

STATE of INDIANA

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



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VERIFIED PETITION OF DUKE ENERGY )  
INDIANA, LLC FOR APPROVAL OF LOW- )  
INCOME REDUCED DEPOSIT AND )  
DEFERRED PAYMENT PLAN, AND ) CAUSE NO. 45775  
VOLUNTARY OPT-IN ROUNDUP PROGRAM, )  
AS AN ALTERNATIVE REGULATORY PLAN )  
PURSUANT TO IND. CODE § 8-1-2.5-6 )

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

On September 26, 2022, Duke Energy Indiana, LLC (“Duke Energy” or “Petitioner”) filed a *Verified Petition* (“Petition”) in the above-captioned Cause. Duke Energy advises in Paragraph 5 of the Petition that Duke Energy and the Indiana Office of Utility Consumer Counselor (“OUCC”) have agreed upon a proposed procedural schedule as provided in Paragraph 5. After reviewing the proposed schedule, the following procedural schedule and related matters are established:

1. **Petitioner’s Prefiling Date.** Duke Energy prefiled with the Commission the prepared testimony and exhibits constituting Petitioner’s case-in-chief on September 26, 2022.
2. **OUCC and Intervenors’ Prefiling Date.** The OUCC and any Intervenors shall prefile the prepared testimony and exhibits constituting their respective case-in-chief in this Cause on or before October 27, 2022. Copies of same shall be served upon all parties of record.
3. **Petitioner’s Rebuttal and Cross-Answering Prefiling.** Petitioner shall prefile with the Commission its prepared rebuttal testimony, if any, on or before November 10, 2022. If Petitioner opts to not file rebuttal testimony, written notice shall be filed with the Commission confirming no rebuttal testimony is being filed. The OUCC and any Intervenors shall also prefile any cross-answering testimony on or before November 10, 2022. Copies of such filings shall be served upon all parties of record.
4. **Dispositive Motions.** In the event a party determines a dispositive motion should be filed, all such motions, including supporting exhibits, shall be filed on or before October 27, 2022.

5. **Settlement Agreement and Testimony.** If settlement is reached, the Presiding Officers shall promptly be notified via an email upon which counsel for all parties are copied, and the Settlement Agreement and the parties' supporting testimony shall be prefiled with the Commission on or before November 18, 2022. Copies of same shall be served upon all parties.

6. **Evidentiary Hearing on the Parties' Cases-In-Chief.** An evidentiary hearing is scheduled to commence at 1:30 p.m. on December 7, 2022, in Hearing Room 224 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana, with up to one and one-half hours set aside for this hearing. At such time, the direct evidence of the respective parties shall be presented and their respective witnesses examined. Thereafter, Duke Energy shall present Petitioner's prefiled rebuttal evidence as well as any additional rebutting evidence adduced on cross-examination of the OUCC's or Intervenors' witnesses. If the parties reach settlement, the agreement and supporting testimony and exhibits shall be submitted to the Commission at least ten business days prior to the scheduled evidentiary hearing consistent with Paragraph 5 above. Additionally, if a party anticipates more time than scheduled being needed for the evidentiary hearing, this shall be discussed with the other parties, and the Presiding Administrative Law Judge shall thereafter be promptly notified via an email upon which all counsel are copied if the parties determine additional hearing time should be reserved.

7. **Post-Hearing Filings.** The dates by when the parties will submit proposed orders and/or any exceptions to proposed orders will be discussed and established before the close of the evidentiary hearing.

8. **Hearing Exhibits.** Paper copies of exhibits to be offered at the evidentiary hearing must be: (a) single-sided; (b) fastened together with staples, binder clips, or other non-permanent bindings that have no more than three holes along the longest edge. Exhibits that contain excel spreadsheets, are oversized or voluminous in nature, should be run through an optical character recognition program and offered on a compact disc. Confidential exhibits shall be offered on green paper in an envelope marked "confidential" or, if offered on a compact disc, the exhibits and compact disc shall be labeled "confidential."

9. **Sworn Testimony.** Any witness testimony to be offered into the record of this proceeding shall be made under oath or affirmation. In accordance with 170 IAC 1-1.1-18(i), if the prefiled testimony of a witness is to be offered into evidence at the evidentiary hearing and the witness sponsoring the prefiled testimony is not required to, and does not, attend the evidentiary hearing, the prefiled testimony shall be accompanied by the witness's sworn affidavit or written verification at the time the evidence is offered into the record.

10. **Discovery.** Discovery is available for all parties and shall be conducted on an informal basis. Any response to a discovery request shall be made within ten calendar days of the receipt of such request; provided, however, that after November 10, 2022, discovery responses shall be provided within five calendar days. Additionally, discovery requests served after 5:00 p.m. (EST) on a business day other than Friday or after 12:00 noon (EST) on a Friday or the day immediately preceding a state holiday shall be deemed received on the next business day. There

will be blackout dates for discovery from November 24, 2022, through November 27, 2022, such that dates designated as blackout dates will not be included in determining the number of days provided for responding to a discovery request. The parties may conduct discovery through electronic means, and discovery requests and responses shall be served on all parties, subject to appropriate confidentiality protections.

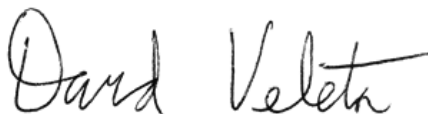
**11. Prefiling of Workpapers.** When prefiling technical evidence with the Commission, each party shall file copies of the workpapers used to produce that evidence within two business days after the prefiling of the technical evidence. Copies of same shall also be provided to any other party requesting such in writing.

**12. Number of Copies/Corrections.** Filings with the Commission shall comply with General Administrative Order 2016-2. Any corrections to prefiled testimony shall be made in writing as soon as possible after discovery of the need to make such corrections.

**13. 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 as soon as an objection can be reasonably determined, but no less than ten days prior to the date scheduled for commencement of the hearing at which the testimony or exhibit will be offered into the record.

**14. 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 SO ORDERED.**



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David E. Veleta, Commissioner



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Carol Sparks Drake, Senior Administrative Law Judge

Date: October 6, 2022