



INDIANA UTILITY REGULATORY COMMISSION
 101 WEST WASHINGTON STREET, SUITE 1500 EAST
 INDIANAPOLIS, INDIANA 46204-3407

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

MEMORANDUM

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

FROM: Commission Technical Divisions

DATE: June 22, 2018

RE: 30-Day Utility Articles for Conference on *Wednesday June 27, 2018 @ 2:00 p.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	50199	Tipton Municipal Electric	3rd Quarter Tracker	5/24/2018
2	50200	Eastern Bartholomew Water Corporation	Tap Fee Change	5/25/2018
3	50201	Frontier North Inc. and Frontier Midstates, Inc.	This new tariff replaces Frontier's I.U.R.C. No. T-3 in its entirety.	5/31/2018
4	50202	Frontier North, Inc. (Contel-Indiana)	This new tariff replaces Frontier's I.U.R.C. No. T-7 in its entirety.	5/31/2018

*Submitted By: Jane Steinhauer
Director, Energy Division*

Filing Party: Tipton Municipal Electric Utility
30-Day Filing ID No.: 50199
Date Filed: May 24, 2018
Filed Pursuant To: Commission Order No. 36835-S3, dated December 13, 1989
Request: A revision to Power Cost Adjustment Tracking Factors to be applied in July, August, and September 2018.
Customer Impact: See below.

<i>Rate Schedule</i>	<i>Metric</i>	<i>Change</i>	<i>Resultant</i>
Residential (Rate A)	\$/kWh	0.000132	0.033685
Commercial (Rate B)	\$/kWh	0.000600	0.035983
General & Industrial Power (Rate C)	\$/kWh	(0.000515)	0.037706
Primary Power (Rate D)	\$/kWh	(0.002552)	0.029503

Tariff Page(s) Affected: Appendix A
Staff Recommendations: Requirements met. Recommend approval.

Submitted By: E. Curtis Gassert
Director, Water/Wastewater Division

Filing Party: Eastern Bartholomew Water Corporation.
30-Day Filing ID No.: 50200
Date Filed: May 25, 2018
Filed Pursuant To: 170 IAC 1-6
Request: The utility is proposing to increase its Tap Charge.
Customer Impact: See Below.

<i>Eastern Bartholomew Water Corporation</i>	<i>Current Charge</i>	<i>Proposed Charge</i>
Tap Charge – 5/8 or 3/4 inch meter	\$300.00	\$1,380.00
Large Meter, minimum	\$400.00	\$1,380.00

Tariff Pages Affected: Page 2 of 2
Staff Recommendations: Requirements met. Recommend approval.

Filing Party: Frontier North, Inc. and Frontier Midstates, Inc. (“Frontier”)
30-Day Filing ID No.: 50201
Date Filed: May 31, 2018; Revised Cover Letter and Verification Statement Filed on June 13.
Filed Pursuant To: IC 8-1-2-88.6; 170 IAC 1-6; and IURC Cause No. 44004.
Request: **“The purpose of this filing is to establish a complete baseline Intrastate Access Tariff.” The new Frontier IURC T-4 tariff will “cancel and supersede” the existing T-3 tariff, in its entirety, upon approval.**

This new baseline tariff also corrects and clarifies the existing concurrence and exception statements to remove obsolete references to an old GTE¹ interstate tariff that has not existed for many years; those obsolete concurrence and exception statements will be replaced with the appropriate concurrences and exceptions to the Frontier Telephone Companies Tariff FCC No. 5. Furthermore, the proposed T-4 tariff will now incorporate provisions of several FCC and IURC orders that are not reflected in the existing Frontier I.U.R.C. No. T-3 tariff, but should have been. Finally, this filing adds FCC Study Area Code numbers (SAC #) to the Title Sheet to clearly designate which Frontier companies are covered under the new T-4 tariff.² Specifically, the T-4 tariff applies to the following Frontier entities: “Frontier North Inc. (SAC # 320772³)... and Frontier Midstates Inc. (SAC #323034⁴)”.

Frontier further requests that the IURC “issue an Emergency Order to temporarily approve Frontier’s I.U.R.C. No. T-4, Facilities for Intrastate Access, in less than the required 30 days, pending final approval under the IURC’s regular 30-day filing rules.”

In support of this request for temporary approval, Frontier correctly notes that, “The FCC has preempted state commissions in certain respects pertaining to filing of intrastate access rates and tariffs, including, but not limited to, mandating that certain intrastate (IURC) access rates and charges take effect at the same time as the corresponding interstate (FCC) access rates and charges. For switched access rates, the FCC requires Frontier to file revised interstate and intrastate switched access rates no later than June 18,

¹ As a reminder, Verizon sold its residential telephone operations in 14 states, including Indiana, to Frontier in the mid-2000s; however, the tariffs were not updated at that time to reflect the results of that corporate transaction. In Indiana, this transaction covered residential customers served by Verizon’s GTE, Contel, and Contel of the South companies.

² Frontier is currently very inconsistent in how it uses the company name “Frontier North, Inc.” in its Indiana tariffs. Sometimes, “Frontier North Inc.” refers to only GTE, sometimes only Contel, and sometimes both GTE and Contel.

³ SAC # 320772 is the Study Area Code for the old GTE North Inc., excluding Contel.

⁴ SAC # 323034 is the Study Area Code for Contel of the South, which was a separate entity from Contel of Indiana and operated as Verizon North Systems, also known as Alltel Inc. - Indiana.

2018, effective July 3, 2018. Frontier requires the IURC to temporarily approve the new I.U.R.C. No. T-4, Facilities for Intrastate Access, in order for Frontier to update it correctly for the intrastate switched access rates effective July 3, 2018. Given the FCC required filing date of June 18, 2018 and the mandatory effective date of July 3, 2018, it is not possible to meet the IURC's requirement to allow a minimum of 30 days to review the new intrastate access tariff filing."

