

STATE of INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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INDIANAPOLIS, INDIANA 46204-3419

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**JOINT PETITION OF CITIZENS REGIONAL WATER)
RESOURCES, LLC, OR “CRW,” THE BOARD OF)
DIRECTORS FOR UTILITIES OF THE DEPARTMENT OF)
PUBLIC UTILITIES OF THE CITY OF INDIANAPOLIS, OR)
THE “BOARD,” AS TRUSTEE OF THE PUBLIC)
CHARITABLE TRUST FOR THE WATER SYSTEM, D/B/A)
CITIZENS WATER, AND CITIZENS WATER OF)
WESTFIELD, LLC, FOR: (1) APPROVAL OF WHOLESALE)
WATER SUPPLY AGREEMENT BETWEEN CRW AND)
CITY OF LEBANON UTILITIES, INCLUDING APPROVAL)
OF CRW TO OPERATE AS A PUBLIC UTILITY IN)
CONNECTION WITH SUCH SUPPLY AGREEMENT; (2))
APPROVAL OF WHOLESALE WATER SUPPLY)
AGREEMENT BETWEEN CRW AND CITIZENS WATER,)
USING CITIZENS WATER’S CURRENT WHOLESALE)
RATE; (3) GRANTING TO CRW ALL NECESSARY)
AUTHORITY IN CONNECTION WITH THE ISSUANCE OF)
LONG-TERM DEBT IN AN AGGREGATE PRINCIPAL)
AMOUNT OF UP TO \$200,000,000.00 IN THE FORM OF AN)
INDIANA FINANCE AUTHORITY STATE REVOLVING)
FUND LOAN, TOGETHER WITH APPROVAL OF A)
DIRECT FUNDING AND GUARANTY AGREEMENT)
BETWEEN CRW AND THE INDIANA ECONOMIC)
DEVELOPMENT CORPORATION, OR “IEDC,”)
WHEREBY IEDC RETAINS FULL RESPONSIBILITY FOR)
REPAYMENT OF THE LOAN; (4) APPROVAL OF)
AGREEMENTS ANCILLARY TO THE TRANSACTION)
INCLUDING A MANAGEMENT AND OPERATING)
AGREEMENT BETWEEN CRW AND THE BOARD, AND)
AN ASSET USE AGREEMENT BETWEEN AND AMONG)
CRW, CITIZENS WATER AND CITIZENS WATER OF)
WESTFIELD, LLC; (5) APPROVAL OF PROPOSED)
ALLOCATION OF CORPORATE SHARED SERVICES)
COSTS TO CRW; (6) APPROVAL OF DEPRECIATION)
RATES FOR USE BY CRW; AND (7) GRANTING OF THE)
COMMISSION’S CONSENT FOR CRW TO USE)
PROPERTY OWNED BY BOONE COUNTY, INDIANA,)
PURSUANT TO IND. CODE § 36-2-2-23)**

CAUSE NO. 45896

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

On May 26, 2023, Citizens Regional Water Resources, LLC, the Board of Directors for Utilities of the Department of Public Utilities of the City of Indianapolis, in its capacity as trustee of the public charitable trust for the Water System, d/b/a Citizens Water and Citizens Water of Westfield, LLC (collectively, the “Joint Petitioners”) filed their Verified Petition in this matter which contained a proposed procedural schedule agreed to by Joint Petitioners and the Indiana Office of Utility Consumer Counselor (“OUCC”). The Presiding Officers, having reviewed the proposed schedule, now establish the following procedural schedule in this matter:

1. Joint Petitioners’ Prefiling Date. Joint Petitioners have already prefiled with the Commission the prepared testimony and exhibits constituting their case-in-chief. Copies of same were served upon all parties of record.

2. 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 June 27, 2023. Copies of same shall be served upon all parties of record.

3. Joint Petitioners’ Rebuttal Prefiling Date. Joint Petitioners shall prefile with the Commission their prepared rebuttal testimony on or before July 11, 2023. Copies of same shall be served upon all parties of record.

4. Evidentiary Hearing. The cases-in-chief of Joint Petitioners, the OUCC, and any intervenors shall be presented in an evidentiary hearing to commence at 10:30 a.m. on July 24, 2023 in Room 224 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana and continue at 9:30 a.m. on July 27, 2023 in Room 222 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana. At such time, the direct evidence of the respective parties shall be presented and their respective witnesses examined. Thereafter, Joint Petitioners shall present their prefiled rebuttal evidence as well as any additional evidence rebutting evidence adduced on cross-examination of the OUCC’s or Intervenors’ witnesses. If the parties reach settlement, the agreement and supporting testimony and exhibits shall be submitted to the Commission ten business days prior to the evidentiary hearing.

5. Post-Hearing Filings. Joint Petitioners shall file their proposed order and any brief in support thereof within two days after the evidentiary hearing. OUCC and any Intervenors shall file their Proposed Orders and/or Exceptions within two weeks thereafter. Joint Petitioners shall file their Reply Brief within one week thereafter.

6. 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.”

7. **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 the prefiled testimony of a witness is to be offered 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.

8. **Discovery.** Any party may utilize discovery and the parties shall conduct discovery on an informal basis. The parties shall respond or object to a discovery request within ten calendar days of the receipt of such request.

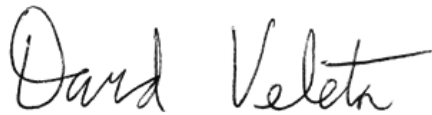
9. **Prefiling of Workpapers.** When prefiling technical evidence with the Commission, each party shall file copies of the workpapers used to produce that evidence within two business days after the prefiling of the technical evidence. Copies of same shall also be provided to any other party requesting such in writing. When submitting workpapers to the Commission, two copies of each document shall be filed with the Secretary of the Commission.

10. **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.

11. **Objections to Prefiled Testimony and Exhibits.** Any objections to the admissibility of prefiled testimony or exhibits shall be filed with the Commission and served on all parties of record 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.

12. **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.



David E. Veleta, Commissioner



Ann Pagonis, Administrative Law Judge

Date: May 31, 2023