

STATE OF INDIANA
INDIANA UTILITY REGULATORY COMMISSION

VERIFIED PETITION OF WESTFIELD GAS, LLC,)
D/B/A CITIZENS GAS OF WESTFIELD FOR (1))
AUTHORITY TO INCREASE RATES AND)
CHARGES FOR GAS UTILITY SERVICE AND)
APPROVAL OF A NEW SCHEDULE OF RATES)
AND CHARGES; (2) APPROVAL OF CERTAIN)
REVISIONS TO ITS TERMS AND CONDITIONS)
APPLICABLE TO GAS UTILITY SERVICE; AND)
(3) APPROVAL PURSUANT TO INDIANA CODE)
SECTION 8-1-2.5-6 OF AN ALTERNATIVE)
REGULATORY PLAN UNDER WHICH IT)
WOULD CONTINUE ITS ENERGY EFFICIENCY)
PROGRAM PORTFOLIO AND ENERGY)
EFFICIENCY RIDER)

CAUSE NO. 45761

**NOTICE OF SETTLEMENT AND JOINT MOTION
TO MODIFY PROCEDURAL SCHEDULE**

Westfield Gas, LLC, d/b/a Citizens Gas of Westfield (“Petitioner” or “Westfield Gas”) and the Indiana Office of Utility Consumer Counselor (“OUCC”), collectively the “Settling Parties” and individually “Settling Party”, in accordance with 170 IAC 1-1.1-12 and 170 IAC 1-1.1-17, respectfully move the Indiana Utility Regulatory Commission (“Commission”) for leave to submit a Settlement Agreement and supporting settlement testimony. The Settling Parties further request the Commission modify the procedural schedule as set forth below. In support of this Joint Motion, the Settling Parties state as follows:

1. The September 19, 2022 Docket Entry establishing the procedural schedule in this Cause provides that “if settlement is reached, the Presiding Officers shall promptly be notified via an email upon which counsel for all parties of record are copied, and the Settlement Agreement and the parties’ supporting testimony shall be prefiled with the Commission on or before January 10, 2023.”

2. The Settling Parties have engaged in extensive settlement negotiations. Those negotiations resulted in an agreement in principle resolving all issues in this Cause on January 18, 2023 and the parties notified the Presiding Officers by e-mail on the same day.

3. Given that a settlement was reached after the deadline set forth in the September 19, 2022 Docket Entry, the Settling Parties respectfully request that the procedural schedule in this Cause be amended to allow the Settling Parties to file a formal Settlement Agreement, testimony supporting the Settlement Agreement and a joint Proposed Order on or before February 13, 2023.

4. The Settling Parties further request that the evidentiary hearing scheduled for January 26, 27, 30, and 31, 2023, and February 1, 2023 be vacated and that instead a settlement hearing be convened on March 3, 2023.

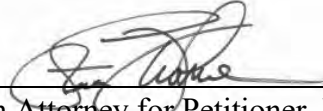
5. This Joint Motion is not filed for purposes of undue delay. To the contrary, if approved the Settling Parties anticipate the procedural schedule requested herein will facilitate the timely resolution of this proceeding.

6. Counsel for Westfield Gas is authorized to represent that the OUCC joins in this Motion.

WHEREFORE, the Settling Parties respectfully request that this Joint Motion be promptly granted; that the procedural schedule be revised as proposed herein; and that the Commission grant to the Settling Parties all other relief as may be reasonable and appropriate.

Dated: January 20, 2023

Respectfully submitted,



An Attorney for Petitioner, Westfield Gas, LLC
d/b/a Citizens Gas of Westfield

Michael E. Allen, Atty. No. 20768-49
Alejandro Valle, Atty. No. 22863-49
Lauren Toppen, Atty. No. 23778-49
Citizens Energy Group
2020 N. Meridian Street
Indianapolis, IN 46202
Telephone: (317) 927-4318
Facsimile: (317) 927-4318
E-mail: mallen@citizensenergygroup.com
avalle@citizensenergygroup.com
ltoppen@citizensenergygroup.com

Steven W. Krohne, Atty. No. 20969-49
Ice Miller LLP
One American Square, Suite 2900
Indianapolis, IN 46282-0200
Telephone: (317) 236-2494
Facsimile: (317) 592-4211
E-mail: steven.krohne@icemiller.com

Attorneys for Petitioner
Westfield Gas, LLC d/b/a Citizens Gas of Westfield

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing was served via electronic mail transmission to the following:

Jeffrey Reed
Indiana Office of Utility Consumer Counselor
PNC Center
115 West Washington Street, Suite 1500 South
Indianapolis, Indiana 46204
jreed@oucc.in.gov
infomgt@oucc.in.gov

Dated: January 20, 2023



An Attorney for Petitioner, Westfield Gas, LLC d/b/a
Citizens Gas of Westfield

Michael E. Allen, Atty. No. 20768-49
Alejandro Valle, Atty. No. 22863-49
Lauren Toppen, Atty. No. 23778-49
Citizens Energy Group
2020 N. Meridian Street
Indianapolis, IN 46202
Telephone: (317) 927-4318
Facsimile: (317) 927-4318
E-mail: mallen@citizensenergygroup.com
avalle@citizensenergygroup.com
ltoppen@citizensenergygroup.com

Steven W. Krohne, Atty. No. 20969-49
Ice Miller LLP
One American Square, Suite 2900
Indianapolis, IN 46282-0200
Telephone: (317) 236-2494
Facsimile: (317) 592-4211
E-mail: steven.krohne@icemiller.com

Attorneys for Petitioner
Westfield Gas, LLC d/b/a Citizens Gas of Westfield