

Citizens Utility Board
Annual Report

January 1 - December 31, 2009



**CUB
BOARD OF DIRECTORS**

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Milwaukee

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Madison

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Russell Wallace
Madison

•
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Charlie Higley

Research Director

Dennis Dums

Office Manager

Richard Storck

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From the Executive Director

This annual report for 2009 includes some good news that happened in 2010, and I need to tell you about it now, rather than wait until next year's report.

For nearly 4 years, CUB has been looking for new sources of funding. In recent years, CUB has relied on grants from foundations to support about 30 percent of our annual budget (grants from the Public Service Commission support 50 percent, and contributions from members support 20 percent).

Though we hope we can continue to deserve support from foundations and our loyal members, in early 2009 CUB decided to ask the Legislature for a bill that would provide CUB with badly needed funding.

Senator Fred Risser (D-Madison) and Representative Mark Pocan (D-Madison) know the important role CUB plays in representing residential utility ratepayers, and they introduced bills AB 689 and SB 479 in early 2010 that would provide CUB with \$300,000 annually, to be paid for by ratepayers (about 13 cents per household per year).

With their leadership, Senator Risser and Representative Pocan guided AB 689 through the Assembly and the Senate, and Governor Jim Doyle signed the bill into law on May 18, 2010.

I am grateful for the support of CUB shown by Governor Doyle, Senator Risser, Representative Pocan, and their colleagues in the Legislature, who know that CUB plays a vital role in keeping utility rates reasonable, and in advancing policies that protect consumers and the environment.

With the enactment of this legislation, CUB should have the funding to maintain our current staff of three, and to pay our general operating



expenses like rent and utilities.

Nevertheless, we will continue to rely on the support of grants from foundations, and in particular, the generous contributions we receive from our members.

CUB was founded in 1979 by an act of legislation to represent residential utility customers. Though reorganized independent of this legislation in 1986, we continue to give voice to residential utility customers regarding reasonable rates, reliable service, or whether new power plants or other utility projects are needed.

With the enactment of AB 689, it's great to see that our leaders in government agree that CUB plays an important role. I hope that you, our loyal members, will take pride in this acknowledgement, and will continue your strong support of CUB—we wouldn't be here without you.

**SINCE 2005 CUB
HAS HELPED SAVE
\$537 MILLION**

2009 In Review

Legal Activities

Bent Tree Wind Farm

On August 28, 2009, CUB and the Wisconsin Industrial Energy Group (WIEG) filed a lawsuit against the Public Service Commission (PSC) for ignoring state law in approving a wind power project to be built in Minnesota, owned by Madison-based Wisconsin Power & Light Co. (WPL), and paid for by WPL's Wisconsin customers.

WIEG represents most major Wisconsin manufacturing industries, and advocates for reliable and cost effective gas and electric service for Wisconsin industrial consumers.

On June 6, 2008, WPL submitted an application to the PSC for approval to build and own a 200-megawatt wind farm called Bent Tree, to be located in South Central Minnesota, at an estimated cost of \$497 million. WPL's application requested a "certificate of public convenience and necessity" or CPCN, which a utility must obtain from the PSC before the utility can build a new power plant of 100 megawatts or more.

Because the project would be built in another state, on November 6, 2008, the PSC issued an order following a 2-1 vote saying that it would review WPL's application as one seeking a "certificate of authority" or CA, rather than under the more stringent requirements for obtaining a CPCN. Commissioner Lauren Azar disagreed and voted against reviewing the project under the CA process; she issued a dissenting opinion in which she asserted that Wisconsin law requires utilities to receive a CPCN, regardless of where the project is located. Earlier, in comments filed in July 2008, both WIEG and CUB urged the PSC to use the CPCN process as required by state law.

On July 31, 2009, the PSC issued an order granting WPL a CA for its Bent Tree Wind Farm, even though both WIEG and CUB had submitted legal briefs in May 2009, again pointing out that state law requires utilities to receive a CPCN before constructing a project like Bent Tree.

In general, a certificate granted under the CPCN process means that the PSC has determined that the project is needed

to provide Wisconsin customers with electricity, and that the cost and environmental impacts of the project are reasonable when compared to alternatives.

