

Decision No. C23-0350-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 22AL-0555E

IN THE MATTER OF ADVICE LETTER NO. 1912 - ELECTRIC FILED BY PUBLIC SERVICE COMPANY OF COLORADO TO REVISE ITS COLORADO P.U.C. NO. 8 - ELECTRIC TARIFF TO ALLOW THE COMPANY TO PASS THROUGH COSTS FROM THE MONETIZATION OF PRODUCTION TAX CREDITS ASSOCIATED WITH THE RUSH CREEK WIND PROJECT AND THE CHEYENNE RIDGE WIND PROJECT TO BE PASSED THROUGH THE ELECTRIC COMMODITY ADJUSTMENT, TO BECOME EFFECTIVE JANUARY 14, 2023.

**INTERIM COMMISSION DECISION
VACATING JUNE 1, 2023 HEARING**

Mailed Date: May 24, 2023
Adopted Date: May 24, 2023

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. On December 15, 2022, Public Service Company of Colorado (Public Service or Company) filed Advice Letter No. 1912-Electric with tariff sheets for its Electric Commodity Adjustment (ECA). Public Service seeks to modify the ECA tariff sheets to accommodate transaction costs associated with the monetization of Production Tax Credits (PTCs) associated with the Company's Rush Creek Wind Project and Cheyenne Ridge Wind Project.

2. By Decision No. C23-0030 mailed on January 12, 2023, the Commission suspended the effective date of the tariff sheets filed with Advice Letter No. 1912 for 120 days, or up to and including May 15, 2023.

3. By Decision No. R23-0165-I, issued March 7, 2023, Administrative Law Judge (ALJ) Alenka Han further extended the suspension an additional 130 days, up to and including September 22, 2023, and set a procedural schedule for this Proceeding with an evidentiary hearing to commence on June 1, 2023.

4. By Decision No. R23-0308 (Recommended Decision), issued on May 11, 2023, ALJ Han grants Public Service's request to amend the tariff sheets filed with Advice Letter No. 1912 and lifts the suspension of proposed effective date of the tariff sheets filed ordered by the Commission in Decision No. C23-0030.

5. The Recommended Decision explains the parties have resolved the issues set to be litigated at the June 1, 2023 evidentiary hearing, that the modified tariff sheets submitted with the amended Advice Letter No. 1912 are now uncontested by Staff of the Colorado Public Utilities Commission and the Colorado Office of the Utility Consumer Advocate, and that Public Service has demonstrated that the concerns leading the Commission to suspend the proposed effective date in Decision No. C23-0030 have now been fully resolved by the parties.

6. Unless exceptions to the Recommended Decision are filed by Public Service or the Commission timely stays the Recommended Decision on its own motion, the Recommended Decision will become the decision of the Commission on May 31, 2023.

7. We find good cause to vacate the hearing scheduled for June 1, 2023 by Decision No. R23-0165-I in light of ALJ Han's issuance of the Recommended Decision.

II. ORDER

A. It Is Ordered That:

1. The hearing scheduled on June 1, 2023 by Decision No. R23-0165-I is vacated, consistent with the discussion above.

8. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' DELIBERATIONS MEETING
May 24, 2023.**

(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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MEGAN M. GILMAN

TOM PLANT

Commissioners