

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

APPLICATION OF DUKE ENERGY INDIANA, LLC)
FOR APPROVAL OF A CHANGE IN ITS FUEL COST)
ADJUSTMENT FOR ELECTRIC SERVICE AND FOR)
APPROVAL OF A CHANGE IN ITS FUEL COST)
ADJUSTMENT FOR HIGH PRESSURE STEAM) CAUSE NO. 38707-FAC132
SERVICE, IN ACCORDANCE WITH INDIANA CODE)
§8-1-2-42, INDIANA CODE § 8-1-2-42.3, AND)
VARIOUS ORDERS OF THE INDIANA UTILITY)
REGULATORY COMMISSION)

NUCOR STEEL-INDIANA'S PETITION TO INTERVENE

Nucor Steel-Indiana, a division of Nucor Corporation ("Nucor"), pursuant to 170 I.A.C. 1-1.1-11, respectfully petitions for status as an intervenor in the above-captioned Cause now pending before the Indiana Utility Regulatory Commission ("IURC" or "Commission"). In support of its petition, Nucor states as follows:

1. On April 28, 2022, Duke Energy Indiana, Inc. (hereinafter "Duke Energy Indiana" or "DEI") filed its *Petition* with the Indiana Utility Regulatory Commission in the above-captioned matter.

2. Nucor is a corporation engaged in the manufacture of semi-finished steel and steel products at a number of plants in the United States. Nucor owns and operates a thin-slab steel mill in Montgomery County, Indiana, at which Nucor recycles scrap into hot and cold rolled sheet steel coils. That mill is located within the service territory of Duke Energy Indiana. Nucor takes power from Duke Energy Indiana's bulk transmission facilities at 345 kV nominal service voltage, consuming in excess of one billion kilowatt-hours per year. As such an end user, Nucor is one of Duke Energy Indiana's largest retail customers.

3. Nucor and Duke Energy are parties to an *Electric Supply Agreement*, approved by the Commission on August 26, 1987 in Cause No. 38344, upheld on appeal by the Indiana Supreme

Court on June 28, 1988, a long-term *As-Available Supplemental Energy Service Agreement*, approved by the Commission on June 8, 1994, a contract extension approved by the IURC on June 10, 2009 in Cause No. 43676 and further extended on October 21, 2009, in an Interim Order in Cause No. 43754, and as modified by the terms of a Settlement Agreement entered into between Nucor and Duke, and approved by the Commission, in Cause No. 43754, on February 24, 2010. Nucor takes electric service pursuant to the Agreements, as modified, by the February 24, 2010 Order, and extended by Commission Order issued December 30, 2015 in Cause No. 44697 and further extended pursuant to a new electric supply agreement (2021 Extension and Amendment), by the Commission on September 22, 2021 in Cause No. 45464.

4. As a major end user of electric power and energy supplied by Duke Energy Indiana, Nucor has a substantial interest in the outcome of this proceeding. Given that Duke Energy Indiana is seeking approval of its fuel costs in its FAC filings, decisions made in this proceeding may impact Nucor's electric rates and/or service and thus its competitive position in an industry in which electricity is one of the largest costs of production. No other party can adequately represent those interests.

5. Nucor has participated as an intervenor in prior proceedings before this Commission and the Federal Energy Regulatory Commission involving Duke Energy Indiana including but not limited to fuel adjustment proceedings.

6. The addition of Nucor as a party to this Cause will not unduly burden the proceedings, and Nucor understands that it is bound by the record as it stands at the time its Petition to Intervene is granted.

7. Anne E. Becker, and other attorneys with the law firm of Lewis Kappes, P.C., One American Square, Ste. 2500, Indianapolis, Indiana 46282 are counsel for Nucor in this matter and are authorized to accept service of all papers in this proceeding on Nucor's behalf.

WHEREFORE, Nucor respectfully requests that this *Petition to Intervene* be granted and that Nucor be made a party to this proceeding with respect to all matters.

Respectfully submitted,

/s/ Anne E. Becker
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*Attorney for Nucor Steel-Indiana, a division of
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that copies of the foregoing document have been served upon the following via electronic mail, this 3rd day of May, 2022:

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/s/ Anne E. Becker

Anne E. Becker