

**STATE OF INDIANA**

**INDIANA UTILITY REGULATORY COMMISSION**

**VERIFIED PETITION OF NORTHERN INDIANA )  
PUBLIC SERVICE COMPANY LLC FOR APPROVAL )  
OF (1) ITS PROPOSED 2027-2029 DEMAND SIDE )  
MANAGEMENT PLAN, INCLUDING AN ENERGY )  
EFFICIENCY PROGRAM AND DEMAND )  
RESPONSE PROGRAM, AND (2) ACCOUNTING ) CAUSE NO. 46391  
AND RATEMAKING TREATMENT, INCLUDING )  
TIMELY RECOVERY OF ASSOCIATED PROGRAM )  
COSTS, INCLUSIVE OF LOST REVENUES AND )  
FINANCIAL INCENTIVES, THROUGH RIDERS 683 )  
AND 674, AND AUTHORITY TO DEFER COSTS. )**

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**VERIFIED PETITION**

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Northern Indiana Public Service Company LLC (“NIPSCO” or “Petitioner”) respectfully petitions the Indiana Utility Regulatory Commission (“Commission”) for approval of its proposed Demand Side Management Plan, including an Energy Efficiency Program (“EE Program”) and Demand Response Program (“DR Program”), for the period January 1, 2027 through December 31, 2029 (collectively, the “DSM Plan” or “Plan”) for electric service and authorize timely recovery of all program costs, lost revenues and financial incentives, and authority to defer costs and subsequently recover the over- and under-recoveries of projected EE Program and DR Program operating costs and EE Program lost revenues pending reconciliation in subsequent periods until such costs are reflected in Petitioner’s retail electric rates, as well as

authority to defer any program operating costs incurred in implementing the DSM Plan prior to the date of the Commission's Final Order in this Cause. In accordance with 170 IAC 1-1.1-8 and 1-1.1-9, Petitioner submits the following information in support of this Petition.

### **Petitioner's Corporate and Regulated Status**

1. Petitioner is a limited liability company organized and existing under the laws of the State of Indiana with its principal office and place of business at 801 East 86th Avenue, Merrillville, Indiana. Petitioner renders electric and gas public utility service in the State of Indiana and owns, operates, manages and controls, among other things, plant and equipment within the State of Indiana used for the generation, transmission, distribution and furnishing of such service to the public. Petitioner is a "public utility" under Ind. Code § 8-1-2-1 and is subject to the jurisdiction of this Commission in the manner and to the extent provided by the Public Service Commission Act, as amended, and other pertinent laws of the State of Indiana. Petitioner is also an "electricity supplier" under Ind. Code § 8-1-8.5-10 ("Section 10").

### **Petitioner's Electric Operations**

2. Petitioner is authorized by the Commission to provide electric utility service to the public in all or part of Benton, Carroll, DeKalb, Elkhart, Fulton, Jasper, Kosciusko, LaGrange, Lake, LaPorte, Marshall, Newton, Noble, Porter, Pulaski, Saint Joseph, Starke, Steuben, Warren and White Counties in northern Indiana. Petitioner

provides electric utility service to more than 492,000 residential, commercial, industrial, wholesale and other customers.

### **Petitioner's Current DSM Plan**

3. On October 18, 2023, the Commission issued an Order in Cause No. 45849 (the "45849 Order"), approving Petitioner's EE Program, including proposed programs, program costs and budgets, program portfolios, evaluation, measurement and verification ("EM&V") procedures, and associated ratemaking and accounting treatment. The ratemaking and accounting treatment included timely recovery of costs through NIPSCO's Rider 683 – Adjustment of Charges for Demand Side Management Adjustment Mechanism and Appendix G – Demand Side Management Adjustment Mechanism (DSMA) Factor of EE Program operating costs (direct and indirect program-specific costs, including EM&V, administrative, and marketing costs), lost revenues that result from and accrue during the EE Program, and financial incentives, and authority to defer costs and subsequently recover the over- and under-recoveries of projected program operating costs and lost revenues pending reconciliation in subsequent periods until such costs are reflected in Petitioner's retail electric rates.

4. On June 26, 2025, the Commission issued an Order in Cause No. 46120 (the "46120 Order") approving, among other things, NIPSCO's Rider 683 – Demand Side Management Adjustment Mechanism and Appendix G – Demand Side

Management Adjustment Mechanism (DSMA) Factor (the “DSMA Mechanism”). The 46120 Order also approved new allocators and NIPSCO’s proposal to reset lost revenues in its DSMA Mechanism, effective upon the implementation of new base rates (July 2025), and to eliminate lost revenues attributable to all energy efficiency measures installed on or before December 31, 2023.

