

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE APPEAL OF THE )  
CONSUMER AFFAIRS DIVISION'S )  
DECISION CONCERNING THE PROVISION ) CAUSE NO. 44907  
OF GAS AND ELECTRIC SERVICE TO )  
MICHAEL DYE. )

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ANSWER OF NORTHERN INDIANA PUBLIC SERVICE COMPANY

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Northern Indiana Public Service Company ("NIPSCO"), by counsel, provides the following as its Answer in the above titled Cause pursuant to the provisions of 170 IAC 1-1.1-10(c) and 170 IAC 16-1-6(b):

1. NIPSCO is a public utility that provides regulated gas and electric utility service to customers throughout authorized service territories in the northern portion of Indiana.

2. NIPSCO provided gas and electric utility service to Complainant Michael Dye at the address listed on the Complaint initiating this proceeding, 3035 Grand Blvd., Lake Station, Indiana 46403.

3. NIPSCO provided information in response to Mr. Dye's original complaint (#110738) to the Consumer Affairs Division ("CAD") consistent with the provisions of 170 IAC 16-1-4. The CAD ruled that Mr. Dye's Complaint was not justified.

4. In a subsequent review of the CAD decision by the Director of the CAD requested by Mr. Dye pursuant to 170 IAC 16-1-5(d), the Director agreed with the CAD determination and again ruled in NIPSCO's favor.

5. The written request for review of the Director's decision by the Indiana Utility Regulatory Commission (the "Commission") was deemed filed on February 13, 2017.

6. On March 3, 2017, the Commission issued its Legal Notice of Evidentiary hearing for March 29, 2017 at 9:30 am.

7. This Answer has been filed within twenty (20) days in accordance with 170 IAC 1-1.1-10(c).

8. Consistent with the provisions of 170 IAC 16-1-6(c), NIPSCO requests that the review of the CAD decision be "reasonably limited to the matter raised in the request for review and the answer, and to a review of the consumer affairs record as compiled during the review conducted under [10 IAC 16-1-5]."

9. In answer to the written request for review filed with the Commission initiating this Cause, NIPSCO stands on the existing record submitted to the CAD.

10. In the event the Commission determines that additional evidence is to be taken in this proceeding, NIPSCO asks that the Commission conduct a Prehearing

Conference to establish a procedural schedule for the submission of such additional evidence consistent with the Commission's Rules of Practice and Procedure, 170 IAC 1-1.1-1 *et seq.*

WHEREFORE, Respondent Northern Indiana Public Service Company respectfully requests that the Commission deny the Complainants' appeal.

Respectfully submitted



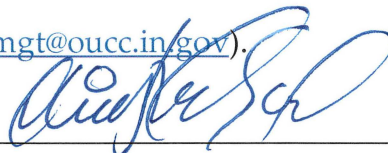
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Christopher C. Earle (No. 10809-49)  
NiSource Corporate Services - Legal  
150 West Market Street, Suite 600  
Indianapolis, Indiana 46204  
Phone: (317) 684-4904  
Fax: (317) 684-4918  
Email: [cearle@nisource.com](mailto:cearle@nisource.com)

Attorney for NORTHERN INDIANA PUBLIC  
SERVICE COMPANY

**Certificate of Service**

The undersigned hereby certifies that the foregoing was served this 8<sup>th</sup> day of March, 2017, via email transmission to: Michael Dye, 3035 Grand Blvd., Lake Station, Indiana 46403 ([sugarshanedye@gmail.com](mailto:sugarshanedye@gmail.com)) and to Karol H. Krohn, Indiana Office of Utility Consumer Counselor, 115 W. Washington Street, Suite 1500 South, Indianapolis, Indiana 46204 ([kkrohn@oucc.in.gov](mailto:kkrohn@oucc.in.gov), [infomgt@oucc.in.gov](mailto:infomgt@oucc.in.gov)).



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Christopher C. Earle