

STATE of INDIANA

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



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

**PETITION OF NORTHERN INDIANA PUBLIC )  
SERVICE COMPANY LLC FOR APPROVAL )  
OF (1) A FUEL COST ADJUSTMENT TO BE )  
APPLICABLE DURING THE BILLING )  
CYCLES OF AUGUST, SEPTEMBER, AND )  
OCTOBER 2022, PURSUANT TO IND. CODE § )  
8-1-2-42 AND CAUSE NO. 45159, AND (2) ) CAUSE NO. 38706 FAC 135  
RATEMAKING TREATMENT FOR THE )  
COSTS INCURRED UNDER WHOLESALE )  
PURCHASE AND SALE AGREEMENTS FOR )  
WIND ENERGY APPROVED IN CAUSE NOS. )  
43393, 45194, 45195, AND 45310. )**

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

On June 8, 2022, Citizens Action Coalition of Indiana, Inc. (“CAC”), by counsel, filed a *Petition to Intervene of Citizens Action Coalition of Indiana* (“Petition”) in the above-captioned Cause. CAC advises that it is a membership organization with approximately 40,000 members in Indiana, including numerous individuals and families who are residential retail customers of Northern Indiana Public Service Company LLC (“NIPSCO”). CAC further states that its members who are NIPSCO customers have a substantial interest in this proceeding because they pay NIPSCO’s rates and charges for residential electric service, and this proceeding will impact such rates and charges. CAC asserts no other party can adequately represent CAC’s members’ interests and states CAC’s addition as a party will not unduly broaden the issues or otherwise burden this proceeding. No objection has been filed to CAC’s requested intervention.

170 IAC 1-1.1-11 governs intervention in Commission proceedings and states:

- (a) A petition to intervene may be filed by any person or entity alleging a substantial interest in the subject matter of the proceeding in which the person or entity requests leave to intervene.
- (b) Petitions to intervene shall set out clearly and concisely facts showing the following:

- (1) The proposed intervenor's substantial interest in the subject matter of the proceeding.
  - (2) The position of the proposed intervenor with respect to the matters involved in the proceeding.
  - (3) Specific prayers for affirmative relief, if desired.
  - (4) A prayer for leave to intervene and to be made a party to the proceeding.
- (c) A petition to intervene shall be filed not less than five (5) days prior to the date set for the initial public evidentiary hearing on the merits. A petition to intervene may be filed and granted thereafter at the discretion of the presiding officer, upon good cause shown.
- (d) If a petition to intervene satisfies this section and shows the proposed intervenor has a substantial interest in the subject matter of the proceeding or any part thereof, and the proposed intervenor's participation will not unduly broaden the issues or result in unreasonable delay of the proceeding, the presiding officer may grant the prayer for leave to intervene, in whole or in part and, thereupon, the intervenor becomes a party to the proceeding with respect to the matters set out in the intervention petition.
- (e) An intervenor is bound by all rulings and other matters of record prior to the time the intervenor is made a party and takes the case as the intervenor finds it as of the date of intervention.
- (f) Petitions to intervene, when filed with the Commission, shall show service thereof upon all parties to the proceeding, in conformity with section 13 of this rule.
- (g) A party may object to a petition to intervene, and absent objection thereto, may be deemed to have waived an objection to the granting of the petition. A response shall be filed within seven (7) days after service of the petition to intervene unless the presiding officer prescribes a different time. The response shall be served on the other parties. A reply to the responses shall be filed within five (5) days after service of the response unless the presiding officer prescribes a different time. Responses or replies may be made orally at the time of the hearing or prehearing conference if there exists insufficient time prior to the hearing or conference to make a written response or reply according to the deadlines provided under this section.

The Presiding Administrative Law Judge, after reviewing the Petition, finds CAC has shown its members include residential retail customers of NIPSCO who have a substantial interest in the subject matter of this proceeding because of its potential impact upon their rates and charges. In the

absence of an objection, CAC's Petition is GRANTED, subject to the caveat that CAC's intervention shall not unduly broaden the issues or otherwise burden this fuel cost adjustment proceeding.

**IT IS SO ORDERED.**

A handwritten signature in cursive script that reads "Carol Sparks Drake".

---

Carol Sparks Drake, Senior Administrative Law Judge

Date: June 16, 2022