

BEFORE THE

PUBLIC SERVICE COMMISSION OF WISCONSIN

Application of Wisconsin Electric Power Company for Authority to
Build and Operate a 50 MW, Biomass-Fired, Cogeneration Facility in
the Village of Rothschild, Marathon County, Wisconsin

6630-CE-305

CORRECTION ORDER

The Final Decision in this docket, dated May 12, 2011, includes two omissions. The following two Order Points, while discussed in the Opinion Section of the Final Decision, were inadvertently excluded from the Order Section of the Final Decision:

13A. WEPCO shall install noise silencers for steam blows and alternative methods for reducing noise, as recommended by WEPCO's noise consultant. When required to make a steam blow, WEPCO shall notify the appropriate authorities in advance. WEPCO shall limit steam blows to daylight hours.

13B. Before operation of the facility begins, WEPCO shall, in consultation with the Department of Natural Resources (DNR) Air Management Bureau, adopt strict anti-idling restrictions for on-site truck traffic to limit truck emissions.

Wisconsin Stat. § 196.39(4) authorizes the issuance of this order because the corrections do not alter the intended effect of the Final Decision, and are being made within 30 days after service of the Final Decision. Pursuant to Wis. Stat. § 196.40, this order shall take effect the day after the date of mailing.

It Is Ordered:

1. The following two Order Points are inserted in the Final Decision immediately following Order Point 13 on page 37:

13A. WEPCO shall install noise silencers for steam blows and alternative methods for reducing noise, as recommended by WEPCO's noise consultant. When required to make a steam blow, WEPCO shall notify the appropriate authorities in advance. WEPCO shall limit steam blows to daylight hours.

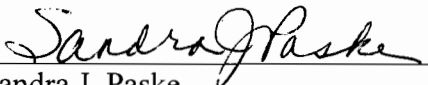
13B. Before operation of the facility begins, WEPCO shall, in consultation with the DNR Air Management Bureau, adopt strict anti-idling restrictions for on-site truck traffic to limit truck emissions.

2. All other terms and conditions of the Final Decision remain unchanged.

3. This Correction Order takes effect the day after the date of mailing.

Dated at Madison, Wisconsin, May 31, 2011

By the Commission:


Sandra J. Paske
Secretary to the Commission

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See attached Notice of Rights

PUBLIC SERVICE COMMISSION OF WISCONSIN
610 North Whitney Way
P.O. Box 7854
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**NOTICE OF RIGHTS FOR REHEARING OR JUDICIAL REVIEW, THE
TIMES ALLOWED FOR EACH, AND THE IDENTIFICATION OF THE
PARTY TO BE NAMED AS RESPONDENT**

The following notice is served on you as part of the Commission's written decision. This general notice is for the purpose of ensuring compliance with Wis. Stat. § 227.48(2), and does not constitute a conclusion or admission that any particular party or person is necessarily aggrieved or that any particular decision or order is final or judicially reviewable.

PETITION FOR REHEARING

If this decision is an order following a contested case proceeding as defined in Wis. Stat. § 227.01(3), a person aggrieved by the decision has a right to petition the Commission for rehearing within 20 days of mailing of this decision, as provided in Wis. Stat. § 227.49. The mailing date is shown on the first page. If there is no date on the first page, the date of mailing is shown immediately above the signature line. The petition for rehearing must be filed with the Public Service Commission of Wisconsin and served on the parties. An appeal of this decision may also be taken directly to circuit court through the filing of a petition for judicial review. It is not necessary to first petition for rehearing.

PETITION FOR JUDICIAL REVIEW

A person aggrieved by this decision has a right to petition for judicial review as provided in Wis. Stat. § 227.53. In a contested case, the petition must be filed in circuit court and served upon the Public Service Commission of Wisconsin within 30 days of mailing of this decision if there has been no petition for rehearing. If a timely petition for rehearing has been filed, the petition for judicial review must be filed within 30 days of mailing of the order finally disposing of the petition for rehearing, or within 30 days after the final disposition of the petition for rehearing by operation of law pursuant to Wis. Stat. § 227.49(5), whichever is sooner. If an *untimely* petition for rehearing is filed, the 30-day period to petition for judicial review commences the date the Commission mailed its original decision.¹ The Public Service Commission of Wisconsin must be named as respondent in the petition for judicial review.

If this decision is an order denying rehearing, a person aggrieved who wishes to appeal must seek judicial review rather than rehearing. A second petition for rehearing is not permitted.

Revised: December 17, 2008

¹ See *State v. Currier*, 2006 WI App 12, 288 Wis. 2d 693, 709 N.W.2d 520.