

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03S-539E

RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY AQUILA, INC., DOING BUSINESS AS AQUILA NETWORKS-WPC, WITH ADVICE NO. 586.

**ORDER GRANTING INTERVENTIONS AND
IDENTIFYING ITEMS TO BE DISCUSSED AT
PREHEARING CONFERENCE**

Mailed Date: January 21, 2004

Adopted Date: January 21, 2004

I. BY THE COMMISSION

A. Statement

1. On December 1, 2003, Aquila, Inc., doing business as Aquila Networks-WPC filed Advice Letter No. 586. By Decision No. C03-1423, we suspended the advice letter and set this matter for hearing. The intervention period ended January 17, 2004.

2. The Colorado Office of Consumer Counsel and the Staff of the Commission filed notices of intervention. A Petition for Leave to Intervene was filed by the Fountain Valley Authority, the Board of Water Works of Pueblo, Colorado, and the City of Canon City on January 7, 2004. A Petition to Intervene was late-filed by Cripple Creek & Victor Gold Mining Company. Goodrich Corporation, Holcim (U.S.), Inc., and the Trane Company (collectively CGHT) on January 20, 2004. Good grounds having been stated, we waive the response time on the CGHT Petition to Intervene and grant the petitions for intervention.

3. A prehearing conference on this matter will be held at 2:00 p.m. on February 11, 2004. In order to facilitate an efficient use of time, we provide the following list of issues which

the parties should be prepared to discuss at the prehearing conference: dates for filing answer, cross-answer, and rebuttal testimony; dates for filing accompanying work papers to testimony; date (prior to hearing) for a technical conference, if necessary, on cost of service models; dates for hearing; whether there is a need for daily transcript and who shall pay; if, and how, electronic service of documents will be conducted for this case; dates for cutoff to discovery requests; and response and objection times for discovery requests. The Commission suggests that the parties convene at 1:30 p.m. on February 11, 2004,¹ to discuss proposed dates for all of the above items.

II. ORDER

A. The Commission Orders That:

1. The petition to intervene filed by the Fountain Valley Authority, the Board of Water Works of Pueblo, Colorado, and the City of Canon City is granted.

2. The late-filed Petition to Intervene filed by Cripple Creek & Victor Gold Mining Company, Goodrich Corporation, Holcim (U.S.), Inc., and the Trane Company is granted. Response time to this petition is waived.

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

DATE:	February 11, 2004
TIME:	2:00 p.m.
PLACE:	Commission Hearing Room 1580 Logan Street, OL2 Denver, Colorado

The Commission suggests that the parties convene at 1:30 p.m. on February 11, 2004, to discuss proposed dates for all of the items discussed above.

¹ The hearing room will be reserved starting at 1:30 p.m. for the parties' use.

4. This Order is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
January 21, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners