

Decision No. C25-0581-I

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

PROCEEDING NO. 24A-0442E

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IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF  
COLORADO FOR APPROVAL OF ITS 2024 JUST TRANSITION SOLICITATION.

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**INTERIM COMMISSION DECISION SETTING  
SHORTENED RESPONSE TIME TO MOTION TO STRIKE**

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Issued Date: August 7, 2025

Adopted Date: August 6, 2025

**I. BY THE COMMISSION**

**A. Statement, Findings, and Conclusions**

1. On October 15, 2024, Public Service Company of Colorado (“Public Service” or the “Company”) filed a Verified Application for approval of its 2024 Just Transition Solicitation Application.

2. Through Decision No. C25-0064-I, issued January 29, 2025, the Commission adopted a procedural schedule and scheduled an *en banc* remote evidentiary hearing.

3. The remote evidentiary hearing was held on June 10-13, 17-18, 20, 23, and 24, 2025.

4. Per the adopted procedural schedule, Statements of Position (“SOPs”) were due from the parties on July 14, 2025.

5. Through Decision C25-0514-I, issued July 11, 2025, the Commission granted a limited extension for parties to file SOPs and the deadline was extended to July 17, 2025.

6. On August 4, 2025, Moffat County and the City of Craig (“Moffat and Craig”) filed a Motion to Strike Portions of the Statement of Position filed by the City of Pueblo, Pueblo County, and Pueblo Economic Development Corporation (“Motion”).

7. The statement in question, contained in the City of Pueblo, Pueblo County, and Pueblo Economic Development Corporation’s (collectively, the “Pueblo Intervenors”) SOP, is as follows:

Craig/Moffat also submitted cross answer testimony claiming that employee impact payments should go to them as opposed to Hayden where the plant is located because many of the employees work at Hayden but live in Moffat County. So Moffat/Craig is fighting with Hayden/Routt as to who should get paid amounts that are not authorized under the statute.<sup>1</sup>

8. Moffat and Craig contend these statements are false, argue alleged facts not in evidence, are advanced for an improper purpose, and therefore, should be stricken from the record. Moffat and Craig assert that (1) contrary to Pueblo Intervenors’ statements, Moffat and Craig did not submit Cross-Answer testimony; (2) there is no evidence in this Proceeding that Moffat and Craig’s request for “Direct Worker Impact” community assistance related to Public Service’s ownership at Hayden Station has been made in lieu of or “as opposed to” the Town of Hayden and Routt County (together, the “Routt County Governments”) receiving community assistance; and (3) the evidence does not show that Moffat and Craig are “fighting with” the Routt County Governments, but rather Moffat and Craig and the Routt County Governments have supported the requests of other coal communities and community assistance plans throughout the course of the Proceeding.

9. Moffat and Craig state they have made good faith efforts, in an attempt to conserve both Commission and party resources, to resolve this evidentiary dispute by requesting the

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<sup>1</sup> Pueblo Intervenors’ SOP at pp. 20-21.

Pueblo Intervenors amend their SOP. Moffat and Craig indicate that counsel for Pueblo Intervenors declined to do so.

10. The Motion represents it is authorized by the Routt County Governments to state that the Routt County Governments support the Motion, and add they are not fighting with Moffat and Craig or any other transition community. The Routt County Governments further indicate they support the right of all coal transition communities to advocate for their own transition needs, including the ability of the Routt County Governments and Moffat and Craig to advocate for transition solutions which were not included in the Unanimous Partial Settlement Agreement to Public Service's Phase I Electric Resource Plan.

11. The Motion represents that the Pueblo Intervenors oppose the Motion, and all other parties either take no position or did not respond.

12. Moffat and Craig request the Commission shorten the response time to five business days, or to and including Monday, August 11, 2025.

13. We find good cause to shorten the response time to the Motion. Responses to the Motion shall be due by **5:00 p.m. on August 11, 2025.**

14. We will address the merits of the Motion at a future date.

## **II. ORDER**

### **A. The Commission Orders That:**

1. The deadline to file responses to Moffat County and the City of Craig's Motion to Strike a Portion of the Statement of Position of the City of Pueblo, Pueblo County, and Pueblo Economic Development Corporation and Request for Shortened Response Time, filed on August 4, 2025, is **5:00 p.m. on August 11, 2025.**

2. This Decision is effective immediately upon its Issued Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
August 6, 2025.**

(S E A L)



ATTEST: A TRUE COPY

Rebecca E. White,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Commissioners