

ORIGINAL

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

INVESTIGATION BY THE INDIANA)
UTILITY REGULATORY COMMISSION,)
UNDER IC §§ 8-1-2-58 AND 59, TO)
INVESTIGATE ELECTRIC UTILITY TREE-)
TRIMMING PRACTICES AND TARIFFS)
RELATING TO SERVICE QUALITY IN THE)
STATE OF INDIANA)

RESPONDENTS:)
ALL INDIANA JURISDICTIONAL)
ELECTRIC UTILITIES)

CAUSE NO. 43663

PREHEARING CONFERENCE
ORDER

APPROVED: MAY 13 2009



BY THE COMMISSION:

David E. Ziegner, Commissioner
Aaron A. Schmoll, Administrative Law Judge

On April 1, 2009, the Indiana Utility Regulatory Commission ("Commission") initiated an investigation in this Cause.

Pursuant to notice and as provided for in 170 IAC 1-1.1-15, a Prehearing Conference in this Cause was held in Room 222 of the National City Center, 101 West Washington Street, Indianapolis, Indiana at 9:30 a.m., on April 23, 2009. Proof of publication of the notice of the Prehearing Conference has been incorporated into the record and placed in the official files of the Commission. Counsel for the Respondents, Indiana Municipal Power Agency, Indiana Municipal Electric Association, Inc., Wabash Valley Power Association, Inc., Indiana Statewide Association of Rural Electric Cooperatives, Inc., and Indiana Office of Utility Consumer Counselor ("Public" or "OUCC") (collectively "the Parties") appeared and participated at the Prehearing Conference. Mr. Charles Goodman also appeared in person. No other members of the general public appeared or participated at the hearing.

Prior to the opening of the record and with the consent of all parties in attendance, an informal discussion was held regarding procedural and scheduling matters in this Cause. The agreement of the parties was then read into the record.

Based upon the agreement of the parties, the Commission now enters the following Findings and Order, which should become a part of the record in this proceeding:

1. Issues List. The Commission will issue its preliminary list of issues that should be addressed in this Cause, on or before May 6, 2009.

2. **Response to Issues List.** The Parties, collectively or individually, shall file with the Commission any response to the issues presented on or before June 17, 2009. Copies of same should be served upon all parties of record. On or before June 24, 2009, the Commission will issue, by Docket Entry, a final list of issues that will be addressed in this Cause.

3. **Initial Prefiling.** The Parties shall prefile with the Commission their prepared testimony and exhibits constituting their cases-in-chief on or before August 19, 2009. Copies of same should be served upon all parties of record.

4. **Field Hearings.** Public field hearings to provide interested ratepayers with an opportunity to offer comments concerning this Cause shall be held in several locations across Indiana, at dates, times, and locations to be determined later by the Commission. Upon completion of the field hearings, the Commission shall schedule a second prehearing conference to schedule further prefiling and hearing dates.

5. **Discovery.** Discovery is available for all parties and should be conducted on an informal basis. Any response or objection to a discovery request should be made within ten (10) calendar days of the receipt of such request.

6. **Prefiling of Workpapers.** When prefiling technical evidence with the Commission, each party should file copies of the work papers used to produce that evidence within two (2) business days after the prefiling of such technical evidence. Copies of same should also be served on the other parties to this Cause. When submitting workpapers to the Commission, two (2) copies of each document should be filed with the Secretary of the Commission.

7. **Number of Copies/Corrections.** With the exception of work papers, the parties shall file with the Commission an original and five (5) copies of all prefiled testimony and exhibits. Any corrections to prefiled testimony shall be made in writing as soon as possible after discovery of the need to make such corrections. Although the Commission's rules require that original copies be one-sided, it is the Commission's preference that duplicate copies use both sides of the paper.

Parties may also elect to file documents with the Commission using the Commission's Electronic Filing System in lieu of filing paper documents. Pursuant to the terms and conditions of the Electronic Filing System, documents filed electronically are deemed filed the date they are submitted, subject to verification and acceptance by the Commission, and will receive an electronic file stamp. For filings greater than thirty (30) pages in length, a party shall file with the Commission an original and one (1) paper copy within two (2) business days of the electronic filing. When supplying such copies, the party must provide a copy of the email reflecting the electronic filing was accepted by the Commission.

8. **Intervenors.** Any party permitted to become an Intervenor in this Cause should be bound by the record as it stands at the time its Petition to Intervene is granted, pursuant to 170 IAC 1-1.1-11.

IT IS THEREFORE ORDERED BY THE INDIANA UTILITY REGULATORY COMMISSION that:

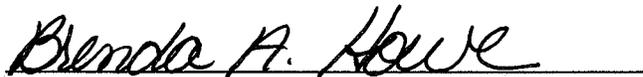
1. The determinations of the Prehearing Conference set forth in this Order are made a part of the record in this Cause and shall be binding on all present and future parties of record during the proceedings of this Cause.

2. This Order shall be effective on and after the date of its approval.

HARDY, GOLC, LANDIS, SERVER, AND ZIEGNER CONCUR:

APPROVED: MAY 13 2009

I hereby certify that the above is a true and correct copy of the Order as approved.



Brenda A. Howe
Secretary to the Commission