, CECo shows:

I.

CECo is a corporation chartered under Michigan law. The full name and principal business address of the company are:

Consumers Energy Company  
212 West Michigan Avenue  
Jackson, Michigan 49201

Communications regarding this motion are to be sent to:

Ronn J. Rasmussen  
Director of Electric Pricing  
and Rate Administration  
Consumers Energy Company  
Room H-440A  
212 West Michigan Avenue  
Jackson, MI 49201  
Phone: (517) 788-5826  
Fax: (517) 788-0756

William M. Lange  
Assistant General Counsel  
Consumers Energy Company  
Suite 100  
1016 16th Street, N.W.  
Washington, D.C. 20036  
Phone: (202) 293-5795  
Fax: (202) 293-5367

CECo is a public utility rendering electric service to over 1.5 million residential, commercial and industrial customers in the Lower Peninsula of the State of Michigan. The electrical system of CECo, along with that of the Detroit Edison Company ("DECo") is interconnected with Ontario Hydro, the provincial electric utility for the Province of Ontario, at four points on the U.S.-Canada border. Each interconnection has been authorized by a Presidential permit (PP-21, PP-38 and PP-58) issued under Executive Order 10485.

## II.

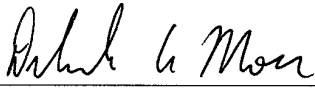
CECo has an interest in this proceeding and its participation is necessary, in the public interest and appropriate to the administration of the Federal Power Act. On July 27, 1999, the Department of Energy gave notice (64 FR 40,586) of its proposed amendment to Presidential permits and export authorizations. The amendment would require permit holders to provide non-discriminatory open access transmission services. The open access requirement would also be attached to the permit holders authorization to export electricity.

## III.

WHEREFORE, CECo has a direct and substantial interest in the outcome of this proceeding, and its interest would not be adequately represented by any other party. CECo respectfully requests that it be granted intervention as a party and that the Commission grant such further relief as may be lawful and proper.

Respectfully submitted,

CONSUMERS ENERGY COMPANY

By 

William M. Lange  
Assistant General Counsel  
Deborah A. Moss  
Attorney  
Suite 100  
1016 16th Street, N.W.  
Washington, D.C. 20036  
Phone: (202) 293-5795

Dated: September 27, 1999

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each person designated on the official service list compiled by the Secretary in this proceeding.

Dated at Washington, D.C. this 27th day of September, 1999.

A handwritten signature in cursive script, reading "Deborah A. Moss", is written over a horizontal line.

Deborah A. Moss