

**DEPARTMENT OF  
PUBLIC SERVICE**

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Director

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May 11, 2007

Mr. Michael Palchesko  
Regional Manager  
DTE Energy  
26801 Northwestern Highway  
Southfield, MI. 49034

**Re: Avon Road Pathway Damage (from Livernois Road to Rochester Road) Due To  
DTE Energy & ITC Utility Pole Replacement & Construction. Section # 22.**

Dear Mr. Palchesko:

This letter requests DTE Energy to take immediate corrective action to repair the pathway, including the replacement of 8' wide asphalt pathway along the south side of Avon Road from Livernois Road to Rochester Road. The above referenced City of Rochester Hills pathway was severely damaged as a result of International Transmission Company (ITC) and DTE's joint utility pole replacement project to upgrade the existing 70' wooden poles to 80' steel poles.

On January 9, 2007 our office filed a damage claim report with Ms. Eileen Clifford from ITC, when we first observed large sections of our pathway damaged as result of oversized MJ Electric Company vehicles traveling on the pathway to access the installation of new ITC steel utility poles. After initially contacting ITC, we later found out through our phone calls to DTE Service Planner Dennis Eschenburg that all pathway repairs would be completed by DTE in early spring of 2007. In our efforts to have the necessary DTE repairs made to Avon pathway, we have had conversations and meetings with DTE Supervisor Leo Bachelor and his staff. Currently DTE has placed "pathway closed" signs at points of public local road access. However, no pathway repairs have been initiated.

Therefore we are requesting your immediate attention in this matter to have the City of Rochester Hills' pathway restored for public safety. To this end, we are available to offer any information and/or suggestions to assist in your efforts to complete this work. Please be advised under City of Rochester Hills Annual System Maintenance Permit (RP #07-8002) for DTE Energy, DTE has violated the following conditions:

1. No advance construction notice was provided to the City for this project.
2. Work not in accordance with City specifications and standards.

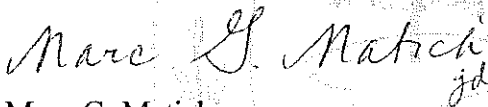
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Bryan K. Barnett  
Mayor  
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3. Construction within or adjacent to City pathways was not furnished with barricades, safety fencing, and signing to secure the construction areas from pedestrian traffic. A safe and adequate travel route for pedestrians was not maintained at all times.
4. Promptly complete the work permitted.
5. Pathway repairs need to be compliant. Issuance of this permit does not relieve the permittee from meeting any and all requirements of law, or of other public bodies or agencies.
6. The permittee shall be responsible for the cost of restoration of the road facilities and right of way determined by the City to be damaged as a result of the activities of the permittee.

Thank you for your assistance. Please contact me at (248) 841-2494 with any questions you may have regarding this request. We are looking forward to your expedited resolution of this matter.

Sincerely,



Marc G. Matich  
jd

Marc G. Matich  
Traffic Permit Technician

MGM/jfd

c: Paul Shumejko, DPS  
Lee Liston, RCOG Permits Division  
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