In filing the lawsuit, WIEG and CUB contend that the PSC ignored Wisconsin law, which states that a utility cannot build a power plant of 100 megawatts or more unless the utility has received a CPCN.

This case is of statewide importance because significantly less review by the PSC is required in granting a CA, and customer groups like CUB and WIEG may have no opportunity to provide testimony and legal opinions regarding a proposed project's appropriateness for providing Wisconsin consumers with electricity at reasonable prices.

As of June 2010, this case remains before the Dane County Circuit Court.

Legislative Activities

CUB Funding Bill

On May 18, 2010, Governor Jim Doyle signed AB 689 into law, which is designed to increase the amount of "intervenor compensation" available for CUB to fight in rate cases.

AB 689 and its companion bill SB 479 were introduced by Senator Fred Risser (D-Madison) and Representative Mark Pocan (D-Madison) in January 2010.

CUB executive director Charlie Higley and Curt Pawlisch, an attorney with Cullen, Weston, Pines, and Bach, who has represented CUB on numerous legal, legislative, and regulatory issues for over 10 years, visited with members of the Legislature throughout 2009 and 2010 to inform them of the importance of having an organization represent the interests of residential ratepayers.

This law increases the intervenor compensation fund from \$750,000 to just over \$1 million and requires that the increase be given to an organization "that has a history of advocating on behalf of residential ratepayers for affordable rates," namely CUB.

Wisconsin is different than most states in providing ratepayer representation: most states have state-funded agencies that represent the interests of utility customers. For example, these agencies in

Indiana, Iowa, Minnesota, and Ohio have between 22 and 74 staff and annual budgets ranging from \$3 million to over \$8 million.

In contrast, Wisconsin relies on CUB, supported in part by about 9,000 members statewide. CUB has three full-time staff and an annual budget of less than \$900,000.

The utilities spend between \$2 and \$4 million each year of ratepayer money in regulatory proceedings to raise rates. Even though outspent by 4 to 1, CUB continues to win victories, saving ratepayers tens of millions of dollars each year.

We're grateful for Governor Doyle's support, and for the support of Senator Risser and Representative Pocan, who paved the way for the bill's passage in the Legislature. Their actions will ensure that CUB receives badly needed funding to continue the fight on behalf of residential ratepayers.

Clean Energy Jobs Act

Since April 2007, CUB has been working on policies to strengthen investments in energy efficiency and renewable energy, to help strengthen the Wisconsin economy, lower energy bills for consumers, and reduce pollution.

Unfortunately, our efforts to see these policies turn into law fell short in April 2010, when the Legislature concluded its session without approving AB 649 or its companion SB 450, bills that were to implement stronger policies for energy efficiency and renewable energy.

CUB began this policy journey with its appointment to Governor Jim Doyle's Task Force on Global Warming in April 2007. The task force was comprised of 29 representatives of business organizations, utilities, tribes, unions, and environmental organizations. The task force provided the governor with recommendations to reduce global warming pollution in July 2008.

The task force recommended that Wisconsin reduce its emissions of global warming pollutants back to 2005 levels by 2014, and to 1990 levels by 2022. The task force also established a long

continued on page 3 ➡

Citizens Utility Board (CUB) is a member-supported, nonprofit organization whose purpose is to:

- Provide public interest legal services to ensure effective and democratic representation of residential utility customers before regulatory agencies and the courts;
- Advocate for reliable, affordable, and sound utility service; and
- Educate consumers on utility service through the preparation, compilation, analysis, and dissemination of information and resource materials relating to utility regulation and public energy and telecommunications policy.

Citizens Utility Board

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term goal of a 75 percent reduction from 2005 levels by 2050.

To reach these pollution reduction goals, the task force recommended larger investments in energy efficiency, the most cost-effective way to reduce energy use and related pollution. By making our homes and businesses more energy efficient, consumers can reduce their monthly energy bills, reduce their use of energy, and reduce their “carbon footprint,” or the amount of global warming pollution caused by their use of energy.

