

#### STATE OF INDIANA

FILED
June 2, 2022
INDIANA UTILITY
REGULATORY COMMISSION

#### 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
SERVICE, IN ACCORDANCE WITH INDIANA CODE	)	FAC-132
<b>§8-1-2-42, INDIANA CODE §8-1-2-42.3 AND VARIOUS</b>	)	IURC
ORDERS OF THE INDIANA UTILITY	)	PUBLI <u>C</u> 'S
REGULATORY COMMISSION	)	EXHIBIT NO.
	,	10-15-22 AI
		DATE REPORTER

#### INDIANA OFFICE OF UTILITY CONSUMER COUNSELOR

PUBLIC'S EXHIBIT NO. 2

TESTIMONY OF OUCC WITNESS MICHAEL D. ECKERT

June 2, 2022

Lorraine Hitz

Attorney No. 18006-29

Deputy Consumer Counselor

# TESTIMONY OF OUCC WITNESS MICHAEL D. ECKERT CAUSE NO. 38707 FAC-132 <u>DUKE ENERGY INDIANA, LLC.</u>

# I. <u>INTRODUCTION</u>

1	Q:	Please state your name, business address and employment capacity.
2	A:	My name is Michael D. Eckert, and my business address is 115 W. Washington St.,
3		Suite 1500 South, Indianapolis, Indiana 46204. I am employed by the Indiana Office of
4		Utility Consumer Counselor ("OUCC") as Director of the Electric Division. My
5		qualifications are set forth in Appendix A of this document.
6 7	Q:	Have you previously testified before the Indiana Utility Regulatory Commission ("Commission")?
8	A:	Yes.
9	Q:	What is the purpose of your testimony?
10	A:	I address Duke Energy Indiana, LLC's ("DEI"): (1) purchased power over the
11		benchmark; (2) Ancillary Services Market ("ASM") Order; (3) hedging transactions;
12		(4) monthly average regulation, spinning, and supplemental reserves; (5) Benton
13		County Wind Farm ("Benton County); (6) coal inventory; (7) coal
14		increment/decrement pricing; (8) coal inventory impacts; (9) bill analysis; (10) actual
15		cost of fuel (Mills/kWh) comparison; (11) net operating income analysis; (12)
16		commitment status; and (13) Cause No. 38707 FAC 123 S1 requirements.
17		Ultimately, the OUCC recommends the Commission require DEI to provide the
18		actual and forecasted 2022 projected coal burn; the inputs to its calculation of the
19		coal price increment/decrement; reasons for any use of increment/decrement pricing,

1		and to update the Commission in its next FAC filing on its coal inventory and
2		transportation situation (as further described in my testimony below). The OUCC
3		further recommends the Commission approve the OUCC's revisions to DEI's
4		proposed fuel cost factors as recalculated by OUCC witness Gregory T. Guerrettaz.
5		The revised factor will spread out DEI's large variance over a period of four (4),
6		rather than two (2) quarters.
7 8	Q:	Please describe the review and analysis you conducted in order to prepare your testimony.
9	A:	I read DEI's prefiled testimony and petition in this proceeding as well as relevant
10		Commission Orders. I reviewed DEI's workpapers and responses to the OUCC's
11		data requests, pertinent sections of Title 8 of Indiana Code, and Title 170 of the
12		Indiana Administrative Code. Additionally, the OUCC performed its field audit
13		remotely via conference call and Microsoft Teams on Thursday, May 19, 2022 and
14		Friday May 20, 2022. I also participated in meetings with other OUCC staff members
15		and DEI personnel in developing issues identified in this Cause.
16 17	<b>Q:</b> A:	How many days does the OUCC have to review DEI's FAC request?  Indiana Code § 8-1-2-42(b) grants the OUCC twenty (20) days to review an FAC
18		request once it is filed. However, pursuant to an agreement between DEI and the
19		OUCC, the OUCC has thirty-five (35) days to complete its review and file its
20		testimony.
		II. ANCILLARY SERVICES MARKET

Does DEI's treatment of ASM charges follow the treatment ordered by the

Commission in its Phase II Order in Cause No. 43426, dated June 30, 2009?

21

22

Q:

1 A: Yes.

# III. <u>HEDGING TRANSACTIONS</u>

2	Q:	Do you have any concerns related to hedging transactions in this FAC?
3	A:	Yes. DEI incurred a large hedging loss of \$35,733,067. Mr. Guerrettaz's testimony
4		provides more information and analysis on the hedging transactions.
5	Q:	How were DEI's hedging programs impacted by the coal supply issues?
6	A:	DEI hedged more purchased power and natural gas than before in December 2021,
7		January 2022, and February 2022 because DEI's coal units were not dispatched as
8		frequently. DEI's coal units were deliberately priced higher going into the MISO
9		market because DEI implemented a coal "adder" (or increment) to the unit price. The
10		increment was added because DEI's coal inventories were below target levels due to
11		rail and labor constraints. In addition, due to significantly warmer-than-normal
12		weather in December 2022, there was a decreased demand for generation, resulting
13		in a hedging loss of \$35,733,067.
14 15	Q:	Have you reviewed the purchased power and natural gas hedges since December 2013?
16	A:	Yes. I have attached the purchased power and natural gas hedging gains/losses, by
17		month for the period December 2013 through February 2022 as Attachment MDE-
18		3. The data shows that in general, hedging gains and losses for the period December
19		2013 through January 2021 were relatively consistent. Beginning in February 2021,
20		DEI experienced its largest hedging gain of \$17,524,071, and with the exception of
21		March 2021, continued to experience large gains through November 2021. Then in

