

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

PROCEEDING NO. 20A-0268E

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IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF  
COLORADO FOR APPROVAL OF ITS ZUNI STATION DECOMMISSIONING PLAN.

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**INTERIM DECISION OF  
ADMINISTRATIVE LAW JUDGE  
ROBERT I. GARVEY  
VACATING REMAINING PROCEDURAL SCHEDULE  
AND EVIDENTIAL HEARING**

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Mailed Date: December 8, 2020

**I. STATEMENT**

**A. Background**

1. On June 19, 2020, Public Service Company of Colorado (Public Service) filed its Verified Application for approval of its decommissioning plan for its Zuni Electric Generating Station.

2. On July 14, 2020, the Colorado Office of Consumer Counsel (OCC) filed its Notice of Intervention of Right, Entry of Appearance, and Request for Hearing. The OCC is an intervenor as of right and a party in this proceeding.

3. On July 21, 2020, Trial Staff of the Colorado Public Utilities Commission (Staff) timely filed its Notice of Intervention as of Right, Entry of Appearance, Notice Pursuant to Rule 1007(a) and Rule 1403(b), and Request for Hearing. The intervention is of right, and Staff is a party in this matte

4. On July 29, 2020, by minute order, Proceeding No. 20A-0268E was referred to the undersigned Administrative Law Judge (ALJ).

5. On August 5, 2020, by Decision No. R20-0572-I, a prehearing conference was scheduled for August 25, 2020.

6. On August 19, 2020, Public Service filed its Unopposed Motion to Adopt a Consensus Procedural Schedule and Vacate Prehearing Conference (Unopposed Motion). In the Unopposed Motion, the parties stated they had agreed upon a procedural schedule in the above captioned proceeding and requested that the prehearing conference be vacated.

7. On August 20, 2020, by Decision No. R20-0614-I, an evidentiary hearing was scheduled for December 15 & 16, 2020.

8. On December 4, 2020, the Parties filed their Joint Motion for Commission Decision Approving Unanimous and Comprehensive Settlement Agreement, Vacating Procedural Schedule and Hearing Dates and Waiver of Response Time and Settlement Agreement (Joint Motion).

9. The undersigned ALJ has reviewed the Joint Motion and finds good cause to vacate the remaining procedural schedule and evidentiary hearing. A hearing on the Settlement Agreement shall not be necessary. A Decision on the on the Settlement Agreement shall be issued at later date.

## **II. ORDER**

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

1. The Joint Motion Vacating Procedural Schedule and Hearing Dates is granted.
2. The remaining procedural schedule and evidentiary hearing scheduled for December 15 & 16, 2020 shall be vacated.

3. A decision on the Settlement Agreement shall be issued at a later date.
4. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

ROBERT I. GARVEY

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Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,  
Director