

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 22AL-0192W

IN THE MATTER OF THE ADVICE LETTER NO. 8 FILED BY DALLAS CREEK WATER COMPANY TO INCREASE UTILITY RATES AND FEES, TO BECOME EFFECTIVE JUNE 1, 2022.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
G. HARRIS ADAMS
GRANTING MOTION, VACATING DEADLINES FOR ANSWER
AND REBUTTAL TESTIMONY, AND ESTABLISHING
DEADLINES FOR SETTLEMENT AND TESTIMONY**

Mailed Date: August 15, 2022

I. STATEMENT

A. Background

1. On August 12, 2022, the Notice of Comprehensive Settlement in Principle and Unopposed Motion to Vacate the Deadlines for Answer and Rebuttal Testimony and Set Deadlines for Settlement Testimony was filed by Trial Staff of the Colorado Public Utilities Commission (Staff).

2. Staff states that it has reached a comprehensive settlement in principle in the above captioned matter with Dallas Creek Water Company (Dallas Creek).

3. In order to allow settling parties time to finalize and execute a formal Settlement Agreement, it is requested that deadlines for filing of Answer and Rebuttal testimony be vacated and that a deadline of September 9, 2022, be established for the filing of the Settlement Agreement and testimony in support of or opposition to approval thereof.

4. The home, property and estate owners' associations of Loghill Village, Fisher Canyon South, and Fairway Pines (the Associations) are parties to this proceeding. Dallas Creek and Staff continue to confer with the Associations to determine whether they will join the Settlement.

5. Staff conferred with all parties to the proceeding regarding the motion and all parties support the relief requested herein. Therefore, it is appropriate that response time be waived.

6. The original procedural schedule contemplated those filing answer testimony to review and consider the direct testimony of Dallas Creek and the active body of public comment. Those filing rebuttal/cross-answer testimony were also afforded an opportunity to review and consider any answer testimony and the active body of public comment filed. Despite the requested relief being unanimous, as a matter of fundamental fairness, any party opposing approval of the settlement agreement will be afforded an opportunity to review and consider testimony in support of approval before being required to file testimony in opposition to approval. Thus, the requested deadline for the filing the settlement along with supporting testimony will be adopted and a deadline for the filing of any testimony in opposition will be established shortly thereafter, as can be accommodated in the remaining procedural schedule.

II. ORDER

A. It Is Ordered That:

1. Response time to the Notice of Comprehensive Settlement in Principle and Unopposed Motion to Vacate the Deadlines for Answer and Rebuttal Testimony and Set Deadlines for Settlement Testimony filed by Trial Staff of the Colorado Public Utilities

Commission (Staff) on August 12, 2022, is waived and the request is granted as modified consistent with the discussion above.

2. The following procedural deadlines are vacated:

Procedural Event	Due Dates(s)
Answer Testimony	August 12, 2022
Rebuttal & Cross-Answer Testimony	August 31, 2022

3. All parties to any settlement agreement reached in this proceeding must reduce the terms of settlement to writing and file the same, along with testimony in support of approval thereof, on or before September 9, 2022.

4. Any party opposing approval of any settlement agreement must file testimony in opposition to approval on or before September 16, 2022.

5. This Decision is effective immediately.

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

G. HARRIS ADAMS

Administrative Law Judge