

STATE of INDIANA



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

www.in.gov/iurc
Office: (317) 232-2701
Facsimile: (317) 232-6758

**PETITION OF INDIANAPOLIS POWER &)
LIGHT COMPANY D/B/A AES INDIANA)
("AES INDIANA") FOR AUTHORITY TO)
INCREASE RATES AND CHARGES FOR)
ELECTRIC UTILITY SERVICE, AND FOR)
APPROVAL OF RELATED RELIEF,)
INCLUDING (1) REVISED DEPRECIATION)
RATES, (2) ACCOUNTING RELIEF,)
INCLUDING DEFERRALS AND)
AMORTIZATIONS, (3) INCLUSION OF)
CAPITAL INVESTMENTS, (4) RATE)
ADJUSTMENT MECHANISM PROPOSALS,)
INCLUDING NEW ECONOMIC)
DEVELOPMENT RIDER, (5) REMOTE)
DISCONNECT/RECONNECT PROCESS, AND)
(6) NEW SCHEDULES OF RATES, RULES)
AND REGULATIONS FOR SERVICE)**

CAUSE NO. 45911

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

On June 28, 2023, Indianapolis Power & Light Company d/b/a AES Indiana ("Petitioner") filed its Verified Petition for General Rate Increase and Associated Relief Under Ind. Code § 8-1-2-42.7 and Notice of Provision of Information Required by the Minimum Standard Filing Requirements ("Petition") in the above-captioned Cause. In the Petition, consistent with 170 IAC 1-1.1-9(a)(8), Petitioner included a proposed procedural schedule that Petitioner and the Indiana Office of Utility Consumer Counselor ("OUCC") had agreed upon and which indicated these parties waived conducting a prehearing conference in this Cause. The Presiding Officers, having reviewed the proposed schedule, now establish the following procedural schedule in this matter:

1. Test Year and Accounting Method. The test year for determining Petitioner's actual and pro forma operating revenues, expenses and operating income under present and proposed rates shall be the 12 months ended December 31, 2022 adjusted for changes that are fixed, known and measurable for ratemaking purposes and that occur within 12 months following the end of the test year.

2. **Rate Base and Major Projects Cutoff Dates and Major Projects Updates.** The rate base cutoff shall reflect used and useful property as of December 31, 2022. The major project cutoff date shall be November 24, 2023. Petitioner shall file monthly investment updates and declare major projects used and useful in accordance with 170 IAC 1-5-5.

3. **Notice to Customers.** Petitioner shall provide evidence of its compliance with 170 IAC 4-1-18(C) to provide notice to its customers within 45 days of filing a petition with the Commission for a change in its base rates which fairly summarizes the nature and extent of the proposed changes.

4. **Petitioner's Prefiling Date.** Petitioner prefiled with the Commission its prepared testimony and exhibits constituting its case-in-chief on June 28, 2023. Copies of same were served upon all parties of record.

5. **Field Hearing.** Field hearings will be held in this Cause at a date, time, and location set forth in a subsequent docket entry.

6. **OUCC's and Intervenors' Prefiling Date.** The OUCC and all Intervenors shall prefile with the Commission the prepared testimony and exhibits constituting their respective cases-in-chief on or before October 12, 2023. Copies of the same shall be served upon all parties of record.

7. **Petitioner's Rebuttal Prefiling Date.** Petitioner shall prefile with the Commission its prepared rebuttal testimony on or before November 8, 2023. Copies of the same shall be served upon all parties of record.

8. **Witness Order.** Each party shall file their intended witness order to the Commission and all parties of record in writing at least 72 hours in advance of the evidentiary hearing.

9. **Evidentiary Hearing on the Parties' Cases-In-Chief.** In the event this Cause is not settled, this matter shall proceed to an evidentiary hearing to commence at 9:00 a.m. on December 4, 2023 in Room 222 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana. The Commission allotted four days for the hearing. At such time, the cases-in-chief of the Petitioner, the OUCC and any Intervenors 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 Intervenors' witnesses

10. **Settlement Agreement and Testimony.** If the parties reach settlement, the agreement and supporting testimony and exhibits shall be submitted to the Commission on or before November 15, 2023. Copies of same shall be served upon all parties of record. Per GAO 2013-5, settlement date this is the last day to submit settlement agreement with supporting testimony and maintain overall schedule. If settlement covers less than all the parties, the schedule may need to be modified to accommodate testimony objecting to settlement and contested settlement hearing.

11. **Hearing Exhibits.** Paper copies of exhibits to be offered at the evidentiary hearing must be: (a) single-sided; and (b) fastened together with staples, binder clips, or other non-permanent bindings that have no more than three holes along the longest edge. Parties shall process exhibits (1) consisting of excel spreadsheets, (2) are oversized, or (3) are voluminous in nature, through an optical character recognition program and offer the exhibits on a compact disc. Parties shall offer confidential exhibits on green paper in an envelope marked “confidential” or, if offered on a compact disc, the compact disc shall be labeled “confidential.”

12. **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 a party offers prefiled testimony of a witness 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.

13. **Post-hearing Filings.** Petitioner shall file its proposed order on or before December 27, 2023. The OUCC and Intervenors shall file their respective proposed orders and/or any exceptions to Petitioner’s proposed order on or before January 17, 2024. Petitioner shall file any reply to the OUCC’s and/or Intervenor’s proposed orders and/or exceptions on or before January 24, 2024.

14. **Technical Conference.** No technical conference is being scheduled at this time, but any party may propose a technical conference be scheduled.

15. **Discovery.** Discovery is available for all parties and shall be conducted on an informal basis. Any response or objection to a discovery request shall be made within ten calendar days of the receipt of such request through October 12, 2023. Thereafter, any response or objection to a discovery request shall be made within five calendar days of the receipt of such request. Any discovery communication received after noon on a Friday or after 5:00 p.m. on any other business day shall be deemed to have been received the following business day. There will be blackout dates for discovery from November 23, 2023 through November 27, 2023. Dates designated as “blackout dates” shall not be included in determining the number of days provided for responding to a discovery request. The Parties may conduct discovery through electronic means. Subject to the protection of confidential information, all parties will be served with discovery requests and responses.

16. **Service.** The parties will provide same day service of filings via email, hand delivery or large file transfer.

17. **Prefiling of Workpapers.** When a party prefiles technical evidence with the Commission, the party shall also file a copy of the workpapers used to produce that evidence within two business days after prefilings of the technical evidence. Copies of the workpapers shall also be served on all other parties in this Cause. When submitting workpapers to the Commission, two copies of each document shall be filed with the Secretary of the Commission.

18. **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.

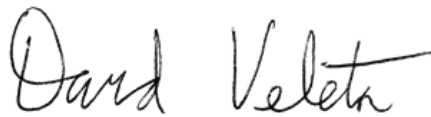
19. **Objections to Prefiled Testimony and Exhibits.** Parties shall file and serve on all parties of record, any objections to the admissibility of prefiled testimony or exhibits as soon as an objection can be reasonably determined, but no less than ten days prior to the date scheduled for commencement of the hearing at which the testimony or exhibit will be offered into the record.

20. **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.

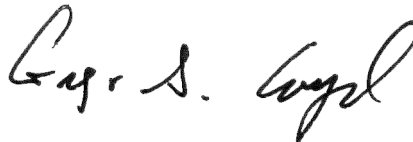
IT IS SO ORDERED.



Wesley R. Bennett, Commissioner



David E. Veleta, Commissioner



Greg S. Loyd, Administrative Law Judge

Date: July 24, 2023