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STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

**JOINT PETITION OF TWIN LAKES UTILITIES, INC.,)
INDIANA WATER SERVICE, INC., WATER SERVICE)
COMPANY OF INDIANA (“MERGING UTILITIES”) AND)
COMMUNITY UTILITIES OF INDIANA, INC. (“CUII”))
FOR AUTHORIZATION FOR AND APPROVAL OF (A))
THE TRANSFER TO CUII OF THE PLANT, PROPERTY,)
ASSETS, DEBTS, LIABILITIES, AND OBLIGATIONS OF)
THE MERGING UTILITIES; (B) THE TRANSFER AND)
ISSUANCE TO CUII OF THE INDETERMINATE)
PERMITS, CERTIFICATES OF TERRITORIAL)
AUTHORITY, AND OTHER OPERATING RIGHTS OF)
THE MERGING UTILITIES; (C) THE RECORDING OF)
SUCH TRANSACTION ON THE BOOKS AND RECORDS)
OF CUII; (D) THE RESULTING CAPITALIZATION OF)
CUII UPON CONSUMATION OF SUCH MERGER; AND)
(E) THE ADOPTION BY CUII OF THE RATE)
SCHEDULES AND RULES AND REGULATIONS OF THE)
MERGING UTILITIES APPLICABLE TO WATER AND)
SEWER SERVICE IN THE AREAS NOW SERVED BY)
THE MERGING UTILITIES)**

CAUSE NO. 44587

APPROVED:

MAR 04 2015

PREHEARING CONFERENCE ORDER OF THE COMMISSION

**Presiding Officers:
James F. Huston, Commissioner
Jeffery A. Earl, Administrative Law Judge**

On January 23, 2015, Joint Petitioners Twin Lakes Utilities, Inc., Indiana Water Service, Inc., and Water Service Company of Indiana, and Community Utilities of Indiana, Inc. filed their Verified Joint Petition (“Petition”) in this Cause.

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 11:00 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.

Prior to the hearing, Joint Petitioners and the Indiana Office of Utility Consumer Counselor (“OUCC”) filed a Stipulation and Agreement in Lieu of Prehearing Conference, which included a proposed procedural schedule. At the Prehearing Conference, the agreement of the parties was 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. **Joint Petitioners' Prefiling Date.** Joint Petitioners prefiled with the Commission the testimony and exhibits constituting their case-in-chief on January 23, 2015.

2. **OUCC's and Intervenor's Prefiling Date.** The OUCC and any intervenors shall prefile with the Commission the testimony and exhibits constituting their respective cases-in-chief on or before April 17, 2015. Copies of same shall be served on all parties of record.

3. **Joint Petitioners' Rebuttal Filing.** Joint Petitioners shall prefile with the Commission their prepared rebuttal testimony on or before April 27, 2015. Copies of same shall be served on all parties of record.

4. **Evidentiary Hearing.** In the event this Cause is not settled, the cases-in-chief of the Joint Petitioners, the OUCC, and any Intervenor shall be presented in an evidentiary hearing to commence at 1:30 p.m. on May 12, 2015, in Hearing Room 222, 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 Intervenor's witnesses. If the parties reach settlement, the agreement and supporting testimony and exhibits shall be submitted to the Commission five business days prior to the Evidentiary Hearing.

5. **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 10 calendar days of the receipt of such request until April 17, 2015. Thereafter, any response or objection to a discovery request shall be made within 5 business days. The parties have agreed that service will be made via electronic mail or other same-day service.

6. **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 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.

7. **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 the electronic filing was accepted by the Commission.

8. 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.

9. 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.

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