

**ORIGINAL**

*Handwritten signatures and initials in blue ink, including "CMM" and "ARW".*

**STATE OF INDIANA**

**INDIANA UTILITY REGULATORY COMMISSION**

**VERIFIED PETITION OF DUKE ENERGY )**  
**INDIANA, INC. REQUESTING THE INDIANA )**  
**UTILITY REGULATORY COMMISSION TO )**  
**CONTINUE TO DECLINE ITS JURISDICTION ) CAUSE NO. 44586**  
**OR OTHERWISE PERMANENTLY APPROVE )**  
**AN ALTERNATIVE REGULATORY PLAN )**  
**FOR THE OFFERING OF A FIXED BILL ) APPROVED:**  
**PROGRAM RIDER APPLICABLE TO )**  
**RESIDENTIAL CUSTOMERS PURSUANT TO )**  
**IND. CODE 8-1-2.5-5 AND 8-1-2.5-6 )**

**MAR 04 2015**

**PREHEARING CONFERENCE ORDER OF THE COMMISSION**

**Presiding Officers:**

**David E. Ziegner, Commissioner**  
**Jeffery A. Earl, Administrative Law Judge**

On January 21, 2015, Petitioner, Duke Energy Indiana, Inc. (“DEI”) filed its Verified Petition (“Petition”) in this matter.

Pursuant to notice and as provided for in 170 IAC 1-1.1-15, the Commission held a Prehearing Conference and preliminary hearing in this Cause at 10:30 a.m. on February 26, 2015, in Hearing Room 224, 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. Petitioner 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 Parties informed the presiding officers that they have reached a settlement of the issues in this case and proposed an agreed procedural schedule to receive evidence supporting the settlement. 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. DEI’s and OUCC’s Prefiling Date.** DEI and the OUCC shall prefile with the Commission the settlement agreement and evidence supporting the settlement on or before March 6, 2015. Copies of same shall be served on all parties of record.

2. **Settlement Hearing.** The Commission will hold a settlement hearing in this Cause at 1:00 p.m. on March 24, 2015, in Hearing Room 224, 101 West Washington Street, Indianapolis, Indiana. At such time, the evidence of the parties supporting the settlement agreement shall be presented and their respective witnesses examined.

3. **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 calendar days of the receipt of such request.

4. **Prefiling of Workpapers.** When prefiling technical evidence with the Commission, each party shall file copies of the workpapers used to produce that evidence within two business days after the prefiling of such technical evidence. Copies of same shall also be served on the other parties to this Cause. When submitting workpapers to the Commission, two copies of each document shall be filed with the Secretary of the Commission.

5. **Number of Copies/Corrections.** With the exception of work papers, the parties shall file with the Commission an original and five 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 30 pages in length, a party shall file with the Commission an original and one paper copy within two business days of the electronic filing. When supplying such copies, the party must provide a copy of the email reflecting that the electronic filing was accepted by the Commission.

6. **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 business days prior to the date scheduled for commencement of the hearing at which the testimony or exhibit will be offered into the record.

7. **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. If a party intervenes in a timely manner to oppose the settlement agreement, this procedural schedule will be modified as necessary to allow the intervening party the opportunity to present its evidence to the Commission.

**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.

**STEPHAN, MAYS-MEDLEY, HUSTON, WEBER, AND ZIEGNER CONCUR:**

**APPROVED:**

**MAR 04 2015**

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



**Brenda A. Howe**

**Secretary to the Commission**