5. On February 25, 2026, the Commission issued an Order in Cause No. 46284 (the “46284 Order”), approving Petitioner’s DR Program, including proposed programs, program costs and budgets, program portfolios, EM&V procedures, and associated ratemaking and accounting treatment. The ratemaking and accounting treatment included timely recovery of costs through NIPSCO’s Rider 674 – Adjustment of Charges for Resource Adequacy and Appendix F – Resource Adequacy Adjustment Factor (“RA Tracker”) of DR Program implementation costs, customer incentives, program operating costs (direct and indirect program-specific costs, including EM&V, administrative, and marketing costs) and financial incentives, and authority to defer costs and subsequently recover the over- and under-recoveries of projected program operating costs pending reconciliation in subsequent periods until such costs are reflected in Petitioner’s retail electric rates.

**Indiana Code § 8-1-8.5-10**

6. As required by Ind. Code § 8-1-8.5-10(h), an electricity supplier shall

petition the Commission, no less than every three years, for approval of a plan that includes reasonably achievable energy efficiency goals that are consistent with the electricity supplier's most recently submitted integrated resource plan ("IRP") and designed to achieve an optimal balance of energy resources in its service territory, energy efficiency programs to achieve those goals, program budgets and costs, including direct and indirect costs of energy efficiency programs and costs associated with EM&V, and EM&V procedures that include independent EM&V. If the Commission determines that an electricity supplier's plan is reasonable, the Commission shall approve the plan in its entirety, allow the electricity supplier to recover all associated program costs on a timely basis through a periodic rate adjustment mechanism, including reasonable financial incentives and lost revenues, and allocate and assign costs associated with a program to the class or classes of customers that are eligible to participate in the program.

#### **Petitioner's Proposed DSM Plan**

7. The DSM Plan consists of the EE Program and the DR Program. The EE Program does not differ materially from the plan approved in Cause No. 45849 and includes energy efficiency savings goals, a portfolio of programs to meet those goals, program budgets, program costs, and EM&V procedures that meet the requirements of Section 10 and Commission rules. The DR Program does not differ materially from the plan approved in Cause No. 46284 and includes demand savings goals, a portfolio of

programs to achieve those goals, program budgets, program costs, and EM&V procedures. Petitioner is not requesting modification to its existing oversight board authority.

8. As detailed in Petitioner’s case-in-chief testimony, the energy efficiency savings goals of its proposed EE Program are as follows:

<b>Projected Gross Energy Efficiency Savings Goals in MWh</b>				
	<b>2027</b>	<b>2028</b>	<b>2029</b>	<b>2027-2029</b>
Residential Programs	45,152	45,958	46,584	137,694
Non-Residential Programs	70,677	68,156	64,517	203,350
Emerging Technology				12,737
<b>Total EE Program</b>	<b>115,829</b>	<b>114,114</b>	<b>111,101</b>	<b>353,781</b>

9. As detailed in Petitioner’s case-in-chief testimony, the demand savings goals of its proposed DR Program are as follows:

<b>Projected Gross Demand Savings Goals in MW</b>				
	<b>2027</b>	<b>2028</b>	<b>2029</b>	<b>2027-2029</b>
Residential Program	11	15	18	44
Non-Residential Program	65	75	75	215
<b>Emerging Technology</b>				<b>9</b>
<b>Total DR Program</b>	<b>76</b>	<b>90</b>	<b>93</b>	<b>269</b>

10. As detailed in Petitioner’s case-in-chief testimony, Petitioner proposes to implement ten residential energy efficiency programs, one residential demand response program, seven non-residential energy efficiency programs, and one non-residential demand response program to achieve the savings goals.

11. As detailed in Petitioner’s case-in-chief testimony, Petitioner’s total proposed program budgets and program costs for its DSM Plan are as follows:

	Residential	Non-Residential	Emerging Technology	Total
Administrator Implementation	\$32,241,601	\$44,383,909	\$6,695,716	\$83,321,226
NIPSCO Administrative	\$1,612,081	\$2,219,195	\$334,786	\$4,166,062
NIPSCO Marketing	\$806,039	\$1,109,598	\$167,393	\$2,083,030
EM&V	\$1,612,081	\$2,219,195	\$334,786	\$4,166,062
<b>Total Program Budget</b>	<b>\$36,271,802</b>	<b>\$49,931,897</b>	<b>\$7,532,681</b>	<b>\$93,736,380</b>
Lost Revenues	\$24,859,651	\$29,366,255	TBD	\$54,225,906
Financial Incentives	\$1,003,180	\$12,908,561	TBD	\$13,911,741
<b>Total Program Costs</b>	<b>\$62,134,633</b>	<b>\$92,206,713</b>	<b>\$7,532,681</b>	<b>\$161,874,027</b>

