

(Decision No. C94-647)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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PROPOSED REVISIONS TO THE)
COLORADO PUBLIC UTILITIES)
COMMISSION'S RULES FOR EMERGENCY)
REPORTING TELECOMMUNICATIONS)
SERVICE PROVIDERS AND TELEPHONE)
UTILITIES FOUND AT 4 CCR 723-29.)

DOCKET NO. 93R-686T

PRELIMINARY DECISION
ADOPTING RULES

Mailed Date: June 1, 1994
Adopted Date: May 25, 1994

STATEMENT

BY THE COMMISSION:

This docket comes before the Colorado Public Utilities Commission ("Commission") on its own Motion for Consideration of Recommended Decision No. R94-508.

By Decision No. C93-1494, this Commission opened the above referenced rulemaking proceeding and assigned the matter to an Administrative Law Judge to conduct a hearing and issue a recommended decision. Administrative Law Judge Stuelpnagel held a hearing on January 14, 1994, and thereafter issued his recommended decision on April 27, 1994.

By Decision No. C94-573, this Commission stayed the recommended decision pursuant to § 40-6-109(2), C.R.S. (1993). No party filed exceptions to the recommended decision. Having reviewed the recommended decision and the rules contained therein, the Commission will adopt said rules for the reasons set forth in the recommended decision.

The Commission must allow 20 days for parties to file applications for rehearing, reargument, or reconsideration pursuant to § 40-6-114, C.R.S. (1993). The Commission must also file these rules with the Secretary of State within 20 days of the adoption of the rules. See, § 24-4-103(11)(d), C.R.S. (1993). Because these two requirements cannot be met if this decision is construed as a final Commission decision, this decision shall not become final until the period for filing applications for rehearing, reargument, or reconsideration has expired, or, if any such applications are timely filed, until the Commission issues a decision on such applications, whichever is later. The Commission's stay of the recommended decision shall be deemed vacated at the time this decision becomes final.

THEREFORE THE COMMISSION ORDERS THAT:

1. The rules set forth in Recommended Decision No. R94-508 are hereby adopted.

2. Commission Decision No. C94-573 staying the recommended decision is, by this Decision, automatically vacated upon this Decision becoming final.

This Order is effective on its Mailed Date.

ADOPTED IN OPEN MEETING May 25, 1994.

(SEAL)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

CHRISTINE E. M. ALVAREZ

VINCENT MAJKOWSKI

Commissioners

ATTEST: A TRUE COPY

CHAIRMAN ROBERT E. TEMMER RESIGNED
EFFECTIVE MARCH 1, 1994

A handwritten signature in cursive script, appearing to read "Bruce N. Smith".

Bruce N. Smith
Director

NT:srs