

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

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JOINT PETITION OF OHIO VALLEY GAS CORPORATION)
AND OHIO VALLEY GAS, INC. FOR (1) AUTHORITY TO)
INCREASE THEIR RATES AND CHARGES FOR GAS)
UTILITY SERVICE; (2) APPROVAL OF NEW SCHEDULES)
OF RATES AND CHARGES, INCLUDING APPENDICES,)
AND CHANGES TO THEIR GENERAL RULES AND)
REGULATIONS APPLICABLE TO GAS UTILITY)
SERVICE; (3) APPROVAL OF A RATE STRUCTURE)
BASED ON THEIR COMBINED COST OF SERVICE; (4))
APPROVAL OF CHANGES IN DEPRECIATION RATES; (5))
AUTHORITY TO REMOVE GAS COSTS FROM BASE)
RATES; (6) AUTHORITY TO CONSOLIDATE THEIR)
THREE GCA FILINGS INTO ONE GCA FILING; AND (7))
AUTHORITY FOR WAIVER OF THE REVENUE TEST SET)
FORTH IN 170 IAC 5-1-27 FOR CUSTOMER)
CONTRIBUTIONS TO MAIN EXTENSION COSTS.)

CAUSE NO. 44147

APPROVED: MAR 07 2012

PREHEARING CONFERENCE ORDER OF THE COMMISSION

Presiding Officers:
Carolene Mays, Commissioner
Aaron A. Schmoll, Senior Administrative Law Judge

On January 13, 2012, Joint Petitioners Ohio Valley Gas Corporation and Ohio Valley Gas, Inc. ("Joint Petitioners") filed their petition with the Indiana Utility Regulatory Commission ("Commission") in this matter.

Pursuant to notice and as provided for in 170 IAC 1-1.1-15, a Prehearing Conference in this Cause was held at 9:30 a.m. on February 22, 2012 in Room 224 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana. Proofs of publication of the notice of the Prehearing Conference have been incorporated into the record and placed in the official files of the Commission. Joint Petitioners and the Indiana Office of Utility Consumer Counselor ("OUCC") appeared and participated at the Prehearing Conference. No members of the general public appeared.

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 shall become a part of the record in this proceeding:

1. **Test Year and Accounting Method.** The test year for determining Joint Petitioners' actual and pro forma operating revenues, expenses and operating income under present and proposed rates shall be the twelve (12) months ended June 30, 2011 adjusted for changes that are fixed, known and measurable for ratemaking purposes and that occur within twelve (12) months following the end of the test year.
2. **Cutoff date.** The rate base cutoff shall reflect used and useful property at the end of the test year.
3. **Notice to Customers.** Joint Petitioners shall provide evidence of its compliance with 170 IAC 5-1-18(C) to provide notice to its customers within forty-five (45) days of filing a petition with the Commission for a change in their base rates which fairly summarizes the nature and extent of the proposed changes.
4. **Joint Petitioners' Prefiling Date.** Joint Petitioners prefiled with the Commission their prepared testimony and exhibits constituting their case-in-chief on January 23, 2012.
5. **OUCC's and Intervenors' Prefiling Date.** The OUCC and all Intervenors shall prefile with the Commission the prepared testimony and exhibits constituting their respective cases-in-chief on or before July 12, 2012. Copies of same shall be served electronically upon all parties of record.
6. **Joint Petitioners' Rebuttal Prefiling.** Joint Petitioners shall prefile with the Commission their prepared rebuttal testimony on or before August 3, 2012. Copies of same shall be served electronically upon all parties of record.
7. **Evidentiary Hearing on the Parties' Cases-In-Chief.** In the event this Cause is not settled, the cases-in-chief of the Joint Petitioners, the OUCC and any Intervenors shall be presented in an evidentiary hearing to commence at 9:30 a.m., on August 28, 2012 in Room 222 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana. At such time, the direct evidence of the respective parties shall be presented and their respective witnesses examined. Thereafter, Joint Petitioners shall present their prefiled rebuttal evidence as well as any additional evidence rebutting evidence adduced on cross-examination of the OUCC's or Intervenors' witnesses. If the parties reach settlement, the agreement and supporting testimony and exhibits shall be submitted to the Commission ten (10) business days prior to the Evidentiary Hearing.
8. **Discovery.** Discovery is available for all parties and shall be conducted on an informal basis. Any response or objection to a discovery request shall be made within ten (10) calendar days of the receipt of such request. After the OUCC's and Intervenors' prefiling date, any response or objection to a discovery request shall be made within four (4) business days of the receipt of such request. Discovery served after noon on a Friday shall be deemed served on the next business day. Discovery shall be served electronically.
9. **Prefiling of Workpapers.** When prefiling technical evidence with the Commission, each party shall 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 shall also be served electronically on the other parties to this Cause. When submitting workpapers to the Commission, two (2) copies of each document shall be filed with the Secretary of the Commission.

10. **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 fifty (50) pages in length, a party shall provide, within two (2) business days of the electronic filing, two (2) copies or, if applicable, bound volumes for use by the presiding officers during the hearing. When supplying copies, the party shall provide a copy of the email reflecting the date the electronic filing was accepted by the Commission.

11. **Objections to Prefiled Testimony and Exhibits.** Any objections to the admissibility of prefiled testimony or exhibits shall be filed with the Commission and served on all parties of record no less than two (2) business days prior to the date scheduled for commencement of the hearing at which the testimony or exhibit will be offered into the record.

12. **Intervenors.** Any party permitted to become an Intervenor in this Cause shall 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:

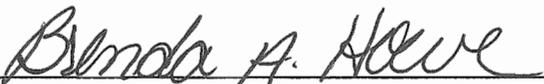
1. The determinations of the Prehearing Conference set forth in this Order are made a part of the record in this Cause and shall be binding on all present and future parties of record during the proceedings of this Cause.

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

ATTERHOLT, LANDIS, MAYS AND ZIEGNER CONCUR; BENNETT ABSENT:

APPROVED: MAR 07 2012

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



Brenda A. Howe
Secretary to the Commission