

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 25N-0346GPS

IN THE MATTER OF THE NOTICE OF PROBABLE VIOLATION ISSUED TO OGRIS OPERATING, LLC ON AUGUST 18, 2025.

**RECOMMENDED DECISION
FINDING THAT OGRIS OPERATING, LLC HAS
SATISFIED ENFORCEMENT REQUIREMENTS
AND CLOSING THE PROCEEDING**

Issued Date: November 17, 2025

I. STATEMENT

1. On August 18, 2025, Staff of the Public Utilities Commission (“Staff”) issued its Notice of Probable Violation (“NPV”) to Ogris Operating, LLC (“Operator”). The NPV was filed on August 22, 2025, commencing this proceeding.

2. The NPV was issued as a result of Staff’s determination in April 2025 that the Operator had failed to submit annual reports required by 4 *Colorado Code of Regulations* (“CCR”) 723-11-11100(a) for two successive calendar years. The NPV carries a penalty of \$5,000.

3. On September 29, 2025, Staff filed an Unopposed Motion to Extend Operator’s Deadline and Waiver of Response Time (“Motion to Extend”). The Motion to Extend explains that Staff and the Operator met on September 25, 2025, and the parties agreed to extend the Operator’s response deadline by 30 days to October 29, 2025. The Motion to Extend explains that Staff served the NPV on the Operator by certified mail to its registered agent, URS Agents, LLC, on August 28, 2025. Pursuant to Rule 11504(c), 4 CCR 723-11, an operator has 30 days after the date of

service to file a response to an NPV. Operator therefore had until September 29, 2025, to respond to the NPV.

4. On October 15, 2025, the Public Utilities Commission (“PUC”) received a check for \$5,000 from the Operator as payment for the penalty.

5. On October 23, 2025, Staff filed an Unopposed Motion for a Commission Order Closing This Proceeding and For a Waiver of Response Time (“Motion to Close Proceeding”). Through the Motion to Close Proceeding, Staff notes that pursuant to Rule 1504(c)(I)(A), by paying the full civil penalty assessed in the NPV within the permissible timeframe, the Operator has admitted to the violation and the proceeding may be closed. Staff states that they conferred with the Operator and the Operator supports the Motion to Close Proceeding.

6. On October 29, 2025, the Commission referred this proceeding to an Administrative Law Judge (“ALJ”) by minute entry.

II. DISCUSSIONS AND CONCLUSIONS

7. The record demonstrates that the requested relief is uncontested. The proceeding may now be processed under the modified procedure, pursuant to § 40-6-109(5), C.R.S., and Rule 1403, 4 CCR 723-1, without a formal hearing.

8. Good cause exists to grant the Motion to Extend.

9. The record further demonstrates that the Operator has paid in full the civil penalty of \$5,000 associated with the NPV. Therefore, the undersigned ALJ finds and concludes that Operator has fully satisfied the enforcement requirements set forth in the NPV and Rule 11504, 4 CCR 723-11.

10. This proceeding may now be closed. The Motion to Close Proceeding is therefore granted.

11. Pursuant to § 40-6-109, C.R.S., the ALJ recommends that the Commission enter the following Order.

III. ORDER

A. The Commission Orders That:

1. The Unopposed Motion to Extend Operator's Deadline and Waiver of Response Time filed by Staff of the Public Utilities Commission ("Staff") on September 29, 2025, is granted.

2. The Unopposed Motion for a Commission Order Closing this Proceeding and for a Waiver of Response Time filed by Staff on October 23, 2025, is granted.

3. Ogris Operating, LLC ("Operator") has satisfied enforcement requirements related to the Notice of Probable Violation issued by Staff to the Operator on August 18, 2025, consistent with the discussion above.

4. Proceeding No. 25N-0346GPS is closed.

5. This Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if that is the case, and is entered as of the date above.

6. As provided by § 40-6-109, C.R.S., copies of this Recommended Decision shall be served upon the parties, who may file exceptions to it.

- a. If no exceptions are filed within 20 days after service or within any extended period of time authorized, or unless the decision is stayed by the Commission upon its own motion, the recommended decision shall become the decision of the Commission and subject to the provisions of § 40-6-114, C.R.S.
- b. If a party seeks to amend, modify, annul, or reverse basic findings of fact in its exceptions, that party must request and pay for a transcript to be filed, or the parties may stipulate to portions of the transcript according to the procedure stated in § 40-6-113, C.R.S. If no transcript or stipulation is filed, the Commission is bound by the facts set out by the administrative law judge and the parties cannot challenge these facts. This will limit what the Commission can

review if exceptions are filed.

7. If exceptions to this Decision are filed, they shall not exceed 30 pages in length, unless the Commission for good cause shown permits this limit to be exceeded.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

G. HARRIS ADAMS

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Rebecca E. White".

Rebecca E. White,
Director