

OCT 17 2019

INDIANA UTILITY
REGULATORY COMMISSION

STATE of INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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PETITION OF DUKE ENERGY INDIANA, LLC)
FOR APPROVAL OF (1) AN ADJUSTMENT TO)
ITS RATES THROUGH ITS STANDARD)
CONTRACT RIDER NO. 66-A FOR DEMAND)
SIDE MANAGEMENT AND ENERGY)
EFFICIENCY PROGRAM COST RECOVERY,) CAUSE NO. 43955 DSM 7
INCLUDING RECONCILIATION OF COSTS IN)
ACCORDANCE WITH THE FINAL ORDERS IN)
CAUSE NOS. 43955, 43955 DSM-1, 43955 DSM-2,)
43955 DSM-3, 43955 DSM-4, AND 43955 DSM-5;)
AND 43955 DSM-6)

You are hereby notified that on this date the Indiana Utility Regulatory Commission (“Commission”) has caused the following entry to be made:

On October 4, 2019, Duke Energy Indiana, LLC (“Petitioner”) filed a *Motion for Protection of Confidential and Proprietary Information* (“Motion”) in this Cause. In its Motion, Petitioner indicates that certain information (“Confidential Information”) that it intends to submit in this matter contains trade secrets as that term is defined under Ind. Code § 24-2-3-2. Information containing trade secrets is excepted from public disclosure under Ind. Code § 5-14-3-4. In support of its Motion, Petitioner includes the sworn Affidavits of Karen K. Holbrook and Kathryn C. Lilly. The Affidavits have been placed in the Commission’s official file in this matter and are incorporated by reference.

170 IAC 1-1.1-4 governs the submission of confidential or privileged information to the Commission, and requires the applicant to apply for a finding by the Commission that the information is confidential. The application must be accompanied by the sworn statement or testimony of a party that sets forth facts describing: (1) the nature of the confidential information; (2) the reasons why the information should be treated as confidential pursuant to Ind. Code § 8-1-2-29 and Ind. Code ch. 5-14-3; and, (3) the efforts the party has made to maintain the confidentiality of the information.

The Presiding Officers, having considered the Motion and accompanying Affidavits, find there is sufficient basis for a determination that the Confidential Information should be held as confidential by the Commission on a preliminary basis. Accordingly, Petitioner shall file the

Confidential Information with the Commission in accordance with GAO 2016-2. If the Confidential Information is greater than 30 pages in length, Petitioner shall mail or hand deliver one copy of the Confidential Information to the Presiding Administrative Law Judge within two business days of filing. The Confidential Information must be on light green paper, in a sealed envelope clearly marked confidential with the Cause No. noted thereon, and will be treated as confidential on a preliminary basis and excepted from public disclosure in accordance with Ind. Code §§ 8-1-2-29 and 5-14-3-4. Petitioner shall also file a Notice of Filing under this Cause specifically referencing this Docket Entry and indicating the Confidential Information has been filed with the Commission.

IT IS SO ORDERED.



Sarah E. Freeman, Commissioner



David E. Veleta, Senior Administrative Law Judge

Date: October 17, 2019