

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

PROCEEDING NO. 15A-0589E

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IN THE MATTER OF THE APPLICATION OF THE CITY OF BOULDER, COLORADO FOR APPROVAL OF THE PROPOSED TRANSFER OF ASSETS FROM PUBLIC SERVICE COMPANY OF COLORADO TO THE CITY AND ASSOCIATED AUTHORIZATIONS AND RELIEF.

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**INTERIM DECISION SHORTENING RESPONSE TIME**

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Mailed Date: July 31, 2019

Adopted Date: July 31, 2019

**I. BY THE COMMISSION**

**A. Statement**

1. By this Decision, the Commission shortens response time to the motion filed on July 26, 2019, by IBM, Corp. (IBM) (Motion) requesting that attorney Mr. Douglas Widlund of Widlund Law, LLC be added to IBM's list of persons with access to Highly Confidential "green" level information in this proceeding. Any responses must now be filed by August 2, 2019.

**B. Findings and Conclusions**

2. In the Motion, IBM indicates that when it requested consent from the City of Boulder (Boulder) to add Mr. Widlund to IBM's list of persons with "green" level access, Boulder objected. IBM reports that Boulder argues, because Mr. Widlund conferred with Boulder's condemnation attorneys on July 19th regarding a potential IBM motion to intervene in the condemnation case pending in Boulder County District Court, unless there is a legitimate basis for sharing with him the highly confidential information provided in this proceeding for use in this proceeding, Boulder must object to his access. IBM contends these reasons for denying access are unpersuasive and inappropriate.

3. IBM requests that the Commission waive or shorten response time to the Motion to noon on Tuesday, July 30, 2019, and then issue an expedited decision on or before the Commissioners' Weekly Meeting on July 31, 2019.

4. Boulder filed a response on July 30, 2019, objecting to the addition of Mr. Widlund to IBM's list of persons with "green" level access and objecting to the request to waive or shorten response time.

5. We grant the request to shorten response time, in part. Response time to the Motion is shortened to **5:00 p.m. on Friday, August 2, 2019**. This timeframe allows parties, including Public Service Company of Colorado, reasonable opportunity to respond while still expediting a decision from the Commission. After review of any responses received, the Commission will rule on the merits of the remainder of the Motion at its next Commissioners' Weekly Meeting.

## **II. ORDER**

### **A. It Is Ordered That:**

1. The Motion Regarding Attorney Access to Highly Confidential Information and for Shortened Response Time and Expedited Decision, filed on July 26, 2019, by IBM, Corp. is granted, in part, consistent with the discussion above.

2. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
July 31, 2019.**

( S E A L )



ATTEST: A TRUE COPY



Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

JEFFREY P. ACKERMANN

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FRANCES A. KONCILJA

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JOHN GAVAN

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Commissioners