The task force also recommended that Wisconsin further develop its renewable energy resources. With regards to electricity, the task force recommended that Wisconsin generate 20 percent of its electricity from renewable sources by 2020, and 25 percent by 2025.

Legislation to enact these policies was introduced by Senators Mark Miller (D-Monona) and Jeff Plale (D-South Milwaukee), and Representatives Spencer Black (D-Madison) and Jim Soletski (D-Green Bay) in December 2009. The legislation largely reflected the recommendations of the task force.

Unfortunately, the legislation was seriously weakened by an amendment introduced on April 13, 2010, barely a week before the Legislature’s adjournment on April 22. The amendment included misguided provisions that would eliminate Wisconsin’s protections against new nuclear power plants, even though nuclear remains one of the most expensive ways for generating electricity that also creates deadly, radioactive waste for which there remains no safe means of disposal. The amendment also weakened the provisions for increased investments for energy efficiency and renewable energy, the only rational ways to provide needed electricity at reasonable costs that also reduce pollution.

The legislation also was attacked relentlessly by the Wisconsin Manufacturers and Commerce, the state’s main business lobby. WMC and others wrongly claimed the amended bill would increase energy bills, whereas an analysis by the Public Service Commission of Wisconsin showed that energy bills would decrease because energy efficiency investments are by far the most cost-effective ways to meet growing demand for electricity.

CUB is already getting ready for introducing legislation in 2011 that will increase investments in energy efficiency and renewable energy, while maintaining Wisconsin’s current protections against nuclear power.

Regulatory Activities

Madison Gas & Electric Co., Rate Case for 2010, Docket 3270-UR-116

On April 29, 2009, MGE filed a request to raise electric rates by \$15.9 million or 4.5 percent, and natural gas rates by \$4.4 million or 2.3 percent. The rate increases would take effect in January 2010.

CUB intervened in this case and reviewed the utility’s level of profit and the design of rates for residential customers.

The PSC issued its decision in this case on December 22, 2009. The PSC approved an increase in electric rates of \$11.9 million (3.3 percent) and a decrease in gas rates of \$1.5 million (0.74 percent). The PSC agreed with CUB and reduced MGE’s return on equity (profits) from 10.8 percent to 10.4 percent, a savings to customers of \$2 million. In addition, the PSC also agreed with CUB and reduced rates by \$78,000 for lobbying expenses that were incorrectly charged to ratepayers. The PSC also agreed with CUB to require MGE to use electric rates for residential customers with lower fixed charges and higher volumetric charges, which provide incentives to customers to save electricity.

We Energies, Glacier Hills Wind Farm, Docket 6630-CE-302

On June 18, 2008, We Energies submitted a request to the Commission for authorization to build a 200 megawatt wind farm at an expected cost of \$450 million in Columbia County.

The PSC approved the project on January 22, 2010. The PSC agreed with CUB that going forward, We Energies will need to use a more thorough process for evaluating proposed wind projects developed by the company and competing proposals developed by others. The goal of this improved selection process is to make sure the best and lowest cost wind projects are selected for providing wind power to the customers of We Energies.

continued on page 4 ➡

We Energies, Rate Case for 2010-2011, Docket 05-UR-104

On March 13, 2009, We Energies filed an application with the PSC to increase electric rates by 2.8 percent and natural gas rates by 4.6 percent, with the new rates taking effect on January 1, 2010. On July 3, 2009, We Energies modified its request to raise electric rates by a total of \$127 million, or 4.9 percent.

CUB intervened in the case and reviewed We Energies' requests for recovery of costs related to burning excess coal, costs associated with the Midwest Independent Transmission System Operator (MISO), We Energies' off-balance sheet obligations, rate allocation and design, and whether We Energies had too many power plants on-line, which could unnecessarily cause electric rates to be higher than reasonable.

The PSC issued its decision regarding rate increases for We Energies on December 18, 2009. The PSC approved an increase in electric rates of \$85.8 million (3.4 percent) and a decrease in gas rates of \$2.1 million (0.35 percent).

The PSC agreed with CUB and reduced We Energies rates by \$17.3 million, including: a reduction of \$2.3 million for unnecessarily burning excess coal; a reduction of \$3.8 million for extra costs associated with MISO; and a reduction of \$11.2 million by lowering We Energies' return on equity (profits) from 10.75 percent to 10.4 percent.

