

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

PROCEEDING NO. 22A-0230E

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IN THE MATTER OF THE APPLICATION OF BLACK HILLS COLORADO ELECTRIC, LLC FOR (1) APPROVAL OF ITS 2022 ELECTRIC RESOURCE PLAN AND CLEAN ENERGY PLAN, AND (2) APPROVAL OF ITS 2023-2026 RENEWABLE ENERGY STANDARD COMPLIANCE PLAN.

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**INTERIM COMMISSION DECISION EXCUSING  
WITNESSES**

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Mailing Date: February 1, 2023  
Adopted Date: February 1, 2023

**I. BY THE COMMISSION**

**A. Statement**

1. In order to promote administrative efficiency, we notify the Parties to this proceeding that we do not intend to question the following witnesses and therefore they are excused from tomorrow's evidentiary hearing:

Party	Witness
Black Hills	Nick Schlag
	Maria Garduna
	Seth Nelson
Commission Trial Staff	Bill Dalton
UCA	Chris Neil
CEO	Keith Hay
	Dr. Daniel Weingarten
	Jaxon Fagan
City of Canon City	Ryan Stevens
City of Pueblo	Nicholas Gradisar
Pueblo County	Garrison Ortiz
EOC	Kim Shields
CIEA	Warren Wendling
Wal-Mart	Andrew Teague

2. Additionally, after reviewing the settlement agreement, the advisory group and counsel are unclear as to whether the Parties intend that any pieces of the proposed portfolios would be considered “additional clean energy plan activities” as contemplated by C.R.S. 40-2-125.5(4)(a)(III). We would ask that the parties ensure that a witness is available to discuss whether that is the case.

## **II. ORDER**

### **A. The Commission Orders That:**

1. The witnesses listed above are excused from the evidentiary hearing.
2. The 20-day period provided for in § 40-6-114, C.R.S., within which to file applications for rehearing, reargument, or reconsideration, begins on the first day following the effective date of this Decision.

3. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
February 1, 2023.**

(S E A L)



ATTEST: A TRUE COPY

A handwritten signature in cursive script, appearing to read "G. Harris Adams".

G. Harris Adams,  
Interim Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

ERIC BLANK

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JOHN GAVAN

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MEGAN M. GILMAN

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Commissioners