Retail Customer Impact: N/A

Tariff Page(s) Affected: Tariff I.U.R.C. No. T-4 (Entire tariff; various pages).

Staff Recommendations: The new T-4 baseline tariff needs to be approved prior to July 3. The last scheduled conference prior to July 3 is the June 27 conference, which is less than 30 days after the May 31 filing date. This creates a conflict with IC 8-1-2-42(a), which precludes approval of rates and charges for a public utility, without 30 days' prior notice, unless the Commission "approves an order prescribing a different time frame." The earliest approval date for this filing would be July 5, in the absence of such an order.

Under IC 8-1-2-113(a), if the Commission "judges" that an emergency exists, and that it is "necessary to prevent injury to the business or interests of ... any public utility" in the state, it may temporarily alter or amend (or, suspend, with the consent of the utility) any public utility's rates.

Requirements in 170 IAC 1-6, IURC Cause No. 44004, and IC 8-1-2-113 were met. **Staff recommends that the Commission do the following, pursuant to IC 8-1-2-113: (1) judge that an emergency exists; and (2) grant Frontier's request for emergency approval of the new intrastate access tariff on a temporary basis.** (Staff intends to resubmit the T-4 tariff filing at a later date, for a final vote to occur on or after July 5, 2018.)

Filing Party: Frontier North, Inc. (Contel – Indiana) (“Frontier”)
30-Day Filing ID No.: 50202
Date Filed: May 31, 2018; Revised Cover Letter and Verification Statement Filed on June 13.
Filed Pursuant To: IC 8-1-2-88.6; 170 IAC 1-6; and IURC Cause No. 44004.
Request: **“The purpose of this filing is to establish a complete baseline Intrastate Access Tariff.” The new Frontier IURC T-8 tariff will “cancel and supersede” the existing IURC No. 7 tariff, in its entirety, upon approval.**

This new baseline tariff also corrects and clarifies the existing concurrence and exception statements to remove obsolete references to an old GTE¹ interstate tariff that has not existed for many years; those obsolete concurrence and exception statements will be replaced with the appropriate concurrences and exceptions to the Frontier Telephone Companies Tariff FCC No. 6. Furthermore, the proposed T-8 tariff will now incorporate provisions of several FCC and IURC orders that are not reflected in the existing Frontier I.U.R.C. No. 7 tariff, but should have been. Finally, this filing adds FCC Study Area Code numbers (SAC #) to the Title Sheet to clearly designate which Frontier companies are covered under the new T-8 tariff.² Specifically, the T-8 tariff applies to the following Frontier entity: “Frontier North Inc. (SAC # 320779³)”.

Frontier further requests that the IURC “issue an Emergency Order to temporarily approve Frontier’s I.U.R.C. No. T-8, Facilities for Intrastate Access, in less than the required 30 days, pending final approval under the IURC’s regular 30-day filing rules.”

In support of this request for temporary approval, Frontier correctly notes that, “The FCC has preempted state commissions in certain respects pertaining to filing of intrastate access rates and tariffs, including, but not limited to, mandating that certain intrastate (IURC) access rates and charges take effect at the same time as the corresponding interstate (FCC) access rates and charges. For switched access rates, the FCC requires Frontier to file revised interstate and intrastate switched access rates no later than June 18, 2018, effective July 3, 2018. Frontier requires the IURC to temporarily approve the new I.U.R.C. No. T-8, Facilities for Intrastate Access, in order for Frontier to update it correctly for the

¹ As a reminder, Verizon sold its residential telephone operations in 14 states, including Indiana, to Frontier in the mid-2000s; however, the tariffs were not updated at that time to reflect the results of that corporate transaction. In Indiana, this transaction covered residential customers served by Verizon’s GTE, Contel, and Contel of the South companies.

² Frontier is currently very inconsistent in how it uses the company name “Frontier North, Inc.” in its Indiana tariffs. Sometimes, “Frontier North Inc.” refers to only GTE, sometimes only Contel, and sometimes both GTE and Contel.

³ SAC # 320779 is the Study Area Code for the old Contel, excluding GTE.

intrastate switched access rates effective July 3, 2018. Given the FCC required filing date of June 18, 2018, and the mandatory effective date of July 3, 2018, it is not possible to meet the IURC's requirement to allow a minimum of 30 days to review the new intrastate access tariff filing."

Retail Customer Impact: N/A

Tariff Page(s) Affected: Tariff I.U.R.C. No. T-8 (Entire Tariff).

Staff Recommendations: The new T-8 baseline tariff needs to be approved prior to July 3. The last scheduled conference prior to July 3 is the June 27 conference, which is less than 30 days after the May 31 filing date. This creates a conflict with IC 8-1-2-42(a), which precludes approval of rates and charges for a public utility, without 30 days' prior notice, unless the Commission "approves an order prescribing a different time frame." The earliest approval date for this filing would be July 5, in the absence of such an order.

Under IC 8-1-2-113(a), if the Commission "judges" that an emergency exists, and that it is "necessary to prevent injury to the business or interests of ... any public utility" in the state, it may temporarily alter or amend (or, suspend, with the consent of the utility) any public utility's rates.

Requirements in 170 IAC 1-6, IURC Cause No. 44004, and IC 8-1-2-113 were met. **Staff recommends that the Commission do the following, pursuant to IC 8-1-2-113: (1) judge that an emergency exists; and (2) grant Frontier's request for emergency approval of the new intrastate access rates and charges on a temporary basis.** (Staff intends to resubmit the T-8 tariff filing at a later date, for a final vote to occur on or after July 5, 2018.)