ORIGINAL

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

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

PETITION OF DUKE ENERGY INDIANA, LLC FOR APPROVAL OF A NEW ELECTRIC SUPPLY AGREEMENT WITH STEEL DYNAMICS, INC. ARISING FROM OPERATION OF THE BAR STEEL MILL IN PITTSBORO, INDIANA	))))))	**CAUSE NO. 46466** **APPROVED: OCT 28 2026**

PREHEARING CONFERENCE AND INTERIM ORDER OF THE COMMISSION

Presiding Officers:
Joby D. Jerrells, Commissioner
Loraine L. Seyfried, Chief Administrative Law Judge

On September 9, 2026, Duke Energy Indiana, LLC ("Petitioner") filed a Verified Petition with the Indiana Utility Regulatory Commission ("Commission"). Petitioner also filed a Verified Motion on an Expedited Basis for Interim Order ("Motion") requesting approval of an extension of the Electric Supply Agreements between Petitioner and Steel Dynamics, Inc. ("SDI") as approved in Cause No. 45466 (the "ESAs") during the pendency of this Cause.

Pursuant to notice and as provided for in 170 IAC 1-1.1-15, a Prehearing Conference and Preliminary Hearing was scheduled in this Cause to be held in Room 222 of the PNC Center, 101 West Washington Street, Indianapolis, Indiana, at 1:30 p.m. on October 21, 2026. Proofs of publication of the notice of the Prehearing Conference and Preliminary Hearing have been incorporated into the record and placed in the official files of the Commission.

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 Petitioner and the Indiana Office of Utility Consumer Counselor ("OUCC") was then read into the record. Petitioner also offered its Motion and the supporting affidavit of Roger A. Flick into the record, which was admitted without objection.

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

1. **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 January 6, 2027. Copies of same shall be served upon all parties of record.

2. Petitioner's Rebuttal Prefiling Date. Petitioner shall prefile with the Commission its prepared rebuttal testimony on or before January 15, 2027. Copies of same shall be served upon all parties of record.

3. Evidentiary Hearing on the Parties' Cases-In-Chief. In the event this Cause is not settled, the cases-in-chief of Petitioner, the OUCC, and any Intervenors shall be presented in an evidentiary hearing to commence at 9:30 a.m. on January 28, 2027, 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, 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 ten business days prior to the evidentiary hearing.

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

5. 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.

6. 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. Any response to discovery requests served after the OUCC and Intervenor prefiling date shall be made within five business days. Any discovery requests received after 5:00 p.m. Monday through Thursday or noon on a Friday or before a state holiday shall be deemed received on the following business day. Blackout dates, which shall not be included in determining the number of days provided for responding to a discovery request, shall include November 25 through 27, 2026, and December 23 through 27, 2026, and December 31, 2026 through January 4, 2027.

7. Prefiling of Working Papers. When prefiling technical evidence with the Commission, each party shall file a copy of the working papers used to produce that evidence within two business days after the prefiling of such technical evidence. Copies of same shall also be served upon the other parties to this Cause.

8. 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.

9. Objections to Prefiled Testimony and Exhibits. Any objections to the admissibility of prefiled testimony or exhibits shall be filed with the Commission and served upon 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.

10. 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.

11. Motion for Interim Order. Petitioner requests interim authority to extend the SDI ESAs' rates, charges, terms, and conditions, which were approved in Cause No. 45466. Specifically, Petitioner asks that the Commission extend the ESAs until such time as the Commission issues its final order in this Cause, or Petitioner withdraws its Petition.

In support of its request for interim authority, Petitioner included the affidavit of Roger A. Flick, Director of Jurisdictional Rate Administration for Duke Energy Business Services LLC. Mr. Flick stated that the ESAs are set to expire on September 30, 2026. He stated that Petitioner and SDI have continuously negotiated, in good faith, a new Electric Service Agreement. Mr. Flick stated that an interim order is needed to maintain consistency between the ESAs and the new Electric Service Agreement. He explained that the anticipated conclusion of negotiations will not allow for Commission approval of a new Electric Service Agreement before the termination of the ESAs. Rather than punitively forcing SDI off its current rates and charges, Mr. Flick stated that Petitioner is requesting an interim order to continue the ESAs, until a final order is issued in this Cause or the accompanying Petition is withdrawn.

Neither the OUCC nor SDI opposed Petitioner's request for interim relief. Based on the evidence provided, the Commission finds that continuing the ESAs' rates, charges, terms and conditions, as approved in Cause No. 45466, is supported as reasonable and in the public interest. Therefore, Petitioner is authorized, on an interim basis and without reaching any conclusions as to the issues to be considered at the final evidentiary hearing in this proceeding, to continue the ESAs' rates, charges, terms and conditions until such time as the Commission issues a final order in this Cause or Petitioner withdraws its Petition.

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

1. The determinations of the Prehearing Conference and Preliminary Hearing 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. Petitioner is authorized to extend the rates, charges, terms, and conditions of the ESAs approved in Cause No. 45466 on an interim basis, until issuance of a final order in this Cause or Petitioner's withdrawal of its Petition.

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

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

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 11:10:11 -04'00' on behalf of

Dana Kosco,
Secretary of the Commission