

**ORIGINAL**

Commissioner	Yes	No	Not Participating
Huston	√		
Bennett	√		
Freeman	√		
Veleta	√		
Ziegner	√		

**STATE OF INDIANA**

**INDIANA UTILITY REGULATORY COMMISSION**

**IN THE MATTER OF THE INDIANA UTILITY )**  
**REGULATORY COMMISSION’S )**  
**INVESTIGATION INTO THE OPERATION ) CAUSE NO. 46050 S1**  
**OF CERTAIN COMMUNICATIONS SERVICE )**  
**PROVIDERS AND WHETHER THEIR ) APPROVED: JUL 10 2024**  
**CERTIFICATE OF TERRITORIAL )**  
**AUTHORITY SHOULD BE REVOKED )**

**PREHEARING CONFERENCE ORDER OF THE COMMISSION**

**Presiding Officers:**  
**James F. Huston, Chairman**  
**Kehinde Akinro, Administrative Law Judge**

On April 24, 2024, the Indiana Utility Regulatory Commission (“Commission”) issued an Order in Cause No. 46050 (the “46050 Order”) notifying certain communications service providers (“CSP”) of the Commission’s intent to revoke their certificate of authority (“CTA”). In the 46050 Order, the Commission required an affected CSP to file a request for an Evidentiary Hearing within 30 days of the date of the Order if it believed that its CTA should not be revoked.

On May 15, 2024, Globalstar USA, LLC (“Petitioner”) filed its Request for Evidentiary Hearing. On May 24, 2024, the Presiding Officers opened a subdocket under Cause No. 46050 S1.

Pursuant to notice and as provided for in 170 IAC 1-1.1-15, a Prehearing Conference in this Cause was held in Room 222 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana, at 1:30 P.M. on June 25, 2024. Proofs of publication of the notice of the Prehearing Conference have been incorporated into the record and placed in the official files of the Commission. Petitioner and the Indiana Office of Utility Consumer Counselor (“OUCC”) appeared and participated at the Prehearing Conference.

Prior to the opening of the record and with the consent of all parties in attendance, an informal discussion was held regarding procedural and scheduling matters in this Cause. The agreement of the parties was then read into the record.

Based upon the agreement of the parties, the Commission now enters the following Findings and Order which shall become a part of the record in this proceeding:

- Petitioner’s Prefiling Date.** Petitioner shall prefile with the Commission its prepared testimony and exhibits constituting its case-in-chief on or before July 9, 2024. Copies of the same shall be 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 July 16, 2024. Copies of the same shall be served upon all parties of record.

3. **Petitioner's Rebuttal Prefiling Date.** Petitioner shall prefile with the Commission its prepared rebuttal testimony on or before July 19, 2024. Copies of the same shall be served upon all parties of record.

4. **Evidentiary Hearing.** In the event this Cause is not settled, this matter shall proceed to an evidentiary hearing to commence at 1:30 p.m. on August 7, 2024 in Room 224 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana. 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. If the parties reach settlement, the agreement and supporting testimony and exhibits shall be submitted to the Commission at least ten business days prior to the evidentiary hearing.

5. **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 that: (1) consist 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."

6. **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(i), 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.

7. **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. Responses or objections to discovery requests served after July 16, 2024, shall be made within five business days of service. Discovery requests received after 5:00 p.m. on Monday through Thursday or after 12:00 p.m. on Fridays or the day before a state holiday shall be deemed received on the next business day. All discovery requests and responses shall be served on all parties of record.

**8. 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 prefiling 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.

**9. 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.

**10. 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.

**11. 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 THEREFORE ORDERED BY THE INDIANA UTILITY REGULATORY COMMISSION that:**

1. The determinations of the Prehearing Conference set forth in this Order are made a part of the record in this Cause and shall be binding on all present and future parties of record during the proceedings of this Cause.

2. This Order shall be effective on and after the date of its approval.

**HUSTON, BENNETT, FREEMAN, VELETA AND ZIEGNER CONCUR:**

**APPROVED: JUL 10 2024**

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

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**Dana Kosco  
Secretary of the Commission**