ORIGINAL

Commissioner	Yes	No	Not Participating
Swinger			√
Bain	√		
Deig	√		
Jerrells	√		
Ziegner	√		

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE JOINT PETITION OF RUSHSHELBY ENERGY RURAL ELECTRIC COOPERATIVE, INC. AND DUKE ENERGY INDIANA, LLC PURSUANT TO IND. CODE § 8-1-2.3-6 FOR APPROVAL OF A CHANGE TO THE SERVICE AREA BOUNDARIES WITHIN U.S.G.S FACET MAP U-20 IN RUSH COUNTY, INDIANA AND FACET MAP Q-18-1-A IN HANCOCK COUNTY, INDIANA

CAUSE NO. 46461

APPROVED: OCT 28 2026

ORDER OF THE COMMISSION

Presiding Officer:
Jon D. Williams, Administrative Law Judge

On September 2, 2026, in accordance with Ind. Code § 8-1-2.3-6, RushShelby Energy Rural Electric Cooperative, Inc. ("RushShelby") and Duke Energy Indiana, LLC ("Duke Energy Indiana") (collectively, "Joint Petitioners") filed their *Verified Joint Petition to Modify Service Area Boundaries* ("Joint Petition") with the Indiana Utility Regulatory Commission ("Commission"). Pursuant to Ind. Code § 8-1-2.3-6(a)(2), the Joint Petition seeks Commission approval of the electric service area boundary changes to which RushShelby and Duke Energy Indiana have mutually agreed. Joint Petitioners' mutual agreement is to change certain Commission assigned service area boundaries located on U.S.G.S. Facet Map U-20 in Rush County, Indiana and on U.S.G.S. Facet Map Q-18-1-A in Hancock County, Indiana. Drawings of the agreed-upon boundary changes were attached to the Joint Petition.

The Commission, having considered the evidence and applicable law, now finds:

1. Commission Jurisdiction. Joint Petitioner RushShelby is a rural electric membership corporation organized and existing under the laws of the State of Indiana, with its principal place of business at 2777 South 840 West, Manilla, Indiana. It is engaged in the business of distributing, furnishing and selling retail electric service to the public in several counties in the State of Indiana, including Rush and Hancock Counties, and has charter authority to do so.

Joint Petitioner Duke Energy Indiana is a public utility organized and existing under the laws of the State of Indiana, with its principal office at 1000 East Main Street, Plainfield, Indiana. It is wholly owned subsidiary of Duke Energy Indiana Holdco, LLC and an affiliate of Duke Energy Business Services LLC and Duke Energy Corporation. It is engaged in the business of distributing, furnishing and selling retail electric service to the public in numerous counties in the State of Indiana, including Rush and Hancock Counties, and has charter authority to do so.

Each Joint Petitioner is an "electricity supplier" as such term is defined by Ind. Code § 8-1-2.3-2(b) and the purpose of the Joint Petition is to change the Joint Petitioner's respective assigned service areas, pursuant to Ind. Code § 8-1-2.3-6(a)(2). Therefore, the Commission has jurisdiction over the parties and the subject matter of this Cause.

2. Relief Sought. Joint Petitioners assert that since the initial approval of the service area boundaries in Cause No. 36299-S226(X), a change in circumstances has occurred involving development of land located in Rush County, Indiana. Joint Petitioners now believe that it would be more efficient to modify the service area boundary, as reflected on Exhibit "A" attached to the Joint Petition, such that the crosshatched area identified on Exhibit "A" as "Transfer to RSE" which is currently within the certified electric service territory of Duke Energy Indiana would be assigned to RushShelby. The requested boundary change shown on Exhibit "A" will cause the service supplier to change from Duke Energy Indiana to RushShelby for one current customer, Hulsbosch Farms, LLC, which has agreed to such change.

Joint Petitioners further assert that since the initial approval of the service area boundaries in Cause No. 36299-S222(CB), a change in circumstances has occurred involving the land located in Hancock County, Indiana. Joint Petitioners now believe that it would be more efficient to modify the service area boundary, as reflected on Exhibit "B" attached to the Joint Petition, such that the crosshatched area identified on Exhibit "B" as "Transfer to Duke" which is currently within the certified electric service territory of RushShelby would be assigned to Duke Energy Indiana. The requested boundary change shown on Exhibit "B" will not cause the service supplier to change for any existing customer of RushShelby or Duke Energy Indiana.

The proposed modifications requested herein will not cause duplication of utility facilities, cause a waste of materials or resources, or cause uneconomic, inefficient or inadequate electric service to the public. There is no evidence to the contrary before the Commission in this proceeding.

3. Notice. Ind. Code § 8-1-2.3-6(a)(2) provides:

> If notice of a verified request for a change of boundary lines by mutual agreement under this subdivision is published in a newspaper of general circulation in every county in which the boundary lines are located and an affected electricity customer does not request a hearing within twenty (20) days of the last date of publication, the Commission may approve the change without a hearing.

The evidence shows that Joint Petitioners' intent to file for a change of boundary lines located on U.S.G.S. Facet Map U-20 was published on September 9, 2026, in the *Rushville Recorder* and U.S.G.S. Facet Map Q-18-1-A was published on September 9, 2026, in the *Daily Reporter*. These newspapers are of general circulation in Rush County and Hancock County, which are the counties in which the affected boundary lines are located.

In addition, in accordance with 170 IAC 1-1.1-9, Notice was posted on September 3, 2026, on RushShelby's website at https://www.rse.coop/my-cooperative/legal-notices/ and on September 2, 2026, on Duke Energy Indiana's website at https://www.duke-energy.com/home/billing/rates/legal-notices, where they will remain for at least thirty (30) days following the Final Order in this cause of action. Twenty (20) days have passed since the last date of publication of the Notice and no affected electricity customer has requested a hearing. Therefore, pursuant to Ind. Code § 8-1-2.3-6(a)(2), the Commission may approve the requested boundary line changes without a hearing.

4. Approval of Requested Relief. Based upon the foregoing findings, the Commission concludes that the agreed-upon changes to Joint Petitioners' respective assigned service area boundaries located on U.S.G.S. Facet Map U-20 and U.S.G.S. Facet Map Q-18-1-A, as specifically depicted in the Joint Petition and Exhibits "A" and "B" attached thereto, will promote economical, efficient and adequate electric service to the public consistent with the legislative policy set forth in Ind. Code § 8-1-2.3-1 and, therefore, should be approved.

IT IS THEREFORE ORDERED BY THE INDIANA UTILITY REGULATORY COMMISSION that:

1. Joint Petitioners' agreed-upon service area boundary line modifications as set forth above and in the Joint Petition and Exhibits "A" and "B" attached thereto filed in this Cause on September 2, 2026, shall be and are hereby approved.

2. Within 30 days of the date this Order is approved, Joint Petitioners shall collaborate, coordinate, and verify the modification of the official service area map. Additionally, the electricity providers shall contact the Commission Energy Division staff at serviceterritory@iurc.in.gov after updating the service territory mapping system to reflect the modified service area boundaries approved by this Order.

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

BAIN, DEIG, JERRELLS, AND ZIEGNER CONCUR; SWINGER ABESENT:

APPROVED: OCT 28 2026

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

Regina K Joyner Digitally signed by Regina K Joyner Date: 2026.10.28 11:09:21 -04'00' on behalf of

Dana Kosco,
Secretary of the Commission