

Decision No. R23-0823-I

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

PROCEEDING NO. 23AL-0188E

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IN THE MATTER OF ADVICE LETTER NO. 1921 - ELECTRIC FILED BY PUBLIC SERVICE COMPANY OF COLORADO TO REVISE ITS COLORADO P.U.C. NO. 8 - ELECTRIC TARIFF FILING TO IMPLEMENT INTERCONNECTION TARIFFS PURSUANT TO PARAGRAPH 3853(P) OF THE COMMISSION'S INTERCONNECTION RULES AND TO IMPLEMENT RELATED PERFORMANCE INCENTIVES IN ACCORDANCE WITH DECISION NO. C23-0143, TO BECOME EFFECTIVE JULY 31, 2023.

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**INTERIM DECISION OF  
ADMINISTRATIVE LAW JUDGE  
AVIV SEGEV  
VACATING SETTLEMENT HEARING**

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Mailed Date: December 8, 2023

**I. STATEMENT**

**A. Procedural Background**

1. On April 17, 2023, Public Service Company of Colorado (Public Service or the Company) filed with the Commission Advice Letter No. 1921 - Electric (Advice Letter) with accompanying tariff sheets (Tariff Sheet) for the interconnection of distributed energy resources (DERs) and other small generation facilities. The Advice Letter included a requested effective date of July 31, 2023.

2. By Decision No. C23-0415, issued June 22, 2023, the Commission suspended the effective date of the Tariff Sheet to November 28, 2023, referred this matter to an Administrative Law Judge (ALJ) for disposition, and set a July 21, 2023 intervention deadline.

3. On July 12, 2023, the Colorado Energy Office (CEO) filed its Notice of Intervention of Right of the Colorado Energy Office.

4. On July 13, 2023, the Colorado Solar and Storage Association (COSSA) and the Solar Energy Industries Association (SEIA) filed their Joint Motion to Intervene and Entry of Appearance of Colorado Solar and Storage Association and the Solar Energy Industries Association.

5. On July 17, 2023, the Office of Utility Consumer Advocate (UCA) filed its Notice of Intervention as a Matter of Right, Request for Hearing, and Entry of Appearance of the Office of Utility Consumer Advocate.

6. On July 17, 2023, the City and County of Denver, Colorado (Denver) filed its Motion to Intervene of the City and County of Denver.

7. On July 20, 2023, Trial Staff of the Colorado Public Utilities Commission (Staff) filed its Notice of Intervention of Right by Trial Staff of the Commission, Entry of Appearance, Notice Pursuant to Rule 1007(a) and Rule 1401, and Request for Hearing.

8. On October 20, 2023, the Company, Staff, CEO, UCA, Denver, COSSA, and SEIA (the parties) filed their Notice of Unanimous, Comprehensive Settlement in Principle, and Unopposed Joint Motion to Vacate and Amend Procedural Schedule (Motion to Vacate). In the Motion to Vacate, the parties stated that if the Commission believes a settlement conference is necessary, a one-day hearing may be held.

9. On October 26, 2023, the parties filed their Joint Motion to Approve Unanimous Comprehensive Settlement Agreement and Request for Waiver of Response Time and attached thereto their Unanimous Comprehensive Settlement Agreement (Settlement Agreement).

10. By Decision No. R23-0725-I, issued October 30, 2023, the ALJ, among other things, scheduled a hearing on the parties' settlement for December 8, 2023.

11. On November 29, 2023, CEO's counsel, on behalf of the parties, informally requested the ALJ for confirmation as to whether a hearing on the Settlement Agreement will be held on December 8, 2023, as previously scheduled.

**B. Hearing on the Settlement Agreement**

12. In the Motion to Vacate, the parties acknowledged that a hearing on the Settlement Agreement may not be necessary. Since the filing of the Motion to Vacate, no party requested a hearing on the Settlement Agreement to be held. The ALJ finds and concludes that it is appropriate to vacate the hearing on the Settlement Agreement currently scheduled to take place on December 8, 2023. Therefore, the hearing on the Settlement agreement scheduled for December 8, 2023, will be vacated, as ordered below.

**II. ORDER**

**A. It Is Ordered That:**

1. The hearing on the parties' settlement agreement that was scheduled by Decision No. R23-0725-I for December 8, 2023 is vacated.

2. This decision shall be effective immediately.

(S E A L)



ATTEST: A TRUE COPY

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

AVIV SEGEV

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Administrative Law Judge

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

Rebecca E. White,  
Director