

Decision No. R23-0351-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 22AL-0483E

IN THE MATTER OF ADVICE LETTER NO. 834 FILED BY BLACK HILLS COLORADO ELECTRIC, LLC DOING BUSINESS AS BLACK HILLS ENERGY TO INCREASE THE TRANSMISSION COST ADJUSTMENT RIDER, TO BECOME EFFECTIVE JANUARY 1, 2023.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
AVIV SEGEV
MODIFYING DEADLINE FOR SUBMISSION OF
STATEMENTS OF POSITION**

Mailed Date: May 24, 2023

I. STATEMENT

A. Procedural Background

1. On November 1, 2022, Black Hills Colorado Electric, LLC (Black Hills) filed Advice Letter No. 834 with tariff sheets for 2023 Transmission Cost Adjustment (TCA).

2. By Decision No. C22-0831-I, the Commission set this matter for hearing, suspended the proposed effective date of Black Hills' tariff sheets to May 1, 2023, and referred the matter to an Administrative Law Judge (ALJ).

3. On January 20, 2023, the Trial Staff of the Commission (Staff) timely intervened of right.

4. By Decision No. R23-0179-I, issued March 15, 2023, an evidentiary hearing was scheduled for May 18-19, 2023, and the parties' proposed consensus procedural schedule

(Consensus Schedule) was adopted. Pursuant to the adopted Consensus Schedule, the deadline for parties' submission of their respective statements of position is June 16, 2023.

5. On May 18, 2023, an evidentiary hearing was held as scheduled. At the conclusion of the evidentiary portion of the hearing,¹ the undersigned ALJ voiced concern as to the Commission's ability to render a decision by the due date of September 8, 2023, especially given the possibility that the parties may choose to file exceptions to the undersigned ALJ's Recommended Decision. The undersigned ALJ suggested that the deadline for the parties' submission of their respective closing statements of position be changed to June 2, 2023. Black Hills agreed to the undersigned ALJ's proposed deadline. However, Staff suggested June 9, 2023, as the deadline for the parties' submission of their respective closing statement of position. Black Hills stated that it did not object to Staff's suggested deadline of June 9, 2023.

6. Staff's unopposed proposed date of June 9, 2023, will be accepted as the deadline for the parties' submission of their respective statements of position, as ordered below.

II. ORDER

A. It Is Ordered That:

1. Any party that seeks to submit a closing statement of position herein, shall file and serve the same on or before June 9, 2023.

¹ Despite having been scheduled as a two-day hearing, the hearing was concluded on May 18, 2023.

2. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

AVIV SEGEV

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Rebecca E. White".

Rebecca E. White,
Director