

ORIGINAL

Commissioner	Yes	No	Not Participating
Huston	√		
Freeman	√		
Krevda	√		
Ober	√		
Ziegner			√

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF AN ORDER)
 APPROVING UTILITY ARTICLES)
 PURSUANT TO 170 IAC 1-6.)

APPROVED: MAR 09 2022

The Indiana Administrative Code provides for Thirty-Day Administrative Filing Procedures and Guidelines pursuant to the authority of Ind. Code 8-1-1-3 and Ind. Code 8-1-2-42. The thirty-day filing process is available for certain routine and non-controversial requests to facilitate expedited consideration of these matters by the Commission. The rule sets forth the requirements for the thirty-day administrative filings.

The thirty-day filings received pursuant to 170 IAC 1-6 and ripe for Commission action are attached hereto and collectively referred to as the Utility Articles. There are no controversial filings in the Utility Articles approved today.

Pursuant to the rule, the Commission Technical Divisions have submitted their recommendations to the Commission. Therefore, the Commission finds that the requirements of 170 IAC 1-6 have been met and that the Utility Articles attached are hereby approved.

HUSTON, FREEMAN, KREVDA, AND OBER CONCUR: ZIEGNER ABSENT:

APPROVED: MAR 09 2022

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

Dana Kosco
Secretary of the Commission



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MEMORANDUM

TO: Commission Chairman James F. Huston
Commissioners Freeman, Krevda, Ober, and Ziegner

FROM: Commission Technical Divisions

DATE: March 4, 2022

RE: 30-Day Utility Articles for Conference on *Wednesday March 9, 2022 @ 10:00 a.m.*

The following thirty-day filings have been submitted to the Commission. Each item was reviewed by the appropriate Commission Technical Divisions and all regulations were met in accordance with 170 IAC 1-6 Thirty-Day Administrative Filing Procedures and Guidelines. Therefore, the following filings listed below and attached hereto are recommended to be considered by the Commission at the next conference:

Attachment Number	30-Day Filing No.	Name of Utility Company	Type of Request	Date Received
1	50477	Duke Energy Indiana, LLC	To modify its general Terms and conditions for electric service related to the Pick Your Own Due Date program	2/1/2022
2	50481	Frontier North, Inc and Frontier Midstates, Inc.	To comply with FCC requirements that grandfathered the availability of UNE DS3 loops and dark fiber transport	2/4/2022

Submitted By: Jane Steinhauer
Director, Energy Division

Filing Party: Duke Energy Indiana, LLC

30-Day Filing ID No.: 50477

Date Filed: February 1, 2022

Filed Pursuant To: 170 IAC 1-6-3

Request: Duke Energy Indiana (“Duke”) requests Commission approval to modify its general Terms and Conditions for Electric Service related to the Pick Your Own Due Date Program. In general, the changes make the Pick Your Own Due Date program available to both residential and non-residential customers who have an AMI-MDM certified meter, allowing them to choose which day of the month their bill is due. Duke is also proposing to implement a new program called Preference Pay, which is available to customers without an AMI-MDM meter. Customers enrolled in Preference Pay will be able to adjust their due date by a maximum of 10 days from their current due date.

Customer Impact: No customer rate impact is expected, as this filing only affects customer eligibility and terms of service.

Tariff Page(s) Affected: IURC First Revised Sheet No. 5, Pages 7, 8, 14, 15, 17, and 18 of 19.

Staff Recommendations: Requirements met. Staff recommends approval.

Filing Party: Frontier North, Inc. and Frontier Midstates, Inc. (“Frontier”)

30-Day Filing ID No.: 50481

Date Filed: February 4, 2022.

Filed Pursuant To: 170 IAC 1-6 and Cause No. 44004.

Request: The purpose of this filing is to comply with FCC requirements that grandfathered the availability of UNE DS3 loops and dark fiber transport, under certain circumstances.¹

Effective September 1, 2021, UNE DS3 loop orders are no longer being accepted in counties the FCC has deemed to be “competitive”, as published at: <https://www.fcc.gov/bds-competitive-and-noncompetitive-lists>. Effective February 8, 2024, UNE DS3 loops will sunset and will no longer be available under this tariff. Customers must contact Frontier for a potential alternative commercial agreement for UNE DS3 loops.

Also effective September 1, 2021, new UNE dark fiber transport orders are no longer being accepted under this tariff for any transport route where both the “to” and the “from” LEC wire centers on that route are listed at: <https://www.fcc.gov/elli-code-list>. Effective February 8, 2029, any remaining UNE dark fiber transport circuits that were ordered prior to September 1, 2021, will no longer be available under this tariff. UNE dark fiber transport orders will continue to be accepted under the tariff only for routes in which one or both wire centers are *not* listed on the website shown above. Customers must contact Frontier for an alternative commercial agreement for dark fiber transport circuits.

This filing revises Section 3, 4th Revised Sheet 1. Pursuant to Ordering Paragraph No. 3 in the Commission’s Order in Cause No. 44004 (July 13, 2011), because there is no corresponding (FCC) interstate tariff, this filing was made under the IURC’s 30-day filing rules (170 IAC 1-6). In addition, Section 3, 1st Revised Sheet 1.1 and Original Sheet 1.2 were filed to reflect movement of material from Sheet 1.1 to Sheet 1.2, with no changes.

This tariff filing applies to all of Frontier’s legacy GTE/Contel/Verizon companies: [Frontier North Inc.](#) and [Frontier Midstates Inc.](#)²

Notwithstanding the existence of the federal requirements referenced herein, this filing is being made as a 30-day filing, as there is no corresponding federal tariff for Frontier to mirror.

Retail Customer Impact: N/A

Tariff Page(s) Affected: Tariff I.U.R.C. No. T-6: Section 3 – 4th Revised Sheet 1, 1st Revised Sheet 1.1, & Original Sheet 1.2.

Staff Recommendations: Requirements in 170 IAC 1-6 and IURC Cause No. 44004 were met. **Staff recommends approval.**

¹ *In the Matter of Petition of USTelecom for Forbearance Pursuant to 47 U.S.C. § 160(c) to Accelerate Investment in Broadband and Next Generation Networks*, WC Docket No. 18-141, Memorandum Opinion and Order (FCC 19-72, rel. Aug. 2, 2019); *In the Matter of Business Data Services in an Internet Protocol Environment*, Report and Order on Remand and Memorandum Opinion Order, WC Docket Nos. 18-141 et al. (FCC 19-66, rel. July 12, 2019).

² Frontier North Inc. includes all of the old Verizon North Inc territory (both legacy GTE North Incorporated and legacy Contel of Indiana, Inc.). Frontier Midstates Inc. includes the territory formerly served by Contel of the South, Inc., which was a separate entity from Contel of Indiana and operated as Verizon North Systems, f/k/a Alltel Inc. - Indiana.