



Public Service Commission of Wisconsin

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PSC to Appeal Court Decision on Elm Road Power Plant

MADISON – The Public Service Commission of Wisconsin (PSC) unanimously voted today to appeal yesterday’s circuit court decision overturning its 2003 approval for Wisconsin Energy Corporation to construct two coal-fired generators near its existing Oak Creek power plant.

Noting that the court affirmed the Commission’s determination that new generation was necessary to meet growing energy demand, PSC General Counsel David Gilles said, “The Commission is very concerned about the effect of construction delays on future electric reliability in Southeast Wisconsin and on overall costs of the project.”

The Commission granted Wisconsin Energy Corporation a Certificate of Public Convenience and Necessity on November 10, 2003 after conducting a very thorough review process that included substantial public input. The PSC held over 24 hours of public hearings where nearly 300 citizens testified. There were also over 90 hours of technical hearings with 70 expert witnesses on the Elm Road power plant project that resulted in a record of almost 6,000 pages that were reviewed by the Commissioners before they made their decision. The record reviewed by the Commission also included 239 letters from citizens voicing their opinions on the new power plant.

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