

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

IN THE MATTER OF THE JOINT )  
PETITION OF INDIANAPOLIS )  
POWER & LIGHT COMPANY )  
D/B/A AES INDIANA AND )  
HANCOCK RURAL TELEPHONE )  
CORPORATION D/B/A NINESTAR ) CAUSE NO.  
CONNECT PURSUANT TO IND. )  
CODE § 8-1-2.3-6 FOR APPROVAL )  
OF A CHANGE TO THE ASSIGNED )  
SERVICE BOUNDARIES WITHIN )  
U.S.G.S. FACET MAP Q-16 IN )  
HANCOCK COUNTY, INDIANA )

**VERIFIED JOINT PETITION TO MODIFY SERVICE AREA BOUNDARIES**

Indianapolis Power & Light Company d/b/a AES Indiana (“AES Indiana”) and Hancock Rural Telephone Corporation d/b/a NineStar Connect (“NineStar”), jointly petition the Indiana Utility Regulatory Commission (“Commission”) to approve Joint Petitioners’ agreement to change a portion of their assigned service area boundaries located on U.S.G.S. Facet Map Q-16 and state in support of this request that:

1. Joint Petitioner AES Indiana is a corporation organized and existing under the laws of the State of Indiana, with its principal place of business located in Indianapolis, Marion County, 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 Hancock County, and has charter authority to do so.

2. Joint Petitioner NineStar is the surviving entity following the merger of Hancock Rural Telephone Corporation and Hancock Rural Electric Membership Corporation pursuant to Ind. Code § 8-1-17.5-1 *et seq.* NineStar is a member-owned cooperative that provides, in part,

electric distribution services. It is duly organized and existing under the laws of the State of Indiana with its principal place of business at 2243 E. Main Street, Greenfield, Indiana 46140. 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 Hancock County, and has legal authority to do so.

3. Each of the Joint Petitioners is an “electricity supplier” as defined in Ind. Code § 8-1-2.3-2, and the provisions of Ind. Code § 8-1-2.3-1 *et seq.* are deemed applicable to the subject matter of this Joint Petition.

4. The initial assigned service area boundaries between Joint Petitioners on U.S.G.S. Facet Map Q-16 were approved by this Commission in Cause No. 36299-S215(CB)(X). The Hancock County, Indiana property that is the subject of this Joint Petition consists of property located on U.S.G.S. Facet Map Q-16 that is located in McCordsville, Indiana.

5. The proposed boundary change located on U.S.G.S. Facet Map Q-16 is identified on the attached map marked for purposes of identification as Exhibit A. The requested boundary change will result in a small area of NineStar’s service territory, approximately three (3) acres, to become part of AES Indiana’s service area. In addition, approximately 7.5 acres of AES Indiana’s service territory will become part of NineStar’s service area. The proposed boundary line changes will not require a change in the electricity supplier for existing customers of either utility.

6. Modification of the assigned service area boundaries as proposed herein will not cause the duplication of facilities, waste of materials or resources, or uneconomic, inefficiency or inadequate electric service to the public, consistent with Ind. Code § 8-1-2.3-6(2).

7. The names and addresses of counsel for Joint Petitioners, duly authorized to accept service of all pleadings, orders and other documents are as follows:

**For AES Indiana:**

Jeffrey M. Peabody  
Barnes & Thornburg LLP  
11 South Meridian Street  
Indianapolis, Indiana 46204  
Phone: (317) 231-6465  
Fax: (317) 231-7433  
Email: [jpeabody@btlaw.com](mailto:jpeabody@btlaw.com)

**For NineStar:**

Jeremy L. Fetty  
Parr Richey LLP  
251 N. Illinois Street, Suite 1800  
Indianapolis, IN 46204  
Telephone: (317) 269-2500  
Facsimile: (317) 269-2514  
Email: [jfetty@parrlaw.com](mailto:jfetty@parrlaw.com)

8. In accordance with Ind. Code § 8-1-2.3-6(2), Joint Petitioners will publish notice of this change in a newspaper of general circulation in Boone County, Indiana. See Exhibit B for a copy of said notice. Further in accordance with 170 IAC 1-1.1-9, AES Indiana will post the Legal Notice on its Company website located at <https://www.aesindiana.com/> and NineStar will post the Legal Notice on its Company website located at [www.ninestarconnect.com](http://www.ninestarconnect.com), where each Legal Notice will remain for at least thirty (30) days following a Final Order in this Cause.

9. Joint Petitioners will submit the proofs of publication of notice and a Proposed Order promptly following publication of the notices.

10. As requested in Appendix A to the Commission's September 28, 2006 Order in Cause No. 42868, the technical representative for AES Indiana is Kevin Walker and his phone number is (317) 261-8196, and the technical representative for NineStar is Ryan Bewley and his phone number is (317) 323-2084.

11. The Joint Petitioners agree to work with the Commission staff to update the Commission GIS maps, in accordance with any approval of boundary changes.

WHEREFORE, AES Indiana and NineStar respectfully request that the Commission, pursuant to Ind. Code § 8-1-2.3-6(2), after 20 days and if no affected electricity customer requests a hearing, enter an order in this proceeding, without a hearing, permanently approving the changes to the service area boundaries on U.S.G.S. Facet Map Q-16 as proposed in this Joint Petition and identified in Exhibit A, and grant such other and further relief to the Joint Petitioners as may be appropriate.

