

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

**VERIFIED PETITION OF INDIANA OFFICE OF UTILITY)
CONSUMER COUNSELOR FOR GENERIC INVESTIGATION)
INTO RESIDENTIAL CUSTOMER ARREARAGE AND) CAUSE NO. 45736
UTILITY SERVICE DISCONNECTION DATA AND)
REQUEST FOR ONGOING REPORTING REQUIREMENTS)**

SETTLEMENT AGREEMENT

This Settlement Agreement (“Settlement”) is entered into by and between the following Settling Parties: the Indiana Office of Utility Consumer Counselor (“OUCC”); and AES Indiana, Southern Indiana Gas and Electric Company d/b/a CenterPoint Energy Indiana South and Indiana Gas Company, Inc. d/b/a CenterPoint Energy Indiana North together hereinafter “CenterPoint Energy Indiana”, Duke Energy Indiana, LLC, Indiana Michigan Power Company, and Northern Indiana Public Service Company LLC (the “IOU Energy Utilities”). The Settling Parties agree that this Settlement is a reasonable compromise that resolves all issues between the Settling Parties related to this Cause.

1. Agreed-Upon Reporting

a. The IOU Energy Utilities agree to provide the following non-confidential data to the OUCC in monthly or quarterly reports, as outlined below:

- (1) Total number of residential accounts;
- (2) Number of residential accounts in arrears by 60 or more days;
- (3) Total dollars of arrears associated with item (2) above;
- (4) Number of residential accounts on active payment arrangements;
- (5) Total dollars of arrears associated with item (4) above;
- (6) Number of residential disconnections due to nonpayment;
- (7) Number of residential reconnections after disconnection due to nonpayment;
- (8) Number of residential disconnection notices sent due to nonpayment;
- (9) Number of residential accounts receiving assistance under the LIHEAP program, the same type of data as was reported in Cause No. 45380;

(10) Number of accounts in item (9) above that are past due; and

(11) Total dollars owed with respect to accounts in item (9) that are in arrears.

b. The IOU Energy Utilities agree to provide reports to the OUCC on a monthly basis, beginning in October 2022 and continuing through February 2023. The first monthly report provided in October 2022 will be for data from September of 2022, and the last monthly report will be for data from January of 2023. The monthly reports will be submitted no later than 30 days after the end of the month for which the data is provided.

c. The IOU Energy Utilities agree to provide reports to the OUCC on a quarterly basis, beginning in March 2023 and continuing through March 2024. Data included in quarterly reports will be broken out by month. The quarterly reports will be submitted no later than 30 days after the end of the quarter for which the data is provided.

2. Dismissal of this Cause

a. The OUCC will, within five business days of execution of this Settlement, file a motion to dismiss this Cause in its entirety. The OUCC agrees that it will not file another request seeking the disconnect data agreed to herein as it relates to the Settling Parties prior to March 2024.

b. The OUCC agrees that if, after March 2024, they desire to receive this data after the final March 2024 quarterly report, they will need to file a new request for relief with the Indiana Utility Regulatory Commission (“Commission”) requesting such data.

3. General Provisions

a. The positions taken by the Settling Parties in this Settlement shall not be deemed to be admissions by any of the Settling Parties and shall not be used as precedent, except as necessary to implement the terms of this Settlement. This provision shall survive termination/voiding of this Agreement.

b. It is understood that this Settlement is reflective of a good faith negotiated settlement and neither the making of the Settlement nor any of its provisions shall constitute an admission by any Settling Party in this or any other litigation or proceeding except as necessary to implement or enforce this Settlement Agreement. It is also

understood that each and every term of the Settlement Agreement is in consideration and support of each and every other term.

c. The communications and discussions during the negotiations and conferences and any materials produced and exchanged concerning this Settlement all relate to offers of settlement and shall be privileged and confidential, without prejudice to the position of any Settling Party, and shall not to be used in any manner in connection with any other proceeding or otherwise. This provision shall survive termination/voiding of this Agreement.

d. The undersigned Settling Parties have represented and agreed that they are fully authorized to execute the Settlement on behalf of their designated clients, and their successors and assigns, who will be bound thereby.

e. The provisions of this Settlement shall be enforceable by any Settling Party before the Commission and thereafter in any Indiana court of competent jurisdiction as necessary.

[Signature Pages to Follow]

**INDIANA OFFICE OF UTILITY CONSUMER
COUNSELOR**



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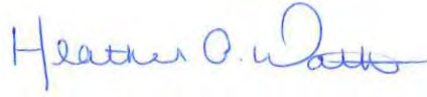
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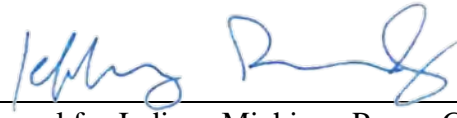
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