1		December 2021, DEI experienced its largest hedging loss ever, followed by its 2 <sup>nd</sup>		
2		and 3 <sup>rd</sup> largest hedging losses in January 2022 and February 2022.		
3	Q:	What started to occur during 2021?		
4	A:	DEI began experiencing coal supply and coal transportation issues, while natural gas		
5		and power prices were increasing significantly.		
6 7	Q:	Has DEI performed or initiated a formal review of its hedging policy since February 2021?		
8	A:	No. DEI did not perform a formal review to determine if its current hedging policy		
9		is appropriate during a time when power and natural gas prices are high while		
10		simultaneously there are coal supply issues. However, DEI indicates it is performing		
11		an informal review.		
12	Q:	Has the OUCC asked DEI to provide the results of its informal review?		
13	A:	Yes. The OUCC asked DEI to update the OUCC and Commission on the findings of		
14		this internal review and recommends DEI file testimony on the results of this		
15		informal review in its next FAC.		
	IV	7. REGULATION, SPINNING, AND SUPPLEMENTAL RESERVES CHARGES		
16 17 18	Q:	Did DEI report the monthly average ASM cost distribution amounts for regulation, spinning, and supplemental reserves it paid for each of the ancillary service products?		
17	<b>Q</b> :	Did DEI report the monthly average ASM cost distribution amounts for regulation, spinning, and supplemental reserves it paid for each of the ancillary		
17 18		Did DEI report the monthly average ASM cost distribution amounts for regulation, spinning, and supplemental reserves it paid for each of the ancillary service products?		

<sup>&</sup>lt;sup>1</sup> See the Commission's Order in Cause No. 43426, Phase II, p. 41. <sup>2</sup> See DEI Witness Scott Burnside's testimony, p. 7.

# V. <u>BENTON COUNTY WIND FARM</u>

1	Q:	Were there any new developments related to the Benton County Wind Farm?		
2	A:	No.		
		VI. <u>COAL INVENTORY</u>		
3	Q:	How has DEI's coal inventory changed since its last FAC petition?		
4	A:	DEI witness Brett Phipps testified that since November 30, 2021, DEI's coal		
5		inventory at its generating stations has increased from approximately 1,472,934 tons		
6		(27 days) to 1,561,002 tons (30 days) as of February 28, 2022. DEI's is actively		
7		trying to maintain a minimum inventory through the next FAC period. <sup>3</sup>		
8	Q:	Why is DEI struggling to maintain its coal supply inventory at target levels?		
9	A:	DEI's coal inventory is below target levels because DEI has experienced coal supply		
10		and transportation issues over the last nine months. In addition, projected coal burns		
11		for calendar year 2021 were significantly lower than the actual coal burn for 2021.		
12		This occurred because natural gas prices increased significantly during the summer		
13		of 2021, making coal generation more competitive and/or cheaper than natural gas		
14		fired generation.		
15	Q:	Did DEI explain its coal supply issues?		
16	A:	Yes. Mr. Phipps testified "the Company continued to see significant delivery		
17		constraints due to labor shortages from COVID-19 and other railroad resource		
18		constraints which moved the Company's impacted coal deliveries into the future.		
19		The Company remains concerned and continues to monitor the viability of future		

<sup>&</sup>lt;sup>3</sup> See DEI Witness Brett Phipps' testimony, p. 12.

		Month/Year Amount (Tons) Month/Year Amount (Tons)			
21		storage sites, since January 2019.			
20	A:	The following table depicts DEI's coal inventory levels, including interim co			
9	Q:	How have DEI's coal inventory levels changed since January 2019?			
.8		had no remaining tons. <sup>6</sup>			
.7		February 28, 2022. As of January 31, 2022, the coal pile at Gallagher Units 2 and 4			
.6	A:	Yes. DEI has a total of 166,546 <sup>5</sup> tons of coal at one interim coal storage site as of			
.5	Q:	Does DEI have any coal at its interim coal storage sites or Gallagher Station?			
4	A:	No.			
3	Q:	Has DEI tried to enforce any non-compliance options in its rail contracts?			
2	A:	No.			
. 1	Q:	Has DEI filed a complaint with the Service Transportation Board?			
0	A:	Yes.			
8	Q:	Is DEI in contact with its coal transportation providers in an attempt to increastransportation (number of trains)?			
7		maintain adequate transportation to get the coal to its stations.			
6		able to secure additional coal for 2022-2023, but is still struggling to acquire ar			
5		that it is actively looking into options to manage its coal inventory. DEI has been			
3	<b>Q:</b> A:	Is DEI actively trying to manage its coal purchases and coal inventory?  Yes. DEI indicated through its prefiled testimony and discussions with the OUCC			
2		transportation providers." <sup>4</sup>			
1		supply due to the financial and labor constraints facing its suppliers and rail			

<sup>&</sup>lt;sup>4</sup> See Phipps, p. 10.
<sup>5</sup> See DEI's Witness Mr. Brett Phipps' testimony, page 13-14.
<sup>6</sup> See Phipps, p. 11.