The PSC also agreed with CUB and will open an investigation to address the fact that Wisconsin utilities have too many power plants on-line, a situation known as "excess capacity."

Wisconsin Power & Light (dba Alliant Energy), Rate Case for 2010, Docket 6680-UR-117

On May 8, 2009, WPL filed a request to raise electric rates by \$85.5 million or 9.2 percent and natural gas rates by \$6.2 million or 2.6 percent starting in January 2010. On July 24, 2009, WPL updated its request to increase electric rates by \$103 million or 11.0 percent and natural gas rates by \$6.7 million or 2.8 percent.

CUB intervened in the case and reviewed the following issues: the utility's level of profit; cost-of-service stud-

ies, class revenue requirement allocations, and rate designs. CUB also argued that WPL should not be allowed to recover "pre-certification" and "pre-construction" costs associated with the proposed Nelson Dewey coal-fired power plant, which was rejected by the PSC in November 2008.

The PSC issued its decision in this case on December 18, 2009. The PSC approved an increase in electric rates of \$58.6 million (6.3 percent) and an increase in gas rates of \$5.6 million (2.4 percent).

The PSC agreed with CUB and reduced WPL's rates by \$18.4 million, including: a reduction of \$2.6 million and \$9.3 million for unreasonable pre-certification and pre-construction costs for the never-built Nelson Dewey power plant; and a reduction of \$6.5 million by lowering WPL's return on equity (profits) from 10.6 percent to 10.4 percent.

The PSC also agreed with CUB to require WPL to use electric rates for residential customers with lower fixed charges and higher volumetric charges, which provide incentives to customers to save electricity. The PSC also agreed with CUB and did not increase the credit for industrial customers willing to interrupt their electricity service for emergencies.

Wisconsin Power & Light (dba Alliant Energy), Retrofit of Edgewater 5, Docket 05-CE-137

On November 14, 2008, WPL and co-owner We Energies applied for permission from the Commission to add pollution controls to Edgewater Unit #5, a 430 megawatt coal-burner on Lake Michigan near Sheboygan. The pollution controls would cost a minimum of \$153 million.

CUB and Clean Wisconsin worked together in this case to make sure the cost of the retrofit is reasonable; for We Energies to sell its share of Unit #5 to WPL at a reasonable price in order to reduce excess capacity; and for Edgewater Unit #3 to be retired.

The PSC approved the retrofit of Edgewater Unit #5 on May 11, 2010. Unfortunately, the PSC decided not to retire Unit #3, as recommended by CUB and Clean Wisconsin, but will consider

this option in Docket 05-EI-150, Retirement of Coal-fired Power Plants, which is to get underway later in 2010.

Separately, WPL is negotiating with We Energies to purchase the 25 percent share of Unit #5 owned by We Energies. Should this sale be completed, it will improve the economics of the retrofit project, as demonstrated by CUB and Clean Wisconsin in their testimony in the case. The sale will likely be completed later in 2010.

Wisconsin Public Service Corp., Energy Efficiency Pilots

In December 2008, the PSC approved an agreement between CUB and Wisconsin Public Service Corp. (WPS) that allows WPS to use revenue-per-customer decoupling for residential and commercial electric and gas customers. Along with decoupling, WPS agreed to double its payments to Wisconsin's statewide energy efficiency program called Focus on Energy. The ratepayers of WPS will provide Focus with an additional \$50 million between 2009 and 2012.

WPS also agreed to work with CUB and Focus on Energy to implement three community-based pilots to test enhanced energy efficiency programs and innovative rate options. The first pilot started in Brillion on October 1, 2009, and the other two pilots will start in 2010 and 2011. The pilots will conclude at the end of 2012. CUB will be involved in these pilots through 2012, and has a contract with Focus on Energy to cover staff time and expenses regarding these pilots.

