

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03M-099E

THE APPLICATION OF AQUILA, INC., DOING BUSINESS AS AQUILA NETWORKS-WPC,
TO PLACE INTO EFFECT A REVISED DEMAND SIDE MANAGEMENT COST
ADJUSTMENT

**COMMISSION ORDER APPROVING THE
PETITION FOR VARIANCE FROM THE FILING
REQUIREMENT DATE OF THE 2003 DEMAND
SIDE MANAGEMENT COST ADJUSTMENT**

Mailed Date: March 25, 2003
Adopted Date: March 20, 2003

I. BY THE COMMISSION

A. Statement

1. On March 13, 2003, Aquila, Inc., doing business as Aquila Networks-WPC, (Aquila), filed an application pursuant to 4 *Code of Colorado Regulations* (CCR) 723-1-59, of the Commission's Rules of Practice and Procedures, requesting a variance from the filing date of its 2003 Demand Side Management Cost Adjustment (DSMCA) tariff. Pursuant to Aquila's Colorado tariffs, the revised tariff is to be filed on March 15 of each year through year 2005 (Colo. PUC No. 6, Sheet No. