

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 DECISION OF
ADMINISTRATIVE LAW JUDGE
ALENKA HAN,
EXTENDING ANSWER TESTIMONY DEADLINE**

Mailed Date: April 07, 2023

I. STATEMENT, SUMMARY, AND BACKGROUND

A. Procedural Background

1. On December 15, 2022, Public Service Company of Colorado (Public Service or the Company) filed Advice Letter No. 1912-Electric with tariff sheets for its Electric Commodity Adjustment (ECA), seeking to modify its 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 in order to bring the benefits of the tax credit transferability provision of the Inflation Reduction Act of 2022 to customers.

2. By Decision No. C23-0030 mailed on January 12, 2023, the Commission suspended the effective date of Public Service's Advice Letter for 120 days, or up to and

including May 15, 2023, set for hearing the tariffs submitted, and referred the matter to an Administrative Law Judge (ALJ) for disposition.

3. The Colorado Office of the Utility Consumer Advocate (UCA) and Commission Staff filed Interventions as of Right.

4. Decision No. R23-0165-I, issued March 7, 2023, further suspended the proposed effective date by an additional 130 days, or up to and including September 22, 2023. Decision No. R23-0165-I also established a Procedural Schedule to govern this Proceeding and scheduled the matter for an evidentiary hearing to be held June 1, 2023.

5. As pertinent here, Decision No. R23-0165-I established April 7, 2023, as the deadline for the parties to file their Answer Testimony.

B. Request to Extend Answer Testimony Deadline

6. On April 5, 2023, Public Service filed a Notice of Resolution and Request for Extension of Answer Testimony Due Date. In its Notice, Public Service stated that it was authorized by UCA and Commission Staff to advise that the parties had “resolved all issues in this proceeding and there are no outstanding issues between the parties.” Public Service attached to its Notice an amended, redlined version of its Electric Commodity Adjustment (ECA) tariff sheets which will enable it “to execute transactions to monetize [PTCs] . . . and bring substantial benefits to customers.”

7. In its Notice, Public Service also requested that, in light of the resolution in principle reached by the parties, the deadline for parties to submit Answer Testimony be extended up to and including April 14, 2023.

8. Public Service further stated that it “intends to file a Second Amended Advice Letter and Supplemental Direct Testimony . . . explaining the changes in the redlined ECA Tariff no later than noon on Friday, April 14, 2023.”

9. The undersigned ALJ finds that extending the deadline for parties to file Answer Testimony will provide them with additional time to finalize their settlement in principle. It will also enable the parties to fully resolve this matter as expeditiously as possible.

10. The Procedural Schedule established by Decision No. R23-0165-I will therefore be amended to extend the deadline for filing Answer Testimony up to and including April 14, 2023.

II. ORDER

A. It Is Ordered That:

1. The Procedural Schedule established by Decision No. R23-0165-I is amended to extend the deadline for filing Answer Testimony up to and including **April 14, 2023**.

2. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ALENKA HAN

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script, appearing to read "G. Harris Adams".

G. Harris Adams,
Interim Director