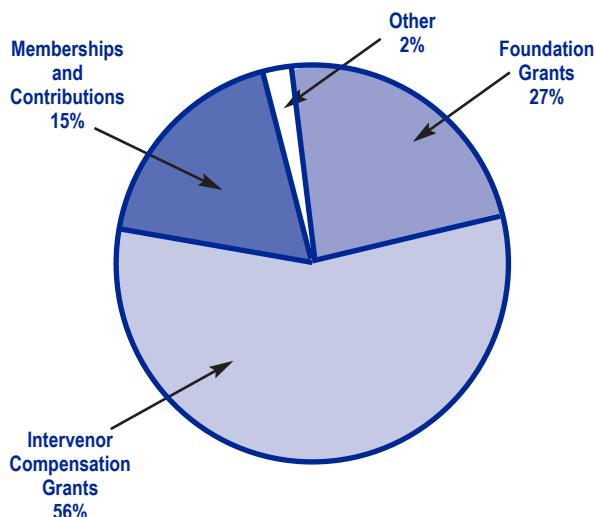
Wisconsin Public Service Corp., Fuel Rules Proceeding, Docket 6690-FR-101 and 102

Opened by the PSC on April 24, 2009, these cases will examine fuel costs for 2008 and 2009, and whether customers should receive a refund for over-collections. The Great Recession has been accompanied by tremendous fuel price volatility, and sales of electricity and natural gas have declined considerably during the past year. In addition, the new Weston 4 coal plant experienced

continued on page 11 ➔

2009 Financials

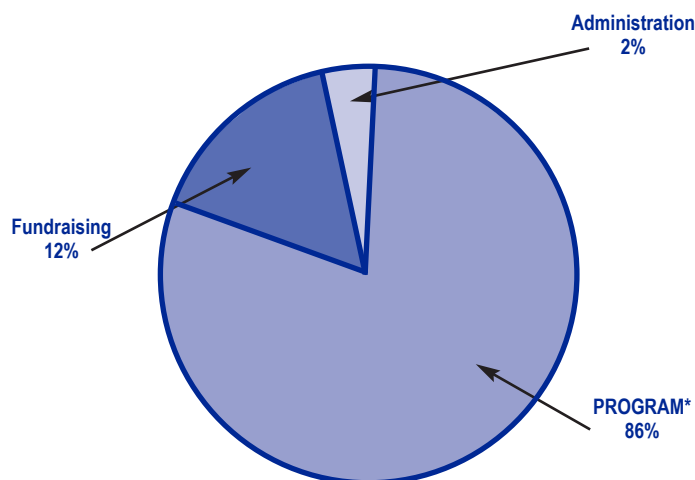
2009 Income by Source



2009 Income by Source

Memberships & Contributions	\$119,491	15%
Intervenor Compensation Grants	\$429,320	56%
Foundation Grants	\$211,446	27%
Other	\$ 13,122	2%
Total	\$773,379	100%

2009 Expenses by Source



2009 Expenses by Source

Programs*	\$662,515	86%
Administration	\$ 12,572	2%
Fundraising	\$ 94,102	12%
Total	\$769,189	100%

*Program Expenses by Activity

PSC Intervention	\$466,324	70%
Clean Energy	\$181,794	27%
Lobbying	\$ 14,397	2%
Total	\$583,531	100%

ASSETS

Current Assets

Cash & cash equivalents	\$ 170,836
Grants & contracts receivable	86,680
Total current assets	257,516

Property & Equipment

Office equipment	22,242
Less: accumulated depreciation	20,041
Net property & equipment	2,201

TOTAL ASSETS \$ 259,717

LIABILITIES & NET ASSETS

Current Liabilities

Accounts payable	\$ 79,347
Accrued payroll & related	10,354
Accrued compensation	11,664
Other accrued liabilities	3,300
Total current liabilities	104,665

Net Assets (Deficit)

Unrestricted net assets:	
Designated by Board for CUB legal & advocacy trust	\$ 8,855
Undesignated	37,329
Fixed assets	2,201
Total Unrestricted	48,385
Temporarily Restricted	106,667
Total net assets	155,052

TOTAL LIABILITIES & NET ASSETS \$ 259,717

CUB Board Member Elections

Thanks to Steve Brachman....



Steve Brachman is stepping down from the CUB Board of Directors, after serving on the Board since 2000.

