

Decision No. R14-0854-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14AL-0309G

IN THE MATTER OF ADVICE LETTER NO. 861 - GAS FILED BY PUBLIC SERVICE COMPANY OF COLORADO IN COMPLIANCE WITH DECISION NOS. R13-1307 AND C13-1568 IN PROCEEDING NO. 12AL-1268G TO REVISE THE GENERAL RATE SCHEDULE ADJUSTMENT TO BECOME EFFECTIVE MAY 1, 2014.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
MANA L. JENNINGS-FADER
GRANTING UNOPPOSED MOTION;
VACATING PROCEDURAL SCHEDULE;
RETAINING AUGUST 25, 2014 HEARING
DATE; VACATING AUGUST 26, 2014 HEARING
DATE; AND WAIVING RESPONSE TIME**

Mailed Date: July 21, 2014

I. STATEMENT

1. On April 1, 2014, Public Service Company of Colorado (Public Service) filed Advice Letter No. 861 - Gas (Advice Letter) to revise the General Rate Schedule Adjustment (GRSA). Accompanying the Advice Letter are proposed tariff sheets that, if in effect, would revise the GRSA upward in order to recover Public Service's rate case expenses for Proceeding No. 12AL-1268G.

2. The Colorado Office of Consumer Counsel (OCC) and the Trial Staff of the Commission (Staff) intervened. OCC and Staff, collectively, are the Intervenors. Public Service and the Intervenors, collectively, are the Parties.

3. On April 30, 2014, by Decision No. C14-0443, the Commission referred this Proceeding to an Administrative Law Judge (ALJ).

4. The procedural history of this Proceeding is set out in decisions previously issued in this matter. The ALJ repeats the procedural history here as necessary to put this Interim Decision in context.

5. On July 9, 2014, Public Service filed its Advice Letter No. 861 - Gas Amended (Amended Advice Letter). Appended to the Amended Advice Letter are proposed tariff sheets that contain a proposed effective date of June 1, 2014 and that are otherwise identical to the proposed tariff sheets appended to the Advice Letter.

6. On July 10, 2014, by Decision No. R14-0798-I, pursuant to § 40-6-111(1), C.R.S., the ALJ suspended for 120 days (*i.e.*, through and including September 28, 2014), the June 1, 2014 proposed effective date of the proposed tariff sheets appended to the Amended Advice Letter.

7. On June 20, 2014, by Decision No. R14-0668-I and as pertinent here, the ALJ scheduled an August 14 and 15, 2014 evidentiary hearing and established the procedural schedule in this Proceeding.

8. By Decision No. R14-0798-I, the ALJ granted an Unopposed Motion for a Revised Procedural Schedule; modified the procedural schedule; vacated the August 14 and 15, 2014 hearing; and scheduled an August 25 and 26, 2014 evidentiary hearing in this matter.

9. On July 18, 2014, Public Service filed (in one document) an Unopposed Motion to Vacate the Remaining Procedural Schedule [Motion to Vacate], to Reserve Hearing Date for Hearing on Settlement Agreement [Motion to Reserve], and to Waive Response Time to This Motion [Motion for Waiver]. This filing states that an all-party settlement has been reached in this Proceeding and that the settlement agreement will be filed in this Proceeding as soon as possible.

10. All Parties join in the July 18, 2014 filing and support the relief sought in the filing.

11. As all Parties join in, and support the relief sought in, the July 18, 2014 filing, the ALJ finds that no party will be prejudiced if the Motion for Waiver is granted. The ALJ will grant the Motion for Waiver and will waive response time to the Motion to Vacate and the Motion to Reserve.

12. The ALJ finds that the Motion to Vacate states good cause and that no party will be prejudiced if the Motion to Vacate is granted. The ALJ will vacate the procedural schedule established in Decision No. R14-0798-I.

13. The ALJ finds that the Motion to Reserve states good cause and that no party will be prejudiced if the Motion to Reserve is granted. The ALJ will reserve the **August 25, 2014** hearing date for the evidentiary hearing on the settlement agreement¹ and will vacate the August 26, 2014 hearing date.

II. ORDER

A. It Is Ordered That:

1. The Unopposed Motion to Vacate the Remaining Procedural Schedule is granted.
2. The procedural schedule established in Decision No. R13-0798-I is vacated.
3. The Unopposed Motion to Reserve Hearing Date for Hearing on Settlement Agreement is granted.
4. The scheduled August 25, 2014 hearing date is reserved for an evidentiary hearing on the Settlement Agreement.

¹ If the ALJ finds that the August 25, 2014 evidentiary hearing is not necessary, the ALJ will issue a subsequent Interim Decision to vacate the hearing.

5. The scheduled August 26, 2014 evidentiary hearing date is vacated.
6. The Unopposed Motion to Waive Response Time is granted.
7. Response time to the Unopposed Motion to Vacate the Remaining Procedural Schedule [and] to Reserve Hearing Date for Hearing on Settlement Agreement is waived.
8. The Parties are held to the advisements contained in the Interim Decisions entered in this Proceeding.
9. This Interim Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

MANA L. JENNINGS-FADER

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,
Director