

**ORIGINAL**

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE PIPELINE SAFETY ) DIVISION'S INVESTIGATION OF THE CITY OF ) FORT WAYNE, INDIANA IN PIPELINE SAFETY ) DIVISION CASE NUMBER 9526 )	) ) ) )	CAUSE NO. 44690  APPROVED: DEC 16 2015
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ORDER OF THE COMMISSION

**Presiding Officers:**  
**Carolene Mays-Medley, Vice-Chair**  
**Aaron A. Schmoll, Senior Administrative Law Judge**

On October 1, 2015, the City of Fort Wayne, Indiana ("Respondent") filed its *Petition for Public Hearing and Review* ("Request for Public Hearing"). On November 23, 2015, Respondent, the Indiana Utility Regulatory Commission's Pipeline Safety Division, and the Indiana Underground Plant Protection Advisory Committee ("UPPAC"), by their respective counsel, filed their *Joint Motion for Remand* ("Joint Motion"). The Joint Motion stated that following discussions among the parties, UPPAC agreed to modify its penalty recommendation and resubmit its recommendation to the Commission for approval. Based on the fact that a revised recommendation will be presented for consideration by the Commission, the Joint Motion stated that this Cause should be dismissed. Accordingly, this Cause is dismissed without prejudice.

**IT IS THEREFORE ORDERED BY THE INDIANA UTILITY REGULATORY COMMISSION THAT:**

1. Cause No. 44690, initiated on October 1, 2015, is hereby dismissed without prejudice.
2. This Order shall be effective on and after the date of its approval.

**STEPHAN, MAYS-MEDLEY, HUSTON, WEBER, AND ZIEGNER CONCUR:**

**APPROVED: DEC 16 2015**

**I hereby certify that the above is a true and correct copy of the Order as approved.**



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**Shala M. Coe, Acting**  
**Secretary to the Commission**