

STATE OF INDIANA

INDIANA UTILITY REGULATORY COMMISSION

PETITION OF DUKE ENERGY INDIANA, )  
LLC) FOR APPROVAL OF A TARIFF RATE )  
FOR ) THE PROCUREMENT OF EXCESS )  
DISTRIBUTED GENERATION PURSUANT TO )  
) INDIANA CODE 8-1-40 ET SEQ. ) CAUSE NO. 45508

**INDIANA DISTRIBUTED ENERGY ALLIANCE PETITION TO INTERVENE**

The Indiana Distributed Energy Alliance (“IndianaDG”), by Counsel, files this Petition to Intervene in the above captioned proceeding pursuant to 170 I.A.C. 1-1.1-11 and in support thereof state as follows:

1. IndianaDG is an Indiana Nonprofit Corporation that through advocacy, education, and partnership seeks to promote and grow distributed generation and renewable energy in Indiana, thereby promoting economic development, improving the environment and benefiting electric utility ratepayers through Indiana alternative energy sources.
2. IndianaDG has members who are in the business of selling; installing and developing distributed generation in Duke Energy Indiana’s (“Duke”) service territory and elsewhere in Indiana. Some of the members own Indiana distributed and renewable energy generation in Duke Energy’s service territory and elsewhere. IndianaDG members include those listed on attached Appendix A.
3. IndianaDG members have substantial business, economic and societal interest in the price Duke and other Indiana Electric utilities pay customers in exchange

for receipt of customers' excess distributed generation energy. Members' current and future business operations will be impacted by the price paid for and metering of excess customer owned distributed generation.

4. Indiana's growth of renewable generation and Hoosiers' ability to afford the capital cost of customer owned distributed generation hinges in large part upon the price the customer will receive for their excess distributed generation "EDG" and the manner in which the EDG is metered. As such, IndianaDG members have substantial economic; business and social interest in and will be impacted by Duke's proposals in this Cause.

5. Similarly some of the IndianaDG members are customers of Duke and own distributed generation facilities connected to Duke's electric system. They thereby also have substantial interest in Duke's proposals in this Cause.

6. IndianaDG believes Duke's electric customers' willingness and ability to invest in their own renewable distributed generation facilities will be negatively impacted by Duke's excess generation rate and metering proposals in this Cause.

7. As vendors, installers, and owners of Indiana distributed generation equipment, IndianaDG members will be financially impacted by the proposals in this Cause. The sales of distributed generation equipment and installation along with the IndianaDG businesses and employees who perform those functions in Duke's service area will be impacted by the proposals in this Cause and in turn so will Indiana's economic development opportunities.

8. IndianaDG members have specialized, actual business knowledge, ability and hands on experience in retail and commercial utility customers' interests in the

requirements for distributed generation and the compensation received for EDG. IndianaDG members believe this knowledge and experience will be useful to the Commission, the other Parties, and to public service in administering this Cause.

9. To protect their broad interests and economic development Indiana DG and its members need to stay informed of, participate in, and address matters to be considered and determined by the Commission in this Cause.

10. The interests of IndianaDG and its members are not and will not be adequately represented by any other party to this proceeding.

11. This intervention will not unduly broaden issues or result in unreasonable delay and is made more than five days before any scheduled evidentiary hearing.

12. Pursuant to 170 IAC 1-1.1-11(b)(3), IndianaDG requests the Commission ensure that rates and metering for excess generation to be addressed in this Cause fairly represent avoided costs and comply with the requirements of state and federal laws and regulations.

**WHEREFORE**, given its substantial interests in this Cause IndianaDG respectfully requests to be made a party in this proceeding and for all other relief appropriate in the premises.

Respectfully submitted,  
/s/ R. M. Glennon  
Robert M. Glennon  
Attorney at Law, #8321-49

Robert M. Glennon  
Robert Glennon & Assoc., P.C.  
3697 N. Co. Rd. 500 E.  
Danville, IN 46122  
(317) 852-2723  
robertglennonlaw@gmail.com

## **Appendix A**

- Ag Technologies, Inc.
- Emergent Solar Energy
- Green Alternatives, Inc.
- Johnson Melloh Solutions (JMS)
- Morton Solar
- MPI Solar
- Solar Energy Solutions, LLC
- Solar Energy Systems LLC
- Stumper's Building Services
- Whole Sun Designs

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Petition to Intervene was served upon the following by electronic delivery this 8<sup>th</sup> day of March 2021, to:

Elizabeth A. Heneghan  
Melanie Price  
Duke Energy Business Services LLC  
1000 East Main Street  
Plainfield, IN 46168  
[beth.heneghan@duke-energy.com](mailto:beth.heneghan@duke-energy.com)  
[melanie.price@duke-energy.com](mailto:melanie.price@duke-energy.com)

William I. Fine  
Abby R. Gray  
Jason Haas  
Randall C. Helmen  
Office of Utility Consumer Counselor  
115 W. Washington St., Ste. 1500S  
Indianapolis, IN 46204  
[wfine@oucc.in.gov](mailto:wfine@oucc.in.gov)  
[agray@oucc.in.gov](mailto:agray@oucc.in.gov)  
[rhelmen@oucc.in.gov](mailto:rhelmen@oucc.in.gov)  
[infomgt@oucc.in.gov](mailto:infomgt@oucc.in.gov)

Jennifer Washburn  
Citizens Action Coalition of Indiana  
1915 W. 18<sup>th</sup> Street, Ste. C  
Indianapolis, IN 46202  
[jwashburn@citact.org](mailto:jwashburn@citact.org)

*/s/ R.M. Glennon*  
Robert M. Glennon  
Attorney at Law, #8321-49  
Robert M. Glennon  
Robert Glennon & Assoc., P.C.  
3697 N. County Road 500 E.  
Danville, IN 46122  
Telephone: (317) 852-2723  
Fax: (317) 852-0115  
[robertglennonlaw@gmail.com](mailto:robertglennonlaw@gmail.com)