

ORIGINAL

JR
AS
CM
Landis

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE PETITION)
OF MISHAWAKA UTILITIES FOR) CAUSE NO. 44249
APPROVAL OF A NEW SCHEDULE OF)
RATES AND CHARGES FOR WATER) APPROVED: JAN 16 2013
SERVICE)

DISMISSAL ORDER OF THE COMMISSION

Presiding Officers:

Carolene Mays, Commissioner

Aaron A. Schmoll, Senior Administrative Law Judge

On September 20, 2012, Petitioner City of Mishawaka, Indiana ("Petitioner") filed its Petition with the Indiana Utility Regulatory Commission ("Commission") in this Cause.

On September 17, 2012, Petitioner adopted Ordinance No. 5354, which would remove Petitioner from Commission jurisdiction pursuant to Indiana Code § 8-1.5-3-9.1. On November 19, 2012, Ordinance No. 5354 became effective. On December 12, 2012, Petitioner filed its Motion to Dismiss this Cause. Accordingly, this Cause is dismissed.

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

1. Cause No. 44249, initiated by Petitioner's filing on September 20, 2012, is hereby dismissed.
2. This Order shall be effective on and after the date of its approval.

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

APPROVED: JAN 16 2013

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

Brenda A. Howe
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Secretary to the Commission