

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

VERIFIED PETITION OF DUKE ENERGY	)	
INDIANA, INC., FOR APPROVAL OF	)	
PETITIONER’S 7-YEAR PLAN FOR	)	
ELIGIBLE TRANSMISSION,	)	
DISTRIBUTION AND STORAGE SYSTEM	)	
IMPROVEMENTS, PURSUANT TO	)	
IND. CODE § 8-1-39-10 AND APPROVAL OF	)	CAUSE NO. 44526
A TRANSMISSION AND DISTRIBUTION	)	
INFRASTRUCTURE IMPROVEMENT COST	)	
RATE ADJUSTMENT AND DEFERRALS,	)	
PURSUANT TO IND. CODE § 8-1-39-9, AND	)	
APPROVAL OF CERTAIN REGULATORY	)	
ASSETS	)	

**DUKE ENERGY INDIANA, INC.’S MOTION FOR LEAVE TO FILE
A RESPONSE TO JOINT MOVANTS’ ORAL MOTION TO DISMISS**

Petitioner Duke Energy Indiana, Inc. (“Duke Energy Indiana”), by counsel, respectfully moves the Indiana Utility Regulatory Commission (“Commission”) for leave to file its response to the oral motion to dismiss under Trial Rule 41(b) made by the Indiana Office of Utility Consumer Counselor (“OUCC”), Citizens Action Coalition of Indiana, Inc. (“CAC”), Nucor Steel-Indiana, a division of Nucor Corporation (“Nucor”), Duke Industrial Group (“Industrial Group”), Steel Dynamics, Inc. (“SDI”), Companhia Siderugica Nacional, LLC a/k/a CSN, LLC (“CSN”), and The Kroger Co. (“Kroger”) (collectively, “Joint Movants”) at the evidentiary hearing on January 26, 2015. In support thereof, Duke Energy Indiana states as follows:

1. Duke Energy Indiana was not provided notice of the intent to orally move for involuntary dismissal.

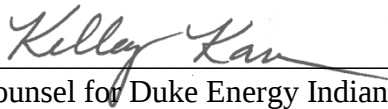
2. Duke Energy Indiana, by counsel, responded to the Motion orally today at the evidentiary hearing.

3. Duke Energy Indiana request leave to file a written response to Motion to more fully present a response to the Commission on this important motion. In order to allow for an expeditious ruling, the Company has simultaneously filed such Response this day, January 26, 2015.

WHEREFORE, Duke Energy Indiana respectfully requests this Commission for leave to file a response to Joint Movants' oral motion to dismiss.

Respectfully submitted,

DUKE ENERGY INDIANA, INC.

By: 
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was electronically delivered this 26th day of January, 2015, to the following:

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