Respectfully submitted,



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Peabody Email: [jpeabody@btlaw.com](mailto:jpeabody@btlaw.com)

Attorney for Indianapolis Power & Light Company d/b/a  
AES Indiana

**VERIFICATION**

I affirm under penalties for perjury that the foregoing representations are true to the best of my knowledge, information, and belief.

Date: 7/21/2023



Kevin Walker  
Manager, Customer Project Engineering  
Indianapolis Power & Light Company d/b/a AES  
Indiana

**VERIFICATION**

I affirm under penalties for perjury that the foregoing representations are true to the best of my knowledge, information, and belief.

Date: 7/13/23

A handwritten signature in blue ink, appearing to read "Michael R. Burrow", written over a horizontal line.

Michael R. Burrow  
President & CEO  
NineStar Connect

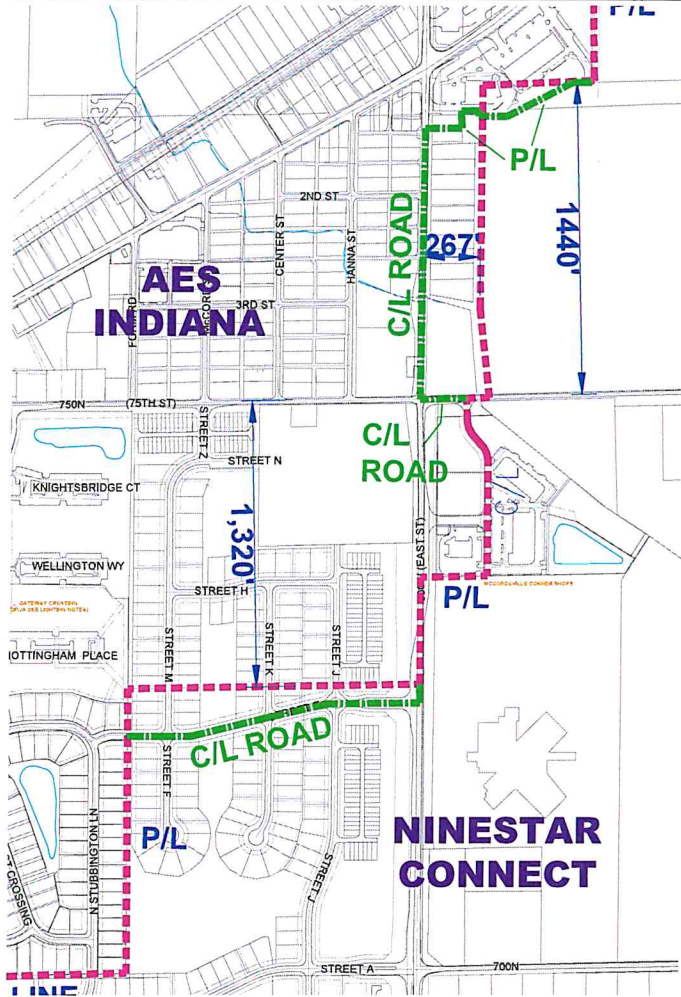
**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on July 25, 2023, a copy of the foregoing Verified Joint Petition to Modify Service Area Boundaries was served by hand delivery and/or electronic mail upon the Office of Utility Consumer Counselor, PNC Center, 115 W. Washington Street, Suite 1500 South, Indianapolis, Indiana 46204, [infomgt@oucc.in.gov](mailto:infomgt@oucc.in.gov).



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Jeffrey M. Peabody



- - - - - = EXISTING BOUNDARY  
- - - - - = PROPOSED BOUNDARY

# EXHIBIT A

6105 W 750N  
SCALE: NONE

Kevin L. Walker 3/1/23  
AES Indiana DATE

*Jeff Colby* 3/1/23  
NineStar CONNECT DATE

SCALE: 1" = 300'

1	PROPOSED BOUNDARY	3/28/23	
PREP	BY: WJK	DATE	APP'D BY:
AES Indiana ENGINEERING SERVICES			
<b>PROPOSED BOUNDARY CHANGES</b> <b>HAMPTON WALK, 6105 W 750N</b>			
TOWN OF RECORDSVILLE, HANCOCK COUNTY			
DATE	BY: WJK	DATE: 11-28-22	DATE:
DATE	BY: K. WALKER		DATE:
DATE	BY:		DATE:
			<b>Q-16-7</b>

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**LEGAL NOTICE**  
**INDIANAPOLIS POWER & LIGHT COMPANY D/B/A AES INDIANA AND**  
**HANCOCK RURAL TELEPHONE CORPORATION D/B/A NINESTAR CONNECT**  
**NOTICE OF INTENT TO FILE CHANGE IN BOUNDARY LINES**

Indianapolis Power & Light Company d/b/a AES Indiana (“AES Indiana”) and Hancock Rural Telephone Corporation d/b/a NineStar Connect (“NineStar”) hereby give notice that on July 25, 2023, a Verified Joint Petition was filed with the Indiana Utility Regulatory Commission for approval to modify service area boundaries between AES Indiana and NineStar pursuant to Ind. Code § 8-1-2.3-6. The Hancock County, Indiana properties impacted are located on U.S.G.S. Facet Map Q-16.

**Indianapolis Power & Light Company**  
**d/b/a AES Indiana**  
By Kevin L. Walker