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STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE JOINT)
PETITION OF SOUTHEASTERN INDIANA)
RURAL ELECTRIC MEMBERSHIP)
CORPORATION AND CITY OF)
GREENDALE, INDIANA PURSUANT TO)
IND. CODE § 8-1-2.3-6 FOR APPROVAL OF)
AN AGREED CHANGE IN THE)
BOUNDARY OF THEIR RESPECTIVE)
ASSIGNED SERVICE AREA ON U.S.G.S.)
FACET MAP Z-22-2 IN DEARBORN)
COUNTY, INDIANA)

CAUSE NO. 43905

APPROVED: JUL 07 2010

BY THE COMMISSION:
Jeffery A. Earl, Administrative Law Judge

On June 1, 2010, Southeastern Indiana REMC (the "REMC") and the City of Greendale, Indiana ("Greendale") (collectively "Joint Petitioners") filed a Verified Joint Petition to Modify Service Area Boundaries ("Joint Petition") with the Indiana Utility Regulatory Commission (the "Commission"). Pursuant to Indiana Code section 8-1-2.3-6(2), the Joint Petition seeks Commission approval of the electric service area boundary changes to which the REMC and Greendale have mutually agreed. Joint Petitioners have mutually agreed to change certain service area boundaries located on U.S.G.S. Facet Map Z-22-2 in Dearborn County, Indiana. Drawings of the agreed upon boundary changes and the verifications of Steven Lampert, City Manager of Greendale, and Larry Deamron, Director of Engineering and Design of the REMC, were attached to the Joint Petition.

The Commission, having considered the evidence and applicable law, now finds:

1. **Commission Jurisdiction.** Greendale is a city, which owns and operates a municipally owned electric utility organized and existing pursuant to the laws of the State of Indiana. Greendale is engaged in the business of distributing, furnishing, and selling retail electric service to the public within the State of Indiana and has authority to do so.

Southeastern Indiana REMC is a rural electric membership corporation organized and existing under the laws of the State of Indiana. The REMC is engaged in the business of distributing, furnishing, and selling retail electric service to the public within the State of Indiana and has authority to do so.

Each Joint Petitioner is an "electricity supplier" within the meaning of Indiana Code section 8-1-2.3-2(b).

Joint Petitioners have sought the Commission's approval to change their service area boundaries pursuant to Indiana Code section 8-1-2.3-6(2), which provides the assigned service area boundaries of electricity suppliers may be changed upon a mutual agreement of the affected electricity suppliers and approval of the Commission.

Accordingly, the Commission has jurisdiction over the Joint Petitioners and the subject matter of their Joint Petition.

2. **Relief Sought.** Joint Petitioners assert that since the initial approval of the service area boundaries in Cause No. 42868-S6, certain modifications to the boundaries set forth therein are now required in order to allow electric service to be provided in a manner consistent with good electrical utility engineering practice. Exhibit A attached to the Joint Petition reflects areas currently authorized to be served by Joint Petitioners, which Joint Petitioners propose to change. Exhibit A is a portion of U.S.G.S. facet Map Z-22-2, reflecting a section of the service area of the REMC in Lawrenceburg Township, Dearborn County, Indiana, beginning at the northwest corner of Section 36 and extending approximately 1,320 feet eastward, then extending approximately 1,320 feet southward, then extending approximately 900 feet westward, then extending approximately 600 feet northward, then extending approximately 400 feet westward, and then continuing generally north along the western boundary of Section 36 to the point of beginning. Joint Petitioners' mutual agreement, as reflected in the Joint Petition, would modify the existing boundaries by transferring this cross-hatched area from the REMC to Greendale.

Joint Petitioners state the proposed modification will not cause duplication of facilities, cause a waste of materials or resources, or cause uneconomic, inefficient, or inadequate electric service to the public. There is no evidence to the contrary before the Commission in this proceeding.

3. **Notice.** Indiana Code section 8-1-2.3-6(2) provides:

If notice of a verified request for a change of boundary lines by mutual agreement under this subdivision is published in a newspaper of general circulation in every county in which the boundary lines are located and an affected electricity customer does not request a hearing within twenty (20) days of the last date of publication, the commission may approve the change without a hearing.

The evidence shows notice of Joint Petitioners' petition for a change of boundary lines located on U.S.G.S. Facet Map Z-22-2 was published on June 3, 2010, in the *Dearborn County Register*. This is a newspaper of general circulation in Dearborn County, which is the county where the affected boundary lines are located. Proof of publication of the notice was filed with the Commission on June 11, 2010, and is hereby incorporated into the record of this Cause. Twenty (20) days have passed since the date of publication of the notice and no affected electricity customer has requested a hearing.

4. **Approval of Requested Boundary Modifications.** Based upon the foregoing findings, the Commission concludes the agreed-upon change to Joint Petitioners' assigned service area boundaries located on U.S.G.S. Facet Map Z-22-2, as specifically depicted in the Joint Petition and Exhibit A attached thereto, will promote economical, efficient, and adequate electric service to the public consistent with the legislative policy set forth in Indiana Code section 8-1-2.3-1 and, therefore, should be approved.

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

1. Joint Petitioners' agreed change in service area boundary lines as set forth above and in the Joint Petition and Exhibit A attached thereto are hereby approved.

2. Within thirty (30) days of the date of this Order, Joint Petitioners shall coordinate with Commission Technical Staff to update the service territory mapping system to reflect the modified service area boundaries approved by this Order.

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

HARDY, ATTERHOLT, LANDIS, MAYS AND ZIEGNER CONCUR:

APPROVED: JUL 07 2010

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


Brenda A. Howe
Secretary to the Commission