January 2019 <sup>7</sup>	2,287,084	September 2020 <sup>7</sup>	4,455,434
February 2019 <sup>7</sup>	2,205,048	October 2020 <sup>7</sup>	4,331,538
March 2019 <sup>7</sup>	2,388,139	November 2020 <sup>7</sup>	4,069,248
April 2019 <sup>7</sup>	2,501786	December 2020 <sup>7</sup>	3,816,974
May 2019 <sup>7</sup>	2,775,470	January 2021 <sup>7</sup>	3,324,146
June 2019 <sup>7</sup>	2,877,755	February 2021 <sup>7</sup>	2,740,955
July 2019 <sup>7</sup>	2,931,160	March 2021 <sup>7</sup>	2,732,008
August 2019 <sup>7</sup>	3,014,727	April 2021 <sup>7</sup>	2,736,182
September 2019 <sup>7</sup>	3,253,250	May 2021 <sup>7</sup>	2,655,615
October 2019 <sup>7</sup>	3,573,122	June 2021 <sup>7</sup>	2,294,261
November 2019 <sup>7</sup>	3,988,798	July 2021 <sup>7</sup>	1,324,997
December 2019 <sup>7</sup>	4,349,934	August 2021 <sup>7</sup>	970,858
January 2020 <sup>7</sup>	4,561,990	September 2021 <sup>7</sup>	1,208,424
February 2020 <sup>7</sup>	4,878,345	October 2021 <sup>7</sup>	1,496,386
March 2020 <sup>7</sup>	4,902,847	November 2021 <sup>7</sup>	1,665,175
April 2020 <sup>7</sup>	5,028,141	December 2021 <sup>7</sup>	1,946,528
May 2020 <sup>7</sup>	5,127,370	January 2022 <sup>7</sup>	1,856,258
June 2020 <sup>7</sup>	5,324,271	February 2022 <sup>7</sup>	1,727,549
July 2020 <sup>7</sup>	5,095,264	March 2022 <sup>7</sup>	1,932,194
August 2020 <sup>7</sup>	4,708,754	April 2022 <sup>7</sup>	2,073,592

## Q: Should DEI continue to update the Commission on its coal inventory?

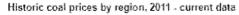
Yes. As ordered by the Commission in Cause No. 38707 FAC-96 and subsequent FAC proceedings, DEI should continue to provide information regarding its coal inventory. DEI should also update the Commission on its 2022 projected coal burn and coal purchases. In addition, DEI should update the Commission on how it is

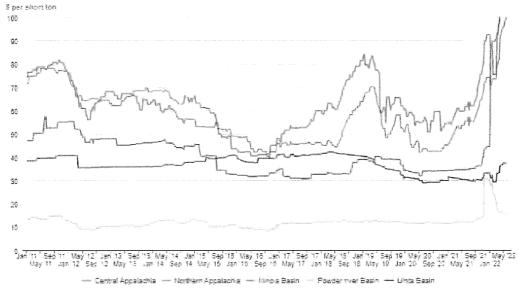
<sup>&</sup>lt;sup>7</sup> Amount including interim off-site storage.

addressing its coal transportation issues. The OUCC will continue to review and 1 2 monitor DEI's projected burns and purchases for reasonableness. VII. **COAL INCREMENT PRICING** 3 Q: Is DEI utilizing coal supply offer adjustment ("increment") pricing? A: 4 Yes. DEI continued to implement a supply offer adjustment ("increment") on a per 5 MWh during this FAC period, which was applied to the Gibson and Cayuga Stations. 6 Q: What factors are impacting coal inventory and driving the supply offer adjustment? 8 A: Several factors have impacted coal inventory and coal supply. In the past few years, 9 electric utilities and coal mines have dealt with high coal inventory levels due to low 10 demand and low natural gas prices. Demand was further impacted by the COVID-19 11 pandemic. Thus, coal mines reduced production to better align with demand. 12 Q: Did coal generation demand increase during the calendar year 2021? 13 A: Yes. Projected coal burns for calendar year 2021 were significantly lower than the 14 actual coal burn for 2021. This occurred because natural gas prices increased 15 significantly during the summer of 2021, making coal generation more competitive 16 and/or cheaper than natural gas fired generation. 17 Q: At this same time, did coal prices increase dramatically over the last 9 months? 18 A: Yes. I have enclosed two charts from EIA that shows historical coal prices by region,

by dollars per short ton, and by dollars per mmbtu.

