

STATE OF INDIANA  
INDIANA UTILITY REGULATORY COMMISSION

FILED  
January 26, 2018  
INDIANA UTILITY  
REGULATORY COMMISSION

APPEAL BY MIKE MULLETT OF THE CONSUMER AFFAIRS DIVISION'S DECISION IN CASE NO. 122038 CONCERNING THE PROVISION OF ELECTRIC SERVICE BY DUKE ENERGY INDIANA LLC	) ) ) ) ) )	CAUSE NO. 45008
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**PETITION TO INTERVENE**

Comes now [Patricia C. R. Orth], pursuant to 170 IAC 1-1.1-11, and file my Petition to Intervene in the above-captioned proceeding and, in support thereof, state as follows:

1. I reside at [3808 Laura Way, Bloomington IN, 47401], where I have resided since [2006].
2. I am a residential and net-metering customer of Duke Energy Indiana (Duke) and have a direct, immediate, and substantial interest in the subject matter of this proceeding, as required for intervention under 170 IAC 1-1.1-11. Specifically,
  - a. I pay Duke Energy Indiana ("Duke") rates and charges for residential electric service; I am also a Duke Net Metering customer as a result of the solar photovoltaic system which I installed and interconnected to the Duke distribution system in [2017].
  - b. The electric bill which I pay Duke each month is directly affected (reduced) by the credit that my solar photovoltaic system earns for me as a Net Metering customer.

- c. I have seen and heard reported in the news media that, due to the passage of Senate Enrolled Act 309, Net Metering service to my residence will not be terminated but instead continued ("grandfathered") through June 30, 2047, whether I continue to own and occupy my residence or I convey it to a "successor-in interest," provided only that my solar photovoltaic system is not removed or replaced in the meantime.
- d. This right to "grandfathered" Net Metering service is economically valuable to me and any successors in interest for my residence.
- e. However, to date, Duke has not updated its Net Metering tariff to incorporate the "grandfathering" provisions of SEA 309 and acknowledge this economically valuable property right.

3. 170 IAC 1-1.1-6 states that while the public is deemed a party in any proceeding in which the Office of Utility Consumer Counselor appears, "individuals or groups may be granted intervention and be represented by independent counsel." I seek to intervene to protect my interests as an individual in this cause because those interests are not and will not be adequately represented by the Office of Utility Consumer Counselor or any other existing party in this proceeding because they do not own my residence or my Net Metering "grandfathering" rights. The purpose of my intervention in this proceeding is to assert my property rights, to support Mr. Mullett in the assertion of his property rights, and to respond to any arguments against our property rights made by Duke, or relating to any other issue as required by law to be determined by the Commission, in this proceeding.

4. I am representing myself pro se and service of papers on me in this Cause should be directed to:

[Patricia C. R. Orth]  
[3808 Laura Way]  
[Bloomington IN 47401]  
[812-323-1980]  
[halvnorsk@hotmail.com]

5. My addition as a party to this Cause will not unduly broaden the issues or otherwise burden the proceedings. Further, I understand that I am bound by all rulings and other matters of record prior to the time I am made a party of record.

6. For the foregoing reasons, I respectfully request that the Commission grant me leave to intervene as a party to this proceeding.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Patricia C. R. Orth', with a stylized, cursive script.

Patricia C. R. Orth

3808 Laura Way  
Bloomington IN 47401  
812-323-1980  
halvnorsk@hotmail.com

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing was served by electronic mail or U.S. Mail, first class postage prepaid, this 18th day of January, 2018, to the following:

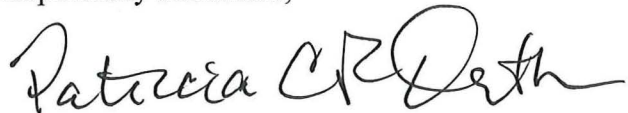
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Respectfully submitted,



Patricia C. R. Orth

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