

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03A-436E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF
COLORADO FOR AN ORDER AUTHORIZING IT TO IMPLEMENT A PURCHASED
CAPACITY COST ADJUSTMENT RIDER IN ITS PUC NO. 7 – ELECTRIC TARIFF.

**ORDER GRANTING REQUESTS FOR INTERVENTION,
GRANTING REQUESTS FOR HEARING, AND
SETTING PREHEARING CONFERENCE**

Mailed Date: December 18, 2003
Adopted Date: December 10, 2003

I. STATEMENT

1. This matter comes before the Colorado Public Utilities Commission (Commission) for consideration of an application filed by Public Service Company of Colorado (Public Service or Company) on October 3, 2003. Specifically, Public Service is seeking authorization to implement a purchased cost capacity adjustment (PCCA) rider to recover purchased capacity payments made by the Company to third party suppliers that are not currently included in Public Service's base electric rates. The Commission issued notice of the application on October 8, 2003. Public Service pre-filed its testimony and exhibits with the application and, is seeking a Commission decision in this matter that will allow the Company to put new tariffs into effect incorporating the proposed PCCA by March 1, 2004, and no later than April 1, 2004.

2. The Staff of the Commission and the Office of Consumer Counsel filed notices of intervention. Colorado Energy consumers (CEC),¹ and Climax Molybdenum Company and

¹ According to the Petition to Intervene, the members of the CEC include, but are not limited to, Air Liquide America, Anheuser-Busch, Ball Corporation, Coors Brewing Company, Lockheed Martin, The University of Denver, Johnson & Wales University, Adams Twelve Five Star School District, and Denver Public Schools.

CF&I Steel, LP, doing business as Rocky Mountain Steel Mills have filed petitions to intervene in this matter. Good grounds having been stated, we grant the petitions for intervention.

3. The parties raise several issues on this application and request that this matter be set for hearing. We grant the request to set this matter for hearing. The Commission will conduct the hearing *en banc*.

4. The prehearing conference will deal with any pending motions, the timing of discovery, the establishment of a procedural schedule, including dates for prefiling Intervenor and rebuttal testimonies and hearing dates, and any related matters.

II. ORDER

A. The Commission Orders That:

1. The petitions to intervene filed by Colorado Energy Consumers, and Climax Molybdenum Company and CF&I Steel, LP, doing business as Rocky Mountain Steel Mills are granted.

2. The requests for hearing are granted.

3. A prehearing conference is scheduled in this matter as follows:

DATE: January 6, 2004

TIME: 1:30 p.m.

PLACE: Commission Hearing Room
1580 Logan Street, OL2
Denver, Colorado

4. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
December 10, 2003.**

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

GREGORY E. SOPKIN

POLLY PAGE

JIM DYER

Commissioners