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CITY OF MENASHA
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BEFORE THE

PUBLIC SERVICE COMMISSION OF WISCONSIN

Application of the City of Menasha and WPPI Energy for Approval of the Sale and Leaseback of Certain Electric Utility Facilities from Menasha to WPPI Energy, Sale to WPPI Energy of Menasha's Ownership Shares in American Transmission Company, Authority for Menasha to Increase Electric Rates, and a Declaratory Ruling Regarding the Public Service Commission's Continuing Jurisdiction Over WPPI Energy

5-EI-149

NOTICE OF PROCEEDING AND PREHEARING CONFERENCE

Prehearing Conference Date:	**Monday, December 21, 2009 – 11:00 a.m.**
Conference Location: This docket uses the Electronic Regulatory Filing system (ERF).	**Public Service Commission, 610 North Whitney Way, Madison, WI (Amnicon Falls Hearing Room – 1st Floor)**

THIS IS A PROCEEDING, pursuant to Wis. Stat. §§ 66.0817 and 196.80, and Wis. Admin. Code §§ PSC 2.71 and 2.72, to consider the joint application of the city of Menasha (Menasha) and WPPI Energy (WPPI), as electric public utilities, for approval of related transactions under which WPPI would purchase and lease back to Menasha the electric distribution assets of Menasha.

The joint applicants also seek a declaratory ruling under Wis. Stat. § 227.41 that consummation of the sale and lease transaction shall not alter the extent of Commission regulation over WPPI.

Further, the joint applicants seek approval of WPPI's proposed purchase of Menasha's ownership shares in American Transmission Company LLC.

Further, Menasha seeks approval under Wis. Stat. §§ 196.03(1), 196.20(1) and (2m), and 196.37(1), (2), and (3) for authority to increase electric rates. Menasha provided information in its filing supporting a revenue increase of 1.74 percent. The Commission will determine the actual level of the rate increase after reviewing the application and holding a hearing. The hearing will be scheduled at a later date. If the Commission authorizes a rate change, the final impact to individual customers will vary with electricity usage, class of service, and the ultimate rates authorized by the Commission.

NOTICE IS GIVEN that the Commission will hold a prehearing conference on Monday, December 21, 2009, at 11:00 a.m. in the Amnicon Falls Hearing Room at the Public Service

Commission Building, 610 North Whitney Way, Madison, Wisconsin, and continuing at times to be set by the presiding Administrative Law Judge. This building is accessible to people in wheelchairs through the Whitney Way first floor (lobby) entrance. Parking for people with disabilities is available on the south side of the building. Any person with a disability who needs additional accommodations should contact the docket coordinator listed below.

The Commission considers it necessary, in order to carry out its duties, to investigate all books, accounts, practices, and activities of the applicant. The expenses incurred or to be incurred by the Commission which are reasonably attributable to such an investigation will be assessed against and collected from the applicant in accordance with the provisions of Wis. Stat. § 196.85 and Wis. Admin. Code ch. PSC 5.

The prehearing conference is being held to: (1) identify persons who will actively participate as parties; (2) identify issues; (3) determine the date and time for a hearing; (4) specify dates for filing testimony and exhibits; and (5) any other matters that will facilitate the hearing.

Parties will be bound by the designation of issues and the schedule adopted at the prehearing conference. Persons who consider themselves to be potential parties should participate in the prehearing conference. Any person desiring to become a party shall file a request pursuant to Wis. Stat. § 227.44(2m) and Wis. Admin. Code § PSC 2.21 no later than 10 days from the date of this notice. The request shall be addressed to Administrative Law Judge Michael Newmark, Public Service Commission of Wisconsin, P.O. Box 7854, Madison, Wisconsin 53707-7854. A copy of the request must be served on the applicant, which may respond to the request within 5 days of the date of service.

This is a Class 1 proceeding as defined in Wis. Stat. § 227.01(3)(a).

The Commission does not discriminate on the basis of disability in the provision of programs, services, or employment. Any person with a disability who needs accommodations to participate in this docket or who needs to obtain this document in a different format should contact the docket coordinator listed below.

Questions regarding this matter may be directed to docket coordinator Scot Cullen at (608) 267-9229.

Dated at Madison, Wisconsin, December 10, 2009

By the Commission:

Sandra J. Paske

Sandra J. Paske
Secretary to the Commission

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