

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE PETITION OF)
THE CITY OF MARION, INDIANA FOR) CAUSE NO. 45838
APPROVAL TO ISSUE BONDS AND)
ADJUST ITS RATES AND CHARGES)

**OUCG'S NOTICE OF SETTLEMENT IN PRINCIPLE AND NOTICE OF
INTENT NOT TO FILE TESTIMONY**

Pursuant to the Commission's latest docket entry, the OUCG was to file its case on May 16, 2023. However, the parties to this Cause reached a settlement in principle that will soon be reduced to a stipulation and settlement agreement. Accordingly, the OUCG did not file its case. Counsel for Petitioner has authorized the OUCG to represent that in accordance with the docket entry establishing the procedural schedule, the parties will submit their agreement and any supporting testimony and exhibits no later than June 9, 2023. Further, the parties request that the evidentiary hearing scheduled to take place on June 23, 2023 serve as a settlement hearing wherein testimony in support of the settlement and other settlement documents may be offered. Finally, the parties intend to file an agreed proposed order before the final evidentiary hearing.

Respectfully submitted,

INDIANA OFFICE OF UTILITY CONSUMER COUNSELOR

A handwritten signature in black ink, reading "Daniel M. Le Vay". The signature is fluid and cursive, with a long horizontal stroke at the end.

Daniel M. Le Vay, Attorney No. 22184-49

Deputy Consumer Counselor

Thomas R. Harper, Attorney No. 16735-53

Deputy Consumer Counselor

OFFICE OF UTILITY CONSUMER COUNSELOR

115 West Washington Street

Suite 1500 South

Indianapolis, IN 46204

Email: dlevay@oucc.in.gov

thharper@oucc.in.gov

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the *OUCC's Notice of Settlement in Principle and Notice of Intent Not to File Testimony* was electronically served on the following parties of record on May 17, 2023.

Christopher Janak
Jacob T. Antrim
BOSE MCKINNEY & EVANS LLP
111 Monument Circle, Suite 2700
Indianapolis, IN 46204
Email: JJanak@boselaw.com
JAntrim@boselaw.com



Daniel M. Le Vay
Deputy Consumer Counselor

INDIANA OFFICE OF UTILITY CONSUMER COUNSELOR
115 West Washington Street
Suite 1500 South
Indianapolis, IN 46204
infomgt@oucc.in.gov
317/232-2494 – Phone
317/232-5923 – Facsimile