

Decision No. C20-0511-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 19A-0728E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE VOLTAGE CONTROL FACILITIES ASSOCIATED WITH THE COLORADO ENERGY PLAN.

PROCEEDING NO. 20A-0063E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE GREENWOOD TO DENVER TERMINAL 230 KV TRANSMISSION PROJECT ASSOCIATED WITH THE COLORADO ENERGY PLAN, ASSOCIATED FINDINGS OF NOISE AND MAGNETIC FIELD REASONABLENESS, AND UPRATE PROJECTS.

INTERIM DECISION ESTABLISHING PROCEDURES

Mailed Date: July 15, 2020
Adopted Date: July 15, 2020

I. BY THE COMMISSION

A. Statement

1. This Decision provides additional procedures relating to the Direct Testimony filed by Public Service Company of Colorado (Public Service) in Proceeding No. 20A-0063E, supplementing the procedures established in Decision No. C20-0478-I (mailed July 1, 2020).

B. Background

2. A more comprehensive summary of the background of this proceeding is included in Decision No. C20-0428-I (mailed June 9, 2020). The facts relevant to this Decision are stated below.

3. On May 26, 2020, Public Service and Staff of the Colorado Public Utilities Commission (Staff) filed a Notice of Settlement and Joint Motion to Approve Settlement, Consolidate Proceedings, Hear Consolidated Proceeding *en banc*, Approve Procedural Schedule, and Shorten Response Time (Joint Motion). The proposed relief sought by the Joint Motion affects both Proceeding No. 19A-0728E and Proceeding No. 20A-0063E.

4. The Colorado Office of Consumer Counsel filed its Response in opposition to the Joint Motion on May 29, 2020. The Settling Parties then filed a Joint Motion for Leave to Reply along with their proposed Reply on June 1, 2020.

5. By Decision No. C20-0428-I, the Commission, among other things, consolidated Proceeding Nos. 19A-0728E and 20A-0063E,¹ granted the Settling Parties' request to hear the consolidated proceeding *en banc*, adopted a procedural schedule, and scheduled a hearing on the Settlement Agreement for July 23 and 24, 2020.

6. Additionally, in Decision No. C20-0428-I, the Commission noted that in-person hearings at the Commission's offices are currently suspended and found it is in the parties' interests to plan and prepare for a remote video-conference evidentiary hearing, consistent with public health advisories to prevent the spread of COVID-19.

7. By Decision No. C20-0478-I and Attachment B thereto, the Commission, in relevant part, established the procedures and requirements for the presentation of exhibits electronically during the remote evidentiary hearing.

¹ Proceeding No. 19A-0728E shall be the primary proceeding for administrative purposes.

C. Direct Testimony filed by Public Service in Proceeding No. 20A-0063E

8. On February 21, 2020, Public Service filed an Application in Proceeding No. 20A-0063E for a CPCN regarding a proposed Greenwood to Denver Terminal 230 kV Transmission Project and three associated transmission line uprate projects (GDT CPCN Application). Public Service included the Direct Testimony of Parker Wrozek, Thomas Green, and Carly Rowe with the GDT CPCN Application.

9. On April 1, 2020, the Commission deemed Public Service's GDT CPCN Application complete and referred the proceeding to an Administrative Law Judge (ALJ) by minute entry.

10. By Decision No. R20-0359-I, the ALJ established a procedural schedule, which in relevant part, required Answer Testimony to be filed on June 10, 2020, and Rebuttal and Cross-Answer Testimony to be filed on June 30, 2020.²

11. On May 26, 2020, Public Service and Staff filed the Joint Motion in Proceeding Nos. 19A-0728E and 20A-0063E. Unlike in Proceeding No. 19A-0728E, the parties had not yet filed Answer or Rebuttal Testimony, and the ALJ had not yet issued an interim decision establishing procedures for the electronic presentation of exhibits during the evidentiary hearing, in Proceeding No. 20A-0063E. Due to this procedural posture, Public Service had not yet marked for identification and filed the Direct Testimony of Mr. Wrozek, Mr. Green, and Ms. Rowe as hearing exhibits in Proceeding No. 20A-0063E.

12. To be included in the evidentiary record in the above-captioned consolidated proceedings, the Direct Testimony of Mr. Wrozek, Mr. Green, and Ms. Rowe filed with the GDT CPCN Application will need to be (a) marked for identification consistent with procedures

² Proceeding No. 20A-0063E, Decision No. R20-0359-I at page 5.

established in Decision No. R20-0142-I,³ and (b) filed as hearing exhibits in the Commission's E-Filings System no later than 5:00 p.m. on Friday, July 17, 2020.

13. Alternatively, the Direct Testimony of Mr. Wrozek, Mr. Green, and Ms. Rowe filed with the GDT CPCN Application will need to be (a) marked for identification consistent with procedures established in Decision No. R20-0142-I, (b) uploaded to Public Service's designated box.com folder using the process described in Attachment B to Decision No. C20-0478-I, and (c) offered for admission during the remote evidentiary hearing in this matter.

II. ORDER

A. It Is Ordered That:

1. Public Service Company of Colorado shall comply with the requirements and follow the procedures contained in this Decision, as well as in Decision Nos. R20-0142-I and C20-0478-I.

2. This Decision is effective upon its Mailed Date.

³ Decision No. R20-0142-I (mailed March 5, 2020) established electronic procedures in Proceeding No. 19A-0728E.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
July 15, 2020.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JEFFREY P. ACKERMANN

JOHN GAVAN

MEGAN M. GILMAN

Commissioners