

ORIGINAL

STATE OF INDIANA

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INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF AN ORDER)
APPROVING UTILITY ARTICLES)
PURSUANT TO 170 IAC 1-6.)

APPROVED: AUG 07 2019

The Indiana Administrative Code provides for Thirty-Day Administrative Filing Procedures and Guidelines pursuant to the authority of Ind. Code 8-1-1-3 and Ind. Code 8-1-2-42. The thirty-day filing process is available for certain routine and non-controversial requests to facilitate expedited consideration of these matters by the Commission. The rule sets forth the requirements for the thirty-day administrative filings.

The thirty-day filings received pursuant to 170 IAC 1-6 and ripe for Commission action are attached hereto and collectively referred to as the Utility Articles. There are no controversial filings in the Utility Articles approved today.

Pursuant to the rule, the Commission Technical Divisions have submitted their recommendations to the Commission. Therefore, the Commission finds that the requirements of 170 IAC 1-6 have been met and that the Utility Articles attached are hereby approved.

HUSTON, OBER, AND ZIEGNER CONCUR; FREEMAN AND KREVDA ABSENT:

APPROVED: AUG 07 2019

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

Regina K. Goyer acting for
Mary M. Becerra
Secretary of the Commission



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MEMORANDUM

TO: Commission Chairman James F. Huston
Commissioners Ober and Ziegner

FROM: Commission Technical Divisions

DATE: August 2, 2019

RE: 30-Day Utility Articles for Conference on *Wednesday August 7, 2019 @ 10:00 a.m.*

The following thirty-day filings have been submitted to the Commission. Each item was reviewed by the appropriate Commission Technical Divisions and all regulations were met in accordance with 170 IAC 1-6 Thirty-Day Administrative Filing Procedures and Guidelines. Therefore, the following filings listed below and attached hereto are recommended to be considered by the Commission at the next conference:

Attachment Number	30-Day Filing No.	Name of Utility Company	Type of Request	Date Received
1	50282	CMN-RUS, Inc.	Annual revisions to I.U.R.C. Tariff No. 3 in compliance with Step 8 Revenue Reductions.	7/1/2019
2	50283	Silver Creek Water Corporation	Request for Cost Supplier Tracker	7/8/2019

*Submitted By: Pamela D. Taber
Director, Communications Division*

Filing Party: CMN-RUS, Inc., d/b/a MetroNet

30-Day Filing ID No.: 50282

Date Filed: July 1, 2019; revised on July 16.

Filed Pursuant To: IC 8-1-2-88.6, 170 IAC 1-6, and IURC Cause No. 44004; FCC USF/ICC Transformation Order and related FCC rules.

Request: CMN-RUS, Inc., qualifies for the FCC’s “Rural Exemption”¹ and has consistently applied the Rural Exemption since its inception. The Rural Exemption allows a rural competitive local exchange carrier (CLEC) offering service within the territory of a nonrural incumbent local exchange carrier (ILEC) to “benchmark” to the highest possible local switching rates prescribed in the National Exchange Carriers Association (“NECA”) interstate access tariff, instead of mirroring the competing nonrural ILEC’s interstate local switching rates, as would otherwise be required under 47 C.F.R. § 61.26(c). In this case, the competing nonrural ILEC is AT&T Indiana.

This intrastate access tariff is separate from, and does not mirror, CMN-RUS, Inc.’s interstate access tariff (FCC Tariff No. 2). Although federal law provides for a Rural Exemption and explicitly states what intrastate rates a rural CLEC taking advantage of the Rural Exemption is able to charge, those rates can only be captured in an intrastate tariff filed with a state commission. Consistent with the FCC’s rural CLEC exemption, the FCC’s 2011 USF/ICC Transformation Order, and the applicable NECA rates, MetroNet is proposing the following revisions to its existing intrastate rates, as follows:

- Originating Switched End Office rate: \$0.048712
- Terminating Switched End Office rate: \$0.0007

Retail Customer Impact: N/A

Tariff Page(s) Affected: I.U.R.C. Tariff No. 3, Section 5 – Sheets 2 and 50.

Staff Recommendations: Requirements in IC 8-1-2-88.6, 170 IAC 1-6 and IURC Cause No. 44004 were met. In addition, Staff has reviewed the CMN-RUS, Inc., filing and is satisfied that the proposed changes in intrastate access rates comply with applicable FCC requirements. **Staff recommends approval.**

¹ *In the Matter of Connect America Fund, et al.*, WC Docket No. 10-90, et al., *Report and Order and Further Notice of Proposed Rulemaking* [“USF/ICC Transformation Order”], at para. 807 (FCC 11-161, rel. Nov. 18, 2011).

Submitted By: Curt Gassert
Director, Water/Sewer Division

Filing Party: *Silver Creek Water Corporation*

30-Day Filing ID No.: 50283

Date Filed: July 8, 2019

Filed Pursuant To: 170 IAC 1-6 and 170 IAC 6-5

Request: The utility is proposing to increase its Wholesale Cost Water Tracker rates due to an increase in the wholesale price.

Customer Impact: See Below.

<i>Silver Creek Water Corporation</i>	<i>Current</i>	<i>Proposed</i>
Cost per 1,000 gallons	\$2.64	\$2.70

Tariff Pages Affected: Appendix A

Staff Recommendations: Requirements met. Staff Recommends approval.