

PRESIDENTIAL PERMIT AMENDMENT
INTERNATIONAL TRANSMISSION COMPANY
ORDER NO. PP-230-1

I. BACKGROUND

On September 26, 2000, the Office of Fossil Energy of the Department of Energy (DOE) issued Order No. PP-230 granting a Presidential permit to International Transmission Company (ITC) and, coincidentally, rescinding Presidential Permit PP-221 that DOE issued to The Detroit Edison Company (Detroit Edison) on April 27, 2000. Presidential Permit PP-230 granted to ITC the authority for construction, operation, maintenance, and connection at the U.S. international border with Canada of the same international electric transmission lines that were permitted to Detroit Edison in PP-221. The request for this action was occasioned by a series of intra-corporate transactions between ITC and Detroit Edison, both wholly-owned subsidiaries of DTE Energy, Inc.

In the Presidential permit application filed jointly by Detroit Edison and ITC (collectively the “Applicants”) on August 21, 2000, the Applicants indicated that the transfer of ownership of the international transmission facilities from Detroit Edison to ITC would take place on or before September 22, 2000. On October 2, 2000, the Applicants notified DOE that the transfer had not yet occurred and requested that DOE amend Presidential Permit PP-230 to provide that the rescission of Presidential Permit PP-221 and the authority for ITC to construct, operate, maintain, and connect the subject international transmission facilities take effect upon the financial closing of the transfer transaction.

This Order amends Presidential Permit PP-230 by clarifying that the authority granted therein to ITC does not take effect until the financial closing of the transfer of the international transmission facilities of Detroit Edison to ITC. Until that event occurs, the construction, operation, maintenance, and connection of the subject international transmission lines shall be governed by Presidential Permit PP-221 issued to Detroit Edison on April 27, 2000.

II. ORDER

Pursuant to the provisions of Executive Order (EO) 10485, as amended by EO 12038, and the Rules and Regulations issued thereunder (Title 10, Code of Federal Regulations, Section 205.320 et seq.), Article 12 of Presidential Permit PP-230, issued September 26, 2000, is amended by this Order to read as follows:

Article 12. This permit shall become effective upon the financial closing of the transfer of ownership of the international transmission facilities identified in Article 2 from Detroit Edison to ITC. Within a reasonable period of time, ITC shall notify DOE of the date on which the financial closing took place. Upon the effective date of this permit, Presidential Permit PP-221 issued to Detroit Edison is thereby rescinded.

Issued in Washington, D.C., on October 3, 2000.

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