

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

**VERIFIED PETITION OF INDIANA MICHIGAN)
POWER COMPANY (I&M), AN INDIANA)
CORPORATION, FOR APPROVAL OF A CLEAN)
ENERGY PROJECT AND QUALIFIED)
POLLUTION CONTROL PROPERTY AND FOR)
ISSUANCE OF CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY FOR USE OF)
CLEAN COAL TECHNOLOGY; FOR ONGOING)
REVIEW; FOR APPROVAL OF ACCOUNTING)
AND RATEMAKING, INCLUDING THE TIMELY) **CAUSE NO. 44871**
RECOVERY OF COSTS INCURRED DURING)
CONSTRUCTION AND OPERATION OF SUCH)
PROJECT THROUGH I&M'S CLEAN COAL)
TECHNOLOGY RIDER; FOR APPROVAL OF)
DEPRECIATION PROPOSAL FOR SUCH)
PROJECT; AND FOR AUTHORITY TO DEFER)
COSTS INCURRED DURING CONSTRUCTION)
AND OPERATION, INCLUDING CARRYING)
COSTS, DEPRECIATION, TAXES, OPERATION)
AND MAINTENANCE AND ALLOCATED)
COSTS, UNTIL SUCH COSTS ARE REFLECTED)
IN THE CLEAN COAL TECHNOLOGY RIDER)
OR OTHERWISE REFLECTED IN I&M'S BASIC)
RATES AND CHARGES.)**

**INDIANA MICHIGAN POWER COMPANY'S SUBMISSION OF ADDITIONAL
INFORMATION CONCERNING ROCKPORT UNIT 2 LEASE**

As I&M has previously informed the Commission and stakeholders, on July 21, 2017, I&M and several of its affiliates filed a motion in the United States District Court for the Southern District of Ohio ("District Court") seeking (1) to modify several aspects of the Consent Decree that governs the Rockport Plant and other AEP generating units, including proposed modifications to eliminate the requirement to install Selective Catalytic Reduction ("SCR") technology on Rockport Unit 2, and (2) to toll the deadline to install SCR technology on Rockport Unit 2 during the pendency of the motion.

Today, the District Court held a status conference concerning this motion and, following the conference, issued the attached order. Upon agreement of the parties, the District Court tolled the deadline for installation of the Rockport Unit 2 SCR system by sixty days so that the parties may pursue independent resolution of the motion. In addition, the District Court scheduled a mediation for September 13, 2017, and directed the parties to file a status report in two weeks. Finally, the District Court granted the plaintiffs' request for a twenty-one day extension of the deadline to respond to the motion.

I&M remains committed to informing the Commission and stakeholders of further developments in this matter

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing was served upon the following via electronic email, hand delivery or First Class, United States Mail, postage prepaid this 10th day of August, 2017 to:

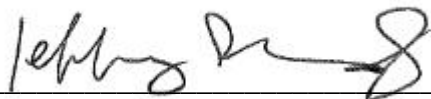
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

AMERICAN ELECTRIC POWER,
et al.,

Defendants.

Case No.: 2:99-cv-1182

JUDGE EDMUND A. SARGUS, JR.

Magistrate Judge Kimberly A. Jolson

ORDER

This matter came before the Court for a telephone status conference on August 10, 2017 on Defendants' Motion for Fifth Modification of Consent Decree (ECF No. 555), Plaintiff's Motion for Extension of Time to Respond to Defendant's Motion for Modification of Consent Decree (ECF No. 558), and Defendants' Motion for Status Conference (ECF No. 559). At the hearing:

- Upon agreement of the parties, the Court **tolled the deadline for installation of the Rockport Unit 2 selective catalytic reduction ("SCR") system by sixty (60) days** from the date of this Order, so that the parties may use that time to pursue independent resolution of Defendants' Motion for Fifth Modification of Consent Decree;
- The Court scheduled **mediation for September 13, 2017, at 9:00 a.m.**, provided that the date may be vacated upon notification of the parties to the Court of their preference to pursue other means of resolution within the sixty-day period;
- The Court **DIRECTED** the parties to provide a status report to the Court in two weeks from the date of this Order, and every week thereafter within the next sixty days, briefly

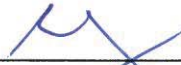
indicating the progress of their efforts toward resolution of the matter; and,

- The Court **GRANTED** Plaintiff's Motion for An Extension of Time to Respond to Defendants' Motion for Fifth Modification (ECF No. 558), allowing Plaintiff an additional twenty-one (21) days, until September 1, 2017, to file its response.

Accordingly, Defendants' Motion for Status Conference (ECF No. 559) is **GRANTED**.

IT IS SO ORDERED.

8-10-2017
DATE



EDMUND A. SARGUS, JR.
CHIEF UNITED STATES DISTRICT JUDGE