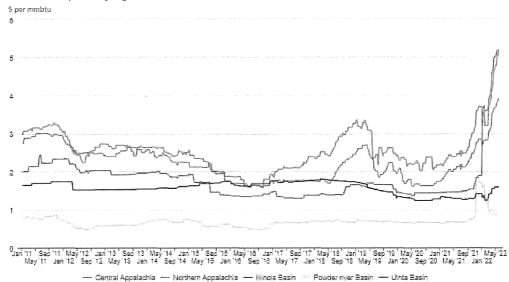
19





ela Borne Ma Energy

#### Historic coal prices by region, 2011 - current data



eia Source: U.S. Energy Information Administration, based on SNL Energy

1

2

Q: Were coal mines and railroads able to meet the increased coal demand that the electric utilities needed?

1	A:	No. Coal mines that had previously cut back production then had trouble increasing
2		production to meet demand. Railroad transportation providers also had trouble
3		increasing service to meet the increased demand. In addition, coal mines and
4		railroads have experienced labor shortage constraints. As a result, several coal mines
5		have sold all their coal for 2021 and/or 2022.
6	Q:	Does DEI expect a distressed coal supply chain to continue through 2022?
7	A:	Yes. Even though DEI has been able to secure additional coal for 2022-2023, it is
8		still struggling to acquire and maintain adequate transportation to get the coal to its
9		stations. Thus, OUCC witness Guerrettaz has additional recommendations regarding
10		this issue.
11 12	Q:	As a result of these coal supply chain issues, has DEI altered its Day-Ahead Offer price?
13	A:	Yes. DEI used an increment/adder adjustment to its supply offers to MISO to reduce
14		the dispatch frequency of its coal generation (Gibson and Cayuga). Even though the
15		OUCC does not like the use of a coal increment, the OUCC understands that DEI
16		needed to have a reasonable level of coal inventory for the winter peaking season to
17		meet the reliability concerns in MISO. The increment has the effect of making the
18		offered units more expensive, thus reducing the likelihood that certain units will be
19		"picked up" to run by MISO.
20	Q:	Why did DEI use the increment?
21	A:	DEI used the increment to deal with the fact that it had a lower-than-average coal
22		inventory. By raising the offer price, DEI's incremented units were less likely to be
23		picked up and coal inventory would not be depleted. DEI wanted to maintain the

1		ability to run the units if needed for reflability during periods of high demand.		
2 3	<b>Q:</b> A:	How does use of the coal increment/decrement impact DEI's customers?  If DEI implements the coal decrement and puts its units into the market below cost.		
4		DEI then seeks recovery from customers of the entire cost. If DEI implements the		
5		coal increment and puts its units into the market above cost, DEI then seeks recovery		
6		from customers of the entire cost. Under either scenario, Duke seeks recovery of the		
7		actual cost incurred; under a coal increment, DEI's units run less and under a coal		
8		decrement, DEI's units run more. DEI requests recovery of the actual cost of running		
9		the unit, not the cost at which DEI put the units into the market.		
10	Q:	What does the OUCC recommend?		
11	A:	The OUCC recommends DEI file testimony, schedules, and workpapers to justify		
12		any actual need for, or use of, coal increment/decrement pricing in its next FAC		
13		filing.		
		VIII. <u>COAL INVENTORY IMPACTS</u>		
14	Q:	How did DEI's coal inventory issues impact its operations and fuel cost?		
15	A:	DEI's coal inventory caused DEI to 1) implement a significant fuel increment		
16		(adder); 2) divert coal from Edwardsport to Cayuga; and 3) increase its hedge		
17		position resulting in substantial hedging losses which increased the cost of fuel.		
18	Q:	Why did DEI implement a fuel increment adder?		
19	A:	DEI's projection in the fall of 2021 showed the company running out of coal by the		
20		end of the year if DEI did not implement an increment/adder adjustment to its supply		
21		offers to MISO to reduce the dispatch frequency of its coal generation at Gibson and		

1		Cayuga. The increment has the effect of making the offered units more expensive,
2		thus reducing the likelihood that certain units will be "picked up" to run by MISO.
3	Q:	Why did DEI divert coal from Edwardsport to Cayuga?
4	A:	DEI was trying to ensure its coal inventory at Cayuga remained above 20 days. In
5		addition, DEI has a requirement to run at least one of the Cayuga Units all the time.
6		To meet these goals, DEI diverted coal from Edwardsport to Cayuga for the period
7		December 17, 2021 to March 21, 2022 so it could maintain the Cayuga inventory
8		pile.
9	Q:	How was Edwardsport impacted by diverting coal to Cayuga?
10	A:	During this period, DEI operated Edwardsport on one gasifier and supplemented the
11		station with natural gas. This action cost the company money because Edwardsport
12		is more expensive on natural gas than on syngas.
13	Q:	How were DEI's hedging programs impacted by the coal supply issues?
14	A:	DEI hedged more purchased power and natural gas in December 2021, January 2022,
15		and February 2022 because DEI implemented the coal adder to cause their coal
16		generation to run less. In addition, there was significant warmer-than-normal weather
17		in December 2022, which decreased the demand for generation, resulting in a
18		hedging loss of \$35,733,067, as discussed above.
		IX. <u>BILL ANALYSIS</u>
19 20 21 22	Q:	Have you calculated the bill impact on a typical residential customer's bill using 500, 1,000, 1,500, and 2,000 kWhs at DEI's proposed rate of \$0.034243 and compared that to the same typical customer's bill using the currently approved rate?
23	A:	Yes, I did, as reflected in the table below.

1 2 3 4 5 6		Consumption 500 1,000 1,500 2,000	Dollar <u>Inc/(Dec)</u> \$11.30 \$22.59 \$33.89 \$45.20	% Increase /(Decrease) 8.35% 16.00% 23.05% 29.57%
7 8 9 10	Q:	500, 1,000, 1,500, and	2,000 kWhs at the OU	al residential customer's bill using JCC's proposed rate of \$0.030699 stomer's bill using the currently
11	A:	Yes, I did, as reflected in	n the table below.	
12 13 14 15 16 17		Consumption 500 1,000 1,500 2,000	Dollar <u>Inc/(Dec)</u> \$9.53 \$19.05 \$28.58 \$38.11	% Increase /(Decrease) 7.04% 13.49% 19.44% 24.93%
18	Q:	What assumptions did	you make in this calcu	lation?
19	A:	In making this calculation, I did not include any dollar amount for base rates, other		
20		trackers, and taxes. The	refore, this calculation r	reflects only the proposed change to
21		the FAC factor.		
22 23	Q:	Have you provided a ca June 2022, using DEI's		customer's bill using 1,000 kWh in ne 1, 2022?
24	A:	Yes. See Attachment M	IDE-2. A typical reside	ntial customer using 1,000 kWh in
25		June 2022 will pay \$141	.20 excluding taxes. Thi	s amount consists of \$130.99 in base
26		charges that were set in DEI's last rate case (Cause No. 45253), \$11.65 in fuel		
27		adjustment clause charges, and (\$1.44) in non-FAC trackers and riders.		
		X. <u>ACTUAL CO</u>	ST OF FUEL (MILLS	S/KWH) COMPARISON
28 29	Q:	Did you do a comparis five large Indiana inves		ly cost of fuel (Mills/kWh) for the OUs")?

1 A: Yes. I did. DEI's actual cost of fuel is higher than the other IOUs in the State of
2 Indiana (See Attachment MDE-I).

## XI. <u>NET OPERATING INCOME ANALYSIS</u>

3 Q: Have you reviewed DEI's calculation of the authorized net operating income 4 amount for earnings test purposes? 5 Yes, I have. DEI calculates its authorized net operating income for earnings test A: 6 purposes by adding the authorized jurisdictional return on fair value and original cost 7 depreciated rate base to the tracked amounts attributable to its Construction Work in 8 Progress ("CWIP"), Environmental Compliance Rider ("ECR") and Renewable 9 Energy Projects ("REP") projects. The table below reflects DEI's calculation of the 10 authorized net operating income for earnings test purposes.

Proceeding	Earnings Amount	Phase-In Total
45253 Base Rate Case Phase 18	\$568,728,000	\$238,411,000
45253 Base Rate Case Phase 29	579,310,000	336,463,000
42061 ECR-34 <sup>10</sup>	283,000	116,000
42061 ECR-35 Phase 1 <sup>11</sup>	166,000	1,000
42061 ECR-35 Phase 2 <sup>12</sup>	166,000	75,000
42061 ECR-36 Phase 2 <sup>13</sup>	83,000	10,000
44932 REP-2 <sup>14</sup>	1,171,000	391,000
44932 REP-3 Phase 1 <sup>15</sup>	1,543,000	131,000
44932 REP-3 Phase 2 <sup>16</sup>	1,543,000	896,000
Total (March 1, 2021 through February 28, 2022)		\$576,494,000
Actual Jurisdictional Earned Return <sup>17</sup>		528,984,000
Over-Earning/ (Under-Earning)		(\$47,510,000)

## 1 Q: Did DEI over-earn during the 12-month period covered by this Petition?

2 A: No. DEI did not over-earn during the 12-month period covered by this Petition.

<sup>&</sup>lt;sup>8</sup> Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 2 of 4, Column C and D.

<sup>&</sup>lt;sup>9</sup> Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 3 of 4, Columns C and D.

<sup>&</sup>lt;sup>10</sup> Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 2 of 4, Column E and F.

<sup>&</sup>lt;sup>11</sup> Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 2 of 4, Column G and H.

<sup>&</sup>lt;sup>12</sup> Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 3 of 4, Column E and F.

<sup>&</sup>lt;sup>13</sup> Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 3 of 4, Column G and H.

<sup>&</sup>lt;sup>14</sup> Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 2 of 4, Columns I and J.

<sup>&</sup>lt;sup>15</sup> Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 2 of 4, Columns K and L.

 $<sup>^{16}</sup>$  Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 3 of 4, Column I and J.

