

STATE OF MICHIGAN
DEPARTMENT OF ATTORNEY GENERAL



DANA NESSEL
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November 6, 2020

Via Efiling

Lisa Felice
Executive Secretary
Michigan Public Service Commission
7109 West Saginaw Hwy.
Lansing, MI 48917

Re: MPSC Case No. U-20763

Dear Ms. Felice:

Attached please find the Attorney General's Support for and Joinder in Applications for Leave to Appeal from October 23, 2020 Ruling by ALJ on Motion in Limine and Proof of Service, for filing in the above-referenced matter.

Should you have any questions, please feel free to contact our office.

Sincerely,

/s/ Robert P. Reichel

Robert P. Reichel
Assistant Attorney General
Environment, Natural Resources, and
Agriculture Division
(517) 335-7664

RPR:jg
Attachments

STATE OF MICHIGAN

BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

* * * * *

In the matter of the application for the authority to)
replace and relocate the segment of Line 5 crossing)
the Straits of Mackinac into a tunnel beneath the)
Straits of Mackinac, if approval is required pursuant) MPSC Case No. U-20763
to 1929 PA 16; MCL 483.1 *et seq.* and Rule 447 of)
the Michigan Public Service Commission's Rules of)
Practice and Procedure, R 792.10447, or the grant of)
other appropriate relief.)
_____)

**ATTORNEY GENERAL'S SUPPORT FOR AND JOINDER IN
APPLICATIONS FOR LEAVE TO APPEAL FROM OCTOBER 23, 2020
RULING BY ALJ ON MOTION IN LIMINE**

Intervenor Michigan Attorney General Dana Nessel, by and through
Assistant Attorney General Robert P. Reichel, hereby supports and joins in the
applications for leave to appeal under R 792.10433 from the October 23, 2020 ruling
by the Administrative Law Judge granting in part Enbridge Energy Limited
Partnership's Motion in Limine filed by the following parties:

- Bay Mills Indian Community and Little Traverse Bay Bands of Odawa Indians
- Michigan Environmental Council, Grand Traverse Band of Ottawa and Chippewa Indians, Tip of the Mitt Watershed Council, and National Wildlife Federation
- Environmental Law and Policy Center and Michigan Climate Action Network
- For Love of Water

The Attorney General adopts and incorporates the factual and legal
arguments stated in those applications. And for the reasons stated therein, the

Attorney General requests that the Commission reverse that portion of the Administrative Law Judge's October 23rd ruling that granted Enbridge's Motion in Limine.

Respectfully submitted,

Dana Nessel
Attorney General

/s/ Robert P. Reichel

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Dated: November 6, 2020

PROOF OF SERVICE - U-20763

The undersigned certifies that a copy of the *Attorney General's Support for and Joinder in Applications for Leave to Appeal from October 23, 2020 Ruling by ALJ on Motion Limine* was served upon the parties listed below by e-mailing the same to them at their respective e-mail addresses on the 6th day of November 2020.

Robert P. Reichel

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