Most recently, Steve served as president of the board, and served for many years as the board secretary.

Steve helped CUB navigate the troubled waters of utility deregulation of the late 1990s, and the changes in utility policy between the administrations of Governors Tommy Thompson, Scott McCallum, and Jim Doyle.

“CUB plays an important role in protecting the interests of utility ratepayers,” said Steve. “It was my pleasure to serve on the CUB Board for nearly 10 years. The organization needs members to step up and serve on the Board, and I hope other members will consider volunteering their time and expertise to help CUB manage its affairs.”

Steve will continue working for UW-Extension Solid and Hazardous Waste Education Center, where he is the waste reduction and management specialist and distinguished lecturer. He is primarily responsible for providing technical assistance and educational programs for pollution prevention, energy conservation, and solid and hazardous waste management projects for consumers, business and local governments in Wisconsin.

Thank you, Steve, for all your efforts to make CUB a stronger organization.

Elections for the CUB Board of Directors

It's election time for the CUB Board of Directors!

Current CUB members in good standing (that is, those who paid their membership dues during 2009 or 2010) are entitled to vote in this election.

The candidates are Rodney Stevenson and Don Wichert, current direc-

tors who are seeking re-election to the Board. The CUB Board of Directors recommends and endorses the re-election of Rodney and Don. Below are their biographies.

Please use the ballot envelope enclosed with this annual report to cast your vote. Please mail your ballot by Saturday, July 31, 2010.



Rodney Stevenson is Professor of Business and Environmental Studies at the University of Wisconsin-Madison. He is the founder of the university's Wis-

consin Public Utility Institute and the past chair of the Energy Analysis and Policy Program of the university's Nelson Institute of Environmental Studies.

Rodney received his Ph.D. in economics from Michigan State University and his B.A. in economics from Monmouth College (Illinois). Rodney has served as a consultant, advisor, and expert witness for numerous utilities, state and federal regulatory agencies, legislative bodies, and consumer and environmental organizations.

“I want to continue to serve on the Board of Directors because I believe deeply in CUB's mission,” said Rodney. “By virtue of its independence and expertise, CUB has done an excellent job of protecting Wisconsin utility customers. I have a background that may be useful to the organization - and a desire to help CUB in whatever way I can.”



Don Wichert is employed by the Wisconsin Energy Conservation Corporation, where he is director of renewable energy programs.

Don has worked professionally in the environmental and energy fields for 28 years, most of it with the Wisconsin Division of Energy as Chief of the Energy Resources Section. The section was responsible for data collection, technical and policy studies, program administration and public information related to energy use in Wisconsin.

Don Wichert has a B.A. in Geography, a B.S. in Thermal and Environmental Engineering and an M.S. in Energy Policy and Analysis. Don is a Board member of the Biomass Energy Resource Center, the Solar Rating and Certification Corporation, and CUB. He is a licensed professional engineer in Wisconsin.

“I want to serve another term on the CUB Board because I fully support CUB's mission of representing residential customers at utility hearings and in state policy making concerning regulated activities,” said Don. “I want to help CUB continue to fight for fair regulated utility rates and long term policies that support the wise use of energy in Wisconsin. I believe my past involvement on the CUB Board and over 30 years working in the public energy and environmental sectors can be an asset to CUB in continuing to be an effective organization that achieves substantial benefits for its members and the public.”

*As you are making
your estate plans,
please keep CUB in mind.*

2009 Friends of CUB

Those giving \$100 or more in total during the year.

