

STATE of INDIANA

INDIANA UTILITY REGULATORY COMMISSION
101 WEST WASHINGTON STREET, SUITE 1500 EAST
INDIANAPOLIS, INDIANA 46204-3419



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IN THE MATTER OF THE PETITION OF THE)
TOWN OF CHESTERTON, INDIANA, AND THE)
TOWN OF CHESTERTON UTILITY SERVICE)
BOARD FOR APPROVAL OF A REGULATORY) CAUSE NO. 45312
ORDINANCE ESTABLISHING A SERVICE)
TERRITORY FOR THE TOWN'S MUNICIPAL)
SEWER SYSTEM PURSUANT TO IND. CODE CH. 8-)
1.5-6)

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

On April 3, 2020, the Town of Chesterton, Indiana, by and through the Town of Chesterton Utility Service Board ("Chesterton" or "Petitioner"), filed an Agreed Motion to Amend Procedural Schedule ("Motion"). On April 7, 2020, Chesterton filed a Notice of Waiver of Ind. Code § 8-1.5-6-9(c) Deadline to Issue Order ("Notice") in which it stated that it waives the 300-day deadline set forth in Ind. Code 8-1.5-6-9(c) for the Commission to issue an order in this Cause. After considering the Motion and Notice, the Presiding Officers hereby GRANT the Motion and establish the following schedule:

1. **Petitioner's Prefiling Date.** Petitioner shall file its case-in-chief on or before May 29, 2020. Copies of same shall be served upon all parties of record.
2. **OUCC's and Intervenor's Prefiling Date.** The OUCC and all Intervenor shall prefile with the Commission the prepared testimony and exhibits constituting their respective cases-in-chief on or before July 15, 2020. Copies of same shall be served upon all parties of record.
3. **Petitioner's Rebuttal Prefiling Date.** Petitioner shall prefile with the Commission its prepared rebuttal testimony, if any, on or before July 29, 2020. Copies of same shall be served upon all parties of record.
4. **Witness Order.** Parties shall submit their intended order of witnesses to the Commission and the parties in writing at least 72 hours in advance of the evidentiary hearing.
5. **Evidentiary Hearing.** The evidentiary hearing in this matter, which was previously scheduled for July 7, 2020, is continued to August 18, 2020 at 9:30 a.m. in Room 224 of the PNC

Center, 101 West Washington Street, Indianapolis, Indiana. At such time, the direct evidence of the respective parties shall be presented and their respective witnesses examined. Thereafter, Petitioner shall present its prefiled rebuttal evidence as well as any additional evidence rebutting evidence adduced on cross-examination of the OUCC's or Intervenor's witnesses. If the parties reach settlement, the agreement and supporting testimony and exhibits shall be submitted to the Commission ten business days prior to the evidentiary hearing.

6. Hearing Exhibits. Paper copies of exhibits to be offered at the evidentiary hearing must be: (a) single-sided; (b) fastened together with staples, binder clips, or other non-permanent bindings that have no more than three holes along the longest edge. Exhibits that contain excel spreadsheets, are oversized or voluminous in nature, should be run through an optical character recognition program and offered on a compact disc. Confidential exhibits shall be offered on green paper in an envelope marked "confidential" or, if offered on a compact disc, the exhibits and compact disc shall be labeled "confidential."

7. Sworn Testimony. Any witness testimony to be offered into the record of this proceeding shall be made under oath or affirmation. In accordance with 170 IAC 1-1.1-18(h), if the prefiled testimony of a witness is to be offered into evidence at the Evidentiary Hearing, and the witness sponsoring the prefiled testimony is not required to, and does not, attend the Evidentiary Hearing, the prefiled testimony shall be accompanied by the witness's sworn affidavit or written verification at the time the evidence is offered into the record.

8. Discovery. Discovery is available for all parties and shall be conducted on an informal basis. For discovery requests served prior to July 15, 2020, any response or objection to a discovery request shall be made within ten calendar days of the receipt of such request. For discovery requests served on or after July 15, 2020, any response or objection to a discovery request shall be made within three business days of the receipt of such request. Any discovery request received after 12 p.m. on a Friday or the day before a state holiday or after 5 p.m. on any other business day shall be deemed to have been received on the next business day.

9. Prefiling of Workpapers. When prefiling technical evidence with the Commission, each party shall file copies of the workpapers used to produce that evidence within two business days after the prefiling of the technical evidence. Copies of same shall also be provided to any other party requesting such in writing. When submitting workpapers to the Commission, two copies of each document shall be filed with the Secretary of the Commission.

10. Number of Copies/Corrections. Filings with the Commission shall comply with General Administrative Order 2016-2. Any corrections to prefiled testimony shall be made in writing as soon as possible after discovery of the need to make such corrections.

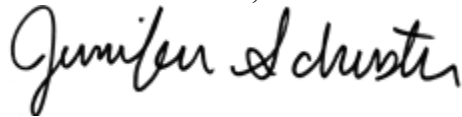
11. Objections to Prefiled Testimony and Exhibits. Any objections to the admissibility of prefiled testimony or exhibits shall be filed with the Commission and served on all parties of record as soon as an objection can be reasonably determined, but no less than ten days prior to the date scheduled for commencement of the hearing at which the testimony or exhibit will be offered into the record.

12. Intervenors. Any party permitted to become an Intervenor in this Cause shall be bound by the record as it stands at the time its Petition to Intervene is granted, pursuant to 170 IAC 1-1.1-11.

IT IS SO ORDERED.



Stefanie N. Krevda, Commissioner



Jennifer L. Schuster, Administrative Law Judge

Date: April 13, 2020