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(Of Counsel)

October 4, 2012

Via Email egassert@urc.in.gov
Via Fax (317.232.6758)
Via Federal Express

E. Curtis Gassert, Director
Water/Wastewater Division, Indiana Utility Regulatory Commission
PNC Center
101 W. Washington St., Ste. 1500E
Indianapolis, IN 46204

RE: City of Evansville, Indiana
Petition for Approval of Rate and Charge Difference

Dear Mr. Gassert:

Please be aware that our law firm serves as legal counsel to the Town of Darmstadt, Evansville, Indiana ("Darmstadt"). Our client is aware of your written approval of the City of Evansville's Petition for Approval of Rate and Charge Difference Between Property Within and Property Outside the Corporate Boundaries of the City of Evansville dated September 20, 2012 (copy enclosed).

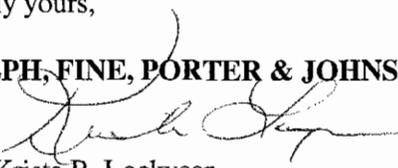
Pursuant to IC §8-1.5-3-8.3 and General Administrative Order 2012-2 ("GAO 2012-2"), on behalf of our client, Darmstadt, we are requesting an evidentiary hearing on the rate differences which is the subject of your approval. Please contact the undersigned at your convenience to discuss scheduling and any other matters associated with such hearing.

In the interim, if you have any comments or questions, do not hesitate to call.

Very truly yours,

RUDOLPH, FINE, PORTER & JOHNSON, LLP

By:


Krista B. Lockyear
kbl@rfpj.com

cc: Town Council of Darmstadt (via Email w/enclosures)



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INDIANA UTILITY
REGULATORY COMMISSION

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
101 WEST WASHINGTON STREET, SUITE 1500 EAST
INDIANAPOLIS, INDIANA 46204-3419

<http://www.in.gov/iurc>
Office: (317) 232-2701
Facsimile: (317) 232-6758

September 25, 2012

Ted C. Ziemer, Jr.
Ziemer, Stayman, Weitzel & Shoulders, LLP
20 N.W. First Street, 9th Floor
Evansville, IN 47706

Dear Mr. Ziemer,

On September 12, 2012, the Indiana Utility Regulatory Commission ("Commission") received the City of Evansville's Petition for Approval of Rate and Charge Difference Between Property Within and Property Outside the Corporate Boundaries of the City of Evansville pursuant to IC § 8-1.5-3-8.3 and General Administrative Order 2012-2 ("GAO 2012-2").

Under GAO 2012-2, the Commission delegated its authority to the Director of the Water/Wastewater Division to review this Petition to determine whether it satisfies the requirements of IC § 8-1.5-3-8.3(c) and, upon such finding, to approve the Petition including the percentage difference between rates and charges, or in the alternative, upon finding that the Petition does not satisfy the statutory requirements, to disapprove the Petition. The Director's determination does not include reviewing any financial documents or calculations that may have been prepared to support the outside city rates. The Commission review is limited by IC § 8-1.5-3-8.3 and GAO 2012-2 to an administrative review of the ordinance to verify the percent surcharge(s) listed and that the approval date was prior to March 31, 2012.

This letter serves as confirmation that the Petition submitted by the City of Evansville, on September 12, 2012, satisfies the requirements of IC § 8-1.5-3-8.3(c) and that the Petition, including the percentage difference between rates and charges as set forth in the City of Evansville's Ordinance Number F-2010-7, dated July 14, 2010, attached thereto is hereby approved.

Please note that under GAO 2012-2, any party who wishes to appeal the Director's decision must file such appeal, in writing, within ten (10) days of the date of this decision.

If you have any questions, please call me at (317) 232-2749.

Sincerely,

E. Curtis Gassert, Director
Water/Wastewater Division