

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

In the matter of the complaint of)	
COMMERCE ENERGY, INC., against)	
THE DETROIT EDISON COMPANY.)	Case No. U-15223
<hr/>)	

At the July 5, 2007 meeting of the Michigan Public Service Commission in Lansing,
Michigan.

PRESENT: Hon. J. Peter Lark, Chairman
Hon. Monica Martinez, Commissioner

ORDER

On February 26, 2007, Commerce Energy, Inc., filed a complaint against The Detroit Edison Company (Detroit Edison) alleging the violation of a retail access service tariff agreement. On June 29, 2007, the complainant filed a request to withdraw the complaint with prejudice. As part of the settlement agreement behind the request to withdraw the complaint, Detroit Edison agreed to pay a \$50,000 fine to the State of Michigan by delivering a check for that amount to the Commission's Executive Secretary following the order dismissing this case.

The Commission FINDS that:

- a. Jurisdiction is pursuant to 1909 PA 106, as amended, MCL 460.551 *et seq.*; 1919 PA 419, as amended, MCL 460.51 *et seq.*; 1939 PA 3, as amended, MCL 460.1 *et seq.*; 1969 PA 306, as amended, MCL 24.201 *et seq.*; and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 *et seq.*

b. The complaint should be dismissed with prejudice.

THEREFORE, IT IS ORDERED that the complaint of Commerce Energy, Inc., against The Detroit Edison Company is dismissed with prejudice.

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, pursuant to MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

/s/ J. Peter Lark

Chairman

(S E A L)

/s/ Monica Martinez

Commissioner

By its action of July 5, 2007.

/s/ Mary Jo Kunkle

Its Executive Secretary

b. The complaint should be dismissed with prejudice.

THEREFORE, IT IS ORDERED that the complaint of Commerce Energy, Inc., against The Detroit Edison Company is dismissed with prejudice.

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, pursuant to MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

Chairman

Commissioner

By its action of July 5, 2007.

Its Executive Secretary