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STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE COMPLAINT OF THE TOWN OF DARMSTADT, INDIANA AGAINST THE CITY OF EVANSVILLE, INDIANA	)	CAUSE NO. 44260
RESPONDENT: CITY OF EVANSVILLE, INDIANA	)	APPROVED: MAR 06 2013

ORDER OF THE COMMISSION

Presiding Officers:
Carolene Mays, Commissioner
Loraine L. Seyfried, Administrative Law Judge

On October 5, 2012, the Town of Darmstadt, Indiana ("Petitioner") filed with the Indiana Utility Regulatory Commission ("Commission") its appeal of a September 25, 2012 determination by the Water/Wastewater Division Director concerning its review of a petition filed by the City of Evansville, Indiana ("Respondent") pursuant to Ind. Code § 8-1.5-3-8.3.

On February 21, 2013, Petitioner and Respondent filed a Motion to Dismiss requesting the Commission dismiss the appeal with prejudice. No objections to the Motion were filed.

Upon reviewing the Motion, the Commission finds this Cause shall be dismissed with prejudice.

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

1. This Cause is dismissed with prejudice.

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

ATTERHOLT, BENNETT, LANDIS, MAYS AND ZIEGNER CONCUR:

APPROVED: MAR 06 2013

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

Brenda A. Howe

Brenda A. Howe
Secretary to the Commission