Suzanne and William Ammerman	Mary and James Fico	Arthur and Susan Lloyd	John Seidl & Karen Huske
Michael and Rima Apple	Susan Fischer	Tom Lonsway	Gustave Sevela
Vivienne Babcock	Phil Fisher	Margot Lori	James and Shirley Seymour
Steven Barber	Nicole Fite	W H Love	Theodore Shannon
Barb Bartkowiak	Charles Flodquist	Barbara Lund	Emil Shelendich
Herman Baumann	Mary Lou France	Steve and Sue Macejkovic	John and Fawn Shillinglaw
Peter and Marie Becher	Marie Fraser	Sil Maly	James and Rose Sime
David and Carolyn Benforado	Allen Fritz	Jim and Patricia Mapp	Dorothy Smalancke
Kathleen Bernhart	Susie Marie Fritz Jablonic	James Martell	Robert and Suzanne Smith
William and Ann Beverly	Jim Gebelian	Chris and Mary Meixner	Marilyn Smits
David Bjorklund	Vaughn and Esther Gehrt	John and Linda Merrill	Karen Soderholm
Charlotte Bleistein	Robert Geiser	Donald and Mary Metz	Marguerite Soffa
Jonathan Blick	Chet Gerlach	Marion Meyer & Raymond Brown	Brook Chase Soltvedt
Jeffrey Bloohm	Margaret Getzin	Gerry Miller	Hedwig Spaight
Dr Charles Boardman	Bob Goeres	Colleen Moore	Randal Sprecher
Catherine Bock-Weiss	James and Dolores Gonyo	Thomas and Kathleen Morgan	Don Springer
Dennis Bolstad	Dorothy Gosting	Thomas Morse	Roger and Sue Springman
Adam Bors	Robert Greenler	Sally Mundt & Carolyn Schloemer	Kurt and Susan Sroka
Susan and Edward Bott	Mary Hagle	Lucia and Jack Murtaugh	L A Sromovsky
Joan Box	Harold and Ruby Halfin	Donald and Leone Nachreiner	Barbara St George
Steven and Claudia Brachman	Arthur and Pauline Hall	William Napiecinski	Leonhard and Erika Staerk
Todd Brachman	Jean Hamann	Vera Nelson	Rodney and Karen Stevenson
Joseph Branks	Jim Hammitt	Keith Nelson	Jonathan Stielstra
Jim and Mary Brill	James Harkonen	James Newton	Bonita Strauss
Michael Briselli	James and Lynn Heindl	Katharine Odell	Joanne Styles
Melinda and Jack Brooks	Joseph and April Heindl	Karen Oechler	Andrew Sullivan
Loren Brumm	Gertrude Hessel	David and Susan Ogden	Lawrence and Mary Teofilo
Lenore and Nicholas Burckel	Peter Hewson	Joseph and Mary Ousley	Gerald Thain
Elaine Burke	Anne Hoerburger	Thomas and Elaine Pagedas	Kristin Thompson
Joan Burns	Edna Hoffman	Sue Patrick	Larry and Esther Travis
Maxine Burress	Shirley Horowitz	Edward Paulsen	Jane Treglowne
Alan and Marilyn Cable	Kate Houston	Ralph and Judith Paulson	William Vail
Amy and Dave Calkins	Donald Huenefeld	George Penn	Keith and Lynne Valiquette
Vernon Childs	Phyllis Huffman	Grace Peppard	Laura Van Slyke
Sandra Christensen	Margaret Banta Humleker	Ursula Peterson	Janet and Michael Van Vleck
Michael Chubeck	Geoff Hurtado	Kathryn Philipp	Jennifer and Tim Vellinga
Marian Mae Corby	John and Irene Igers	Tom and Susan Porter	Michael Vickerman & Pamela Weisen
Cecilia Coyle	Frank and Viola Janus	Karen and Patrick Prendergast	Howard Vieth
W H H and Carol Cranmer	Paulette Johnson	Susan and Stephen Ragatz	Paul and Patricia Vogelsang
Jay and Gwen Cravens	James and Joan Johnston	Fran and Louis Rall	Charles and Gloria Waity
Jackie Csedo	Ken and Lois Kamps	Mariam Reading	Bastiaan Wakker
Lee Cullen	Esther Kaplan	Richard and Donna Reinardy	Todd Walker
Philip Daub	Betty Kemp	Donald and Barbara Reinicker	Michael and Laurie Walsh
Susan Davidson-Thomas	Phil Kerckhoff	Lucille Repka	Robert Wanasek
Matthew and Nancy Davis	Fred and Karen Kersten	Keith Rodli & Katherine Grant	Kathleen and Don Weber
Dorothy Dean	Margaret Kindig	Wendy Rodman	Lorin and Dayla Weiler
Albert Dede	Margot King	Elizabeth Roffers	Julie Weiss
Warren and Nancy DeKraay	David Kinyon	Joel Rogers & Sarah Siskind	Ken Wendorf
John Delamater	Amy Kirkland	Dora Marie Rohl	Dan Wergin
Francis Dettloff	Ed and Margaret Knop	Lucille Rosenberg	Donald Wichert
AFSCME Milwaukee District Council #48	Janet Koerner	Janet Ross	Myrna Williamson
Patrick Dooley	Gloria Kowbel	Roland and Beth Rothman	William Williamson
Richard and Janice Doxtator	Robert Kreber	Charles Roubal	Dorothea Winek
John Duffin	Hans W Kuhn	William Rowe	WISCAP
Ivan and Shirley Eckholm	Paul and Audrae Kulas	Thomas Rudy	Terry Witucki
Thomas and Shirley Eckstein	Kathy Kuntz & Henry Huemmer	Mick Sagrillo	Sharon Wolf
Janis Edwards	M F Kurth	Mark Sasse	Margaret and Daryl Wood
Frederick and Juanita Ehrke	Max and Kay Kurz	Glenn and Marge Schiebel	William and Kathleen Wulf
Kenneth and Marge Engelman	Patricia Kwiatkowski	Lawrence Schirmer	Dan York
Franklin Evans	Christopher LaForge & Amy Wilson	Jon Schoenbeck	Lois Yost
David Falk & Joanne Robbins	Eugene and Maria Natalie Lambert	Dolly Schoenberg	Sylvia Youell
Wendy Fearnside & Bruce Meier	Richelle Lehmann	Eric and Jane Schultenburg	Evan Zeppos
Herman Felstehausen	John Lerum	Jan and Fred Schulz	Kip Zirkel
Kristin and Robert Fewel	Beverly Lewis	Marguerite Seflow	Kolaga Family
James Fiala			

