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STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE JOINT)
PETITION OF INDIANAPOLIS POWER &)
LIGHT COMPANY AND JOHNSON) CAUSE NO. 44504
COUNTY REMC PURSUANT TO IND. CODE)
8-1-2.3-6 FOR APPROVAL OF CHANGES TO)
THE ASSIGNED SERVICE BOUNDARIES) APPROVED:
WITHIN U.S.G.S. FACET MAP P-18-7 IN) JUL 23 2014
JOHNSON COUNTY, INDIANA)

ORDER OF THE COMMISSION

Presiding Officer:
Aaron A. Schmoll, Senior Administrative Law Judge

On June 16, 2014, Indianapolis Power & Light Company (“IPL”) and Johnson County REMC (“REMC”) (collectively “Joint Petitioners”) filed a *Verified Joint Petition to Modify Service Area Boundaries* (“Joint Petition”) with the Indiana Utility Regulatory Commission (“Commission”). Pursuant to Ind. Code § 8-1-2.3-6(2), the Joint Petition seeks Commission approval of the electric service area boundary changes to which IPL and REMC have mutually agreed. Joint Petitioners’ mutual agreement is to change certain service area boundaries located on U.S.G.S. Facet Number P-18-7 in Johnson County, Indiana. A copy of a portion of Facet Map P-18-7 and verifications of Kevin L. Walker, Manager of Customer Projects Engineering for IPL, and L. Chester Aubin, CEO of REMC, were attached to the Joint Petition.

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

1. Commission Jurisdiction. Joint Petitioner IPL is a corporation organized and existing under the laws of the State of Indiana. IPL qualifies as a “public utility” under Ind. Code § 8-1-2-1 and is engaged in the business of distributing, furnishing and selling retail electric service to the public in various counties in the State of Indiana, including Johnson County, and has charter authority to do so.

Joint Petitioner REMC is a rural electric membership corporation organized and existing under the laws of the State of Indiana. It is engaged in the business of distributing, furnishing and selling retail electric service to the public within the State of Indiana, including Johnson County, and has charter authority to do so. Each Joint Petitioner is an “electricity supplier” within the meaning of Ind. Code § 8-1-2.3-2(b).

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

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

2. **Relief Sought.** Joint Petitioners state that the initial service area boundaries were approved in Cause No. 36299-S228X. The electric service area boundaries proposed for modification are located east of Matthews Road and north of CR 1000N in Greenwood, IN. Facet Map P-18-7 currently shows the service area boundaries between IPL and REMC. Joint Petitioners' mutual agreement would modify the existing boundaries as depicted in Exhibit A, attached to the Joint Petition, resulting in an increase of IPL's service territory.

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

3. **Notice.** Indiana Code § 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 that notice of Joint Petitioners' intent to file for a change of boundary lines located on U.S.G.S. Facet Number P-18-7 was published on June 20, 2014, in the *Daily Journal*. This is a newspaper of general circulation in Johnson County, which is the county in which the affected boundary lines are located. Proof of publication of the notice was filed with the Commission on July 3, 2014, 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. Therefore, pursuant to Ind. Code § 8-1-2.3-6(2), the Commission may approve the requested boundary line change without a hearing.

4. **Approval of Requested Boundary Modifications.** Based upon the foregoing findings, the Commission concludes that the agreed-upon change to Joint Petitioners' respective assigned service area boundary located on U.S.G.S. Facet Number P-18-7, as specifically depicted in the Joint Petition and exhibits attached thereto, will promote economical, efficient and adequate electric service to the public consistent with the legislative policy set forth in Ind. Code § 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-upon service area boundary line change as set forth above and in the Joint Petition and exhibits attached thereto is hereby approved.

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

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

STEPHAN, MAYS, WEBER, AND ZIEGNER CONCUR:

APPROVED: JUL 23 2014

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



**Brenda A. Howe
Secretary to the Commission**