<sup>&</sup>lt;sup>17</sup> Cause No. 38707 FAC 132, Exhibit 6-B (SES), page 4 of 4, Column D, Line 20.

# XII. <u>UNIT COMMITMENT STATUS</u>

1	Q:	Does the OUCC review DEI's unit commitment status during its FAC audit?
2	A:	Yes. The OUCC generally reviews DEI's unit commitment status and Mr.
3		Guerrettaz's testimony details some of the analysis done by the OUCC during its
4		FAC audit. In general, the OUCC's FAC audit process has focused more on the cost
5		of fuel and the cost of purchased power.
		XIII. CAUSE NO. 38707 FAC 123 S1 REQUIREMENT
6 7	Q:	Did the Commission's Cause No. 38707 FAC 123 S1 Order ("FAC 123 S1 Order") make any specific findings regarding the FAC process?
8	A:	Yes. The Commission acknowledged "the changing market landscape and the
9		challenges that presents for reasonable unit commitment decisions and their required
10		review. We encourage Duke Energy Indiana to work toward development of a more
11		quantified decision-making process that may aid the OUCC in its statutory summary
12		proceeding review."18
13 14	Q:	Did DEI provide the OUCC with the list of additional items it requested in FAC-128 as part of the standard audit package?
15	A:	Yes.
		XIV. <u>OUCC RECOMMENDATIONS</u>
16	Q:	Please summarize your recommendations to the Commission in this cause.
17	A:	The OUCC recommends the Commission require DEI to provide the following
18		information:
19		1) Update the Commission on DEI's current coal inventory situation and 2022

 $<sup>^{18}</sup>$  In re Duke Energy Indiana, LLC, Cause No. 38707 FAC 123-S1, Order at 24, (Ind. Util. Regul. Comm'n Mar. 17, 2021).

1		projected coal burn and coal purchases;
2		2) Update the Commission on the coal transportation issues;
3		3) Update the Commission on DEI's coal hedging policy; and
4 5 6		4) As ordered in Cause No. 38707 FAC-96 and subsequent FAC proceedings, continue to provide the inputs to its calculation of and the reasons for any use of the coal price increment/decrement.
7		The OUCC recommends the Commission approve DEI's proposed fuel cost factors,
8		as recalculated and confirmed by Mr. Guerrettaz spreading the FAC-132 variance
9		over four FAC periods, and subject to further action in this docket.
10	Q:	Does this conclude your testimony?
11	A:	Yes, it does.

#### APPENDIX A – QUALIFICATIONS OF MICHAEL D. ECKERT

1 Q: Please describe your educational background and experience.

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A: I graduated from Purdue University in West Lafayette, Indiana in December 1986, with a Bachelor of Science degree, majoring in Accounting. I am licensed in the State of Indiana as a Certified Public Accountant. Upon graduation, I worked as a Field Auditor with the Audit Bureau of Circulation in Schaumburg, Illinois until October 1987. In December 1987, I accepted a position as a Staff Accountant with the OUCC. In May 1995, I was promoted to Principal Accountant and in December 1997, I was promoted to Assistant Chief Accountant. As part of the OUCC's reorganization, I accepted the position of Assistant Director of its Telecommunications Division in July 1999. From January 2000 through May 2000, I was the Acting Director of the Telecommunications Division. During an OUCC reorganization, I accepted a position as a Senior Utility Analyst and in September 2017, I was promoted to Assistant Director of the Electric Division. In February 2022, I was promoted to the Director of the Electric Division. As part of my continuing education, I have attended the National Association of Regulatory Utility Commissioner's ("NARUC") twoweek seminar in Lansing, Michigan. I attended NARUC's Spring 1993 and 1996 seminar on system of accounts. In addition, I attended several CPA sponsored courses and the Institute of Public Utilities Annual Conference in December 1994 and December 2000.

Duke Energy Indiana, LLC Cause No. 38707 FAC-132	Annual Court of Part of Still Addition Court of
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Page Lof I	FAC # 105	2 425	107 108	30 10 80 169 10	<u>§ § 9</u>	<u> </u>	332	999	552	332	224	222	111	# # £	S = 8	8 2 2	888	2 2 2	888	25 25	202	126	127 128 128	888	26.6	130	5 5 5	888	888	H11
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Actus	South 23,258 22,609	23.808 22.858 18.872	24.456 29.769 28.097 22.298	25.574 19.199 23.509	25,249 25,213 27,944	27.651 21.578 32.326	28.389 23.701 25.788	29,726 22,083 31,687	30.813 28.921 31.381	34.001 30.723 31.368	33,710 29,665 32,274	33.583 29.872 33.634	39.151 31.902 33.092	39,423 32,517 35,331	39,798 31,924 35,523	37,109 34,065 38,433	40.515 34,433 36,973	43,978 34,593 36,617	35.610 35.023	34,156 34,967 35,743	29.573 27.723 27.919	23.361 27.456 26.781	28,243 38,784 28,926	31.975 30.425 31.466	32,678 30,967 31,333	33,775 39,553	29.274 28.900 27.660	29.709 29.709 28.584	31,372 28,081 34,157	29.794 27.875 27.178
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	r Power & Light 16.730 18.388	17.626 17.807 15.589	17.772 21.676 18.446	21,142 17,260 17,212	18,146 18,902 19,380	18.572 16.300 23.130	20.897 20.897 20.028	20,981 19,596 19,337	20.815 19.347 18.589	18.739 20.030 18.840	18.198 18.198	17.674 18.699 18.259	19.873 21.275 22.269	25.530 25.530 25.690	25,909 26,035 24,232	25,345 25,345 25,683	27,062 27,910 26,976	26,946 24,915 29,536	29,255 28,442 27,791	28.766 30.566 28.416	28.597 29.297 29.722	30.213 29.701	35.113 29.341 27.939	30,306 30,306 29,430	29.298 29.298 28.759	30.248 29.122 29.588	28.960 30.085 30.182	30.331 30.725 33.448	38.669 33.548 31.913	34.215 32.795 30.676
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	Year 2007	2007	2007 2007 2007 2007	2007	2008 2008 2008	2008 2008	2008 2008 2008	2008 2008 2008	2009 2009 2009	2009 2009 2009	2009 2009 2009	2009	2010 2010 2010	2010 2010 2010	2010 2010 2010	2010	2011	2011	2011 2011	1102	2012 2012 2012	3012 3012 3013	2012 3012 2012	2012 2012 2012	2013	2013 2013	2013 2013 2013	2013 2013 2013	100.00	2014 2014 2014
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#### Duke Energy Indiana Cause No. 38707 FAC-132

#### Residential Customer Bill using 1,000 kWh

Description:	Rider	kWh	I BANKS	Rate	\$	% of Bill
Customer Charge	Base				\$10.54	7.46%
Energy Charge	Base	300	*	\$0.148799	44.64	31.62%
Energy Charge	Base	700		\$0.108297	75.81	53.69%
Coal Gasification Adj.	61	1,000		\$0.000000	0.00	0.00%
Pollution Control Adj.	62	1,000	*	(\$0.001698)	(1.70)	-1.20%
Emission Allowance Adj.	63	1,000	*	\$0.000000	0.00	0.00%
Transmission and Distribution						
Infrastructure Improvement	65	1,000		\$0.001552	1.55	1.10%
Energy Efficiency Adj.	66	1,000	*	\$0.001774	1.77	1.25%
Credit Adjustment	67	1,000		(\$0.003659)	(3.66)	-2.59%
Regional Transmission Operator Adj	68	1,000		\$0.000172	0.17	0.12%
Reliability Adj	70	1,000	*	(\$0.000094)	(0.09)	-0.06%
Clean Coal Adj.	71	1,000	*	\$0.000000	0.00	0.00%
Federal Mandate Rider Adj.	72	1,000	*	\$0.000106	0.11	0.08%
Renewable Energy Rider	73	1,000		\$0.000405	0.41	0.29%
Sub-Total					129.55	91.75%
FAC Charge	60	1,000	**	\$0.011645	11.65	8.25%
Total Billing Amount					\$141.20	100.00%
Base and Energy Charge					\$130.99	92.77%
Other Trackers					(1.44)	-1.02%
FAC					11.65	8.25%
Total					\$141.20	100.00%

 $<sup>* \</sup>quad \text{Online tariffs as of June 1, 2022, (http://www.duke-energy.com/rates/indiana/tariff.asp)} \\$ 

