

STATE of INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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FILED
SEP 25 2017
INDIANA UTILITY
REGULATORY COMMISSION

COMPLAINT OF SUGAR CREEK PACKING)
CO. FOR REVIEW OF WESTERN WAYNE)
REGIONAL SEWAGE DISTRICT'S) CAUSE NO. 44948
OPERATIONS PURSUANT TO IC § 8-1-30(3)(b).)
)
RESPONDENT: WESTERN WAYNE)
REGIONAL SEWAGE DISTRICT)

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

On September 21, 2017, Respondent Western Wayne Regional Sewer District (“WWRSD”) filed *Respondent Western Wayne Regional Sewer District’s Notification of Bid Expiration and Request for Order of Immediate Party Mediation* (“Request”). In the Request, WWRSD advises that WWRSD has project bids that were received in early May 2017; these bids are to expire on October 15, 2017; and, therefore, WWRSD requests the Commission order the parties to immediately engage in formal mediation to determine whether resolution can be reached before WWRSD’s bid expiration deadline.

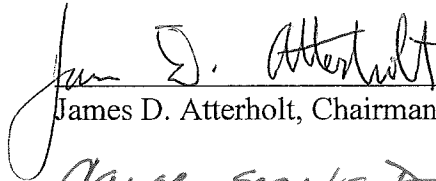
On September 21, 2017, Complainant Sugar Creek Packing Co. (“Sugar Creek”) filed *Complainant’s Notice of Lack of Objection to Mediation* (“Notice”). In its Notice, Sugar Creek agrees this Cause may be appropriate for mediation and advises that Sugar Creek has no objection to the Commission issuing an order to mediate.

The Commission encourages parties in complaint actions initiated by a utility’s customer to discuss concerns and differences with the objective of reaching resolution. Given WWRSD’s Request and Sugar Creek’s Notice, these parties agree mediation is appropriate; therefore, nothing is precluding them from mediating. WWRSD and Sugar Creek are encouraged to proceed expeditiously with mediation and settlement discussions and to include the other parties in this Cause as appropriate, with the objective of resolving the matters at issue and/or reaching an agreement which enables WWRSD to not forego any financial benefits associated with the project bids. The parties in this Cause are represented by counsel who the Presiding Officers also encourage to work together without delay.

WWRSD is directed to assure a written report is filed with the Commission promptly following mediation reporting upon its results.

The Presiding Officers also direct WWRSD to promptly pursue the available options to extend its project bid deadline.

IT IS SO ORDERED.



James D. Atterholt, Chairman



Carol Sparks Drake, Administrative Law Judge

Date: September 25, 2017