2009 CUB Members

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2009 Activities ... continued from page 4

chronic boiler tube clogging problems, forcing WPS to buy electricity on the spot market.

The PSC issued an interim decision on December 22, 2009, in which electricity rates were held the same, and gas rates were increased by \$13.5 million or 3.1 percent, which took effect on January 1, 2010.

A final decision from the PSC will likely be issued later in 2010, and will deal with issues surrounding Weston 4.

Wisconsin Public Service Corp., Rate Case for 2009-2010, Docket 6690-UR-119

On May 1, 2009, WPS filed a "re-opener" of this rate case to establish rates for 2010. CUB will participate in this case to review how fuel and purchased power costs will be affected by power plant outages, especially the outage associated with the new Weston 4 power plant, which experienced chronic

boiler tube clogging problems.

The PSC issued an interim decision on December 22, 2009, in which electricity rates were held the same, and gas rates were increased by \$13.5 million or 3.1 percent, which took effect on January 1, 2010.

A final decision from the PSC will likely be issued later in 2010, and will deal with issues surrounding Weston 4.

Xcel Energy (aka Northern States Power-Wisconsin), Gasifier at Bayfront Power Plant, Docket 4220-CE-169

On February 23, 2009, Xcel filed an application to add a biomass gasifier at its Bayfront facility near Ashland so that it can burn biogas instead of coal.

CUB intervened to make sure the cost of the project was reasonable. During the proceeding, CUB discovered a study written by a consultant hired by Xcel that concluded that the proposed project may

not work at the size and scope envisioned. CUB brought these concerns to light in legal briefs submitted to the PSC.

The PSC issued an approval for the project on December 22, 2009. Although the PSC determined that the project was technically feasible, the PSC agreed with CUB to limit the cost-overrun collar to 10 percent, rather than 20 percent sought by Xcel.

In addition, the PSC agreed with CUB and did not provide Xcel with a guarantee of cost recovery should cost overruns exceed 20 percent and the PSC orders Xcel to cease construction. These actions will help protect ratepayers from paying millions of dollars for possible cost overruns, or for a project that may not work.

In May 2010, Xcel informed the PSC that the cost of the proposed project has increased from \$58 million to \$79.5 million, and the utility is uncertain whether it will proceed with the project.