#### Duke Energy Indiana Cause No. 38707 FAC-132

#### Power and Natural Gas Hedging Gains and Losses

FAC	Month/Year	Power Hedging	Gas Hedging	Total Hedging	FAC	Month/Year	Power Hedging	Gas Hedging	Total Hedging
FAC 100	Dec-13	(\$839,153.00)	\$0.00	(\$839,153.00)	FAC 116	Dec-17	5,769	183	5,952
	Jan-14	(108,989)	-	(108,989)		Jan-18	(33,934)	(242,387)	(276,321)
	Feb-14	(308,100)	-	(308,100)		Feb-18	(77,500)	145,739	68,239
FAC 101	Mar-14	(111,103)	-	(111,103)	FAC 117	Mar-18	3,188	253	3,441
	Apr-14	(49,453)	-	(49,453)		Apr-18	(72,267)	409	(71,858)
	May-14	(528,710)	-	(528,710)		May-18	(740,942)	112	(740,830)
FAC 102	Jun-14	(253,055)	-	(253,055)	FAC 118	Jun-18	(169,656)	(164,636)	(334,292)
	Jul-14	197,851	-	197,851		Jul-18	(35,435)	(257,240)	(292,675)
	Aug-14	363,164	-	363,164		Aug-18	57,469	(394,533)	(337,064)
FAC 103	Sep-14	217,552	_	217,552	FAC 119	Sep-18	(30,448)	126	(30,322)
	Oct-14	17,310	-	17,310		Oct-18	(12,043)	65	(11,978)
	Nov-14	(561,498)	-	(561,498)		Nov-18	32,466	34	32,500
FAC 104	Dec-14	733,946	246	734,192	FAC 120	Dec-18	41,750	176	41,926
	Jan-15	352,388	33	352,421		Jan-19	(155,302)	84,552	(70,750)
	Feb-15	(5,797)	134,680	128,883		Feb-19	25,645	246,216	271,861
FAC 105	Mar-15	364,197	46,345	410,542	FAC 121	Mar-19	31,590		31,590
	Apr-15	423,421	-	423,421		Apr-19	201,283	459	201,742
	May-15	337,407	261	337,668		May-19	1,178,491	393	1,178,884
FAC 106	Jun-15	795,375	-	795,375	FAC 122	Jun-19	826,977	160,121	987,098
	Jul-15	187,312	33	187,345		Jul-19	(20,568)	588,397	567,829
	Aug-15	245,336	(68,045)	177,291		Aug-19	354,299	908,478	1,262,777
FAC 107	Sep-15	306,660	9,675	316,335	FAC 123	Sep-19	(155,046)	(315,641)	(470,687)
	Oct-15	122,895	-	122,895		Oct-19	(63,336)	92,149	28,813
	Nov-15	(11,189)	56	(11,133)		Nov-19	(127,797)	(176,809)	(304,606)
FAC 108	Dec-15	107,750	275	108,025	FAC 124	Dec-19	55,128	288,706	343,834
1710 100	Jan-16	4,008	(158,971)	(154,963)	1710 121	Jan-20	8,124	822,164	830,288
	Feb-16	42,303	99,879	142,182		Feb-20	167,028	734,375	901,403
FAC 109	Mar-16	(10,943)	-	(10,943)	FAC 125	Mar-20	478,268	142,803	621,071
1710 100	Apr-16	(73,104)	_	(73,104)	1710 120	Apr-20	(27,412)	(91,798)	(119,210)
	May-16	210,381	206	210,587		May-20	13,649	98,195	111,844
FAC 110	Jun-16	(522,768)	344	(522,424)	FAC 126	Jun-20	(190,687)	207,075	16,388
17.0 110	Jul-16	39,637	(380,631)	(340,994)	1710 120	Jul-20	145,347	439,678	585,025
	Aug-16	(49,953)	(319,323)	(369,276)		Aug-20	(139,093)	102,727	(36,366)
FAC 111	Sep-16	(530,972)	(010,020)	(530,972)	FAC 127	Sep-20	17,764	148,875	166,639
TAC III	Oct-16	(590,638)	_	(590,638)	1740 127	Oct-20	29,555	40,767	70,322
	Nov-16	362,017	_	362,017		Nov-20	29,142	77,356	106,498
FAC 112	Dec-16	(402,267)	275	(401,992)	FAC 128	Dec-20	39,209	277,476	316,685
I AC IIIZ	Jan-17	171,977	138,618	310,595	1 AC 120	Jan-21	(66,730)	278,001	211,271
	Feb-17	96,778	260,250	357,028		Feb-21	(793,928)	(16,730,143)	(17,524,071)
FAC 113	Mar-17	274,890	200,230	274,890	FAC 129	Mar-21	597,524	394	597,918
FAC 113	Apr-17	(132,532)		(132,532)	FAC 129	Apr-21	(1,260,987)	(54,713)	(1,315,700)
			183	(235,040)			(131,366)		
EAC 444	May-17 Jun-17	(235,223)		177,911	EAC 420	May-21 Jun-21	(612,947)	(189,882) (313,050)	(321,248) (925,997)
FAC 114		177,532	379		FAC 130				
	Jul-17	(112,188)	270,432	158,244		Jul-21	5,581	(945,164)	(939,583)
EAO 44E	Aug-17	68,662	295,767	364,429	EAO 404	Aug-21	(32,084)	(1,183,393)	(1,215,477)
FAC 115	Sep-17 Oct-17	(1,890,041) 50,357	131 54	(1,889,910)	FAC 131	Sep-21	(200,546)	(1,486,458)	(1,687,004)
				50,411		Oct-21	(4,830,659)	(1,587,611)	(6,418,270)
	Nov-17	17,121	242	17,363	EAO 400	Nov-21	(6,748,364)	(673,721)	(7,422,085)
					FAC 132	Dec-21	22,063,830	2,417,780	24,481,610
						Jan-22 Feb-22	2,369,910 3,470,198	4,395,114 991,456	6,765,024 4,461,654
						Total	\$14,480,658	(\$10,784,981)	\$3,695,677
						iotai	Ψ17,700,000	(410,707,001)	Ψ0,000,017

#### **AFFIRMATION**

I affirm, under the penalties for perjury, that the foregoing representations are true.

By: Michael D. Eckert

Director of the Electric Division

Indiana Office of Utility Consumer Counselor

Cause No. 38707 FAC-132

DEI, LLC

Date: June 2, 2022

#### **CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing *Indiana Office of Utility Consumer Counselor*Public's Exhibit No. 2 Testimony of OUCC Witness Michael D. Eckert has been served upon the following counsel of record in the captioned proceeding by electronic service on June 2, 2022.

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