12. As detailed in Petitioner’s case-in-chief testimony, Petitioner’s total proposed program budgets and program costs for its DR Programs are as follows:

	Residential	Non-Residential	Emerging Technology	Total
Administrator Implementation	\$4,363,691	\$16,659,250	\$776,957	\$21,799,898
NIPSCO Administrative	\$218,184	\$832,963	\$38,848	\$1,089,995
NIPSCO Marketing	\$109,092	\$416,482	\$19,424	\$544,998
EM&V	\$218,184	\$832,963	\$38,848	\$1,089,995
<b>Total Program Budget</b>	<b>\$4,909,151</b>	<b>\$18,741,658</b>	<b>\$874,077</b>	<b>\$24,524,886</b>
Financial Incentives	\$320,049	\$3,965,402	TBD	\$4,285,451
<b>Total Program Costs</b>	<b>\$5,229,200</b>	<b>\$22,707,060</b>	<b>\$874,077</b>	<b>\$28,810,337</b>

13. As detailed in Petitioner’s case-in-chief testimony, Petitioner is proposing a comprehensive plan and procedures to evaluate, measure, and verify the impacts from its DSM Plan, including the use of an independent evaluator. Consistent with current practice, NIPSCO’s Oversight Board (“OSB”) will utilize a single vendor to perform the EM&V for both the gas and electric programs. This provides

administrative efficiency for the evaluation of NIPSCO's programs.

### **Accounting and Ratemaking Authority**

14. Petitioner proposes to continue to use its Rider 683 – Adjustment of Charges for Demand Side Management Adjustment Mechanism and Appendix G – Demand Side Management Adjustment Mechanism (DSMA) Factor, initially approved in Cause No. 46318 and most recently approved in Cause No. 46120, which is reconciled annually, to recover costs associated with the EE Program. Petitioner also proposes to continue to use its Rider 674 – Adjustment of Charges for Resource Adequacy and Appendix F – Resource Adequacy Adjustment Factor (“RA Tracker”) of DR Program, initially approved in Cause No. 43526 and most recently approved in Cause No. 46120, which is reconciled semi-annually, to recover costs associated with the DR Program.

15. Petitioner also requests authority to use deferred accounting on an ongoing basis, including the authority to defer costs and subsequently recover the over- and under-recoveries of projected EE Program and DR Program operating costs and EE Program lost revenues pending reconciliation in subsequent periods until such costs are reflected in Petitioner's retail electric rates, and the authority to defer any costs incurred in implementing the DSM Plan until such costs are reflected in retail rates.

### **NIPSCO Oversight Board**

16. Consistent with current practice, Petitioner requests Commission

approval to continue to utilize its existing NIPSCO OSB to assist in the administration of its proposed Plan. The OSB would continue to have authority and flexibility to shift costs within a program budget, as needed, shift funds among programs so long as the overall DSM Plan budget is not exceeded including the budget flexibility discussed in NIPSCO's case-in-chief, and design and implement new programs so long as they are cost-effective, and the overall DSM Plan budget is not exceeded.

### **Proposed Reporting Requirements**

17. To provide the Commission with the ability to monitor the progress of NIPSCO's DSM Plan, NIPSCO proposes to continue to file its annual EM&V results no later than July 15 of each year. NIPSCO also proposes to file scorecards quarterly within 60 days of the end of each relevant period, with the fourth quarter scorecard to include information for the full year. NIPSCO also proposes to file by July 15 of each year, an updated fourth quarter/full year scorecard after the EM&V results have been received based on the updated savings achieved according to the evaluated results, as well as actual lost revenues, financial incentives, and EM&V expenditures.

### **Procedural Matters**

18. The books and records of Petitioner supporting the DSMA Mechanism are kept in accordance with the Uniform System of Accounts for Electric Utilities, as prescribed by this Commission, and generally accepted accounting principles, and are available for inspection and review by the OUCC and this Commission.

19. NIPSCO has notified the other members of its OSB of its intent to file this Petition.

20. At the same time NIPSCO files this Petition, NIPSCO will provide a copy of this Petition and its proposed Plan to the OUCC.

21. At the same time NIPSCO files this Petition, NIPSCO will post an electronic copy of this Petition and its proposed Plan on its internet web site (redacted to exclude any confidential or proprietary information).

22. In accordance with 170 IAC 1-1.1-15(b) of the Commission's Rules of Practice and Procedure, Petitioner requests that the Commission schedule a prehearing conference and preliminary hearing for the purpose of fixing a procedural schedule in this proceeding and considering other procedural matters and that an evidentiary hearing on this matter be set and noticed as required by law. In accordance with 170 IAC 1-1.1-15(e), Petitioner will seek to enter into a stipulation with the OUCC and Citizens Action Coalition of Indiana, Inc. to develop an agreed procedural schedule.

23. NIPSCO requests that an evidentiary hearing on this matter be set and noticed as required by law. So that the DSM Plan may be timely implemented commencing January 1, 2027, NIPSCO requests a final Commission order approving the relief sought herein on or before December 31, 2026. Absent approval, Petitioner's Current Plan will cease on December 31, 2026.

## **Applicable Law**

24. Petitioner considers the provisions of the Public Service Commission Act, as amended, including Ind. Code §§ 8-1-2-4, 8-1-2-12, 8-1-2-42(a), 8-1-2-72, 8-1-8.5-3, 8-1-8.5-10, among others, and 170 IAC 4-8-1 *et seq.*, to be applicable to the subject matter of this Petition.

## **Petitioner's Counsel**

25. The names and addresses of all persons authorized to accept service of papers in this proceeding are:

### **Counsel of Record:**

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WHEREFORE, Northern Indiana Public Service Company LLC respectfully requests that the Commission promptly publish notice, make such other investigation and hold such hearings as are necessary or advisable in this Cause and thereafter, make and enter an order in this Cause:

(a) Approving Petitioner's proposed DSM Plan in its entirety to be implemented as of January 1, 2027;

(b) Approving Petitioner's proposed programs, program operating costs, and program budgets, along with approval of the proposed budget and program flexibility described above;

(c) Approving Petitioner's proposed allocation of its DSM Plan costs to customer classes;

(d) Approving Petitioner's proposed recovery of lost revenues that will result from implementation of the EE Program;

(e) Approving Petitioner's proposed financial incentives associated with the DSM Plan;

(f) Approving Petitioner's proposal to defer, for subsequent recovery, costs associated with the DSM Plan, until such costs are reflected in Petitioner's retail electric rates;

(g) Approving all accounting and ratemaking treatment requested herein, including the authority to defer and recover the over- and under-recoveries of projected EE Program and DR Program operating costs and EE Program lost revenues pending reconciliation in subsequent rider periods and approving the deferral of any costs and lost revenues incurred implementing the DSM Plan prior to the time the Commission issues an Order in this proceeding authorizing NIPSCO to recognize these costs through the ratemaking process;

(h) Approving NIPSCO's request to utilize its existing NIPSCO OSB to administer the DSM Plan;

(i) Approving NIPSCO's request to continue the same EM&V program for its DSM Plan;

(j) Approving NIPSCO's proposed reporting requirements; and

(k) Granting to NIPSCO such additional or further relief as may be deemed necessary or appropriate.

Dated this 10<sup>th</sup> of April, 2026.

NORTHERN INDIANA PUBLIC SERVICE COMPANY LLC



Erin E. Whitehead  
Vice President  
Regulatory Policy and Major Accounts

**Verification**

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

Dated: April 10, 2026




Erin E. Whitehead  
Vice President  
Regulatory Policy and Major Accounts

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing was served by email transmission upon Abby R. Gray, Carol Sparks Drake, Indiana Office of Utility Consumer Counselor, PNC Center, Suite 1500 South, 115 W. Washington Street, Indianapolis, Indiana 46204 ([agray@oucc.in.gov](mailto:agray@oucc.in.gov), [cadrake@oucc.in.gov](mailto:cadrake@oucc.in.gov), [infomgt@oucc.in.gov](mailto:infomgt@oucc.in.gov)), with a copy to Heather Poole and Dezara Atherton ([hpoole@oucc.in.gov](mailto:hpoole@oucc.in.gov), [datherton@oucc.in.gov](mailto:datherton@oucc.in.gov)).

For purposes of convenience, a copy has also been provided by email transmission upon Jennifer A. Washburn, Citizens Action Coalition of Indiana, Inc., 1915 West 18<sup>th</sup> Street, Suite C, Indianapolis, Indiana 46202 ([jwashburn@citact.org](mailto:jwashburn@citact.org)), with a copy to Reagan Kurtz ([rkurtz@citact.org](mailto:rkurtz@citact.org)).

Dated this 10<sup>th</sup> day of April, 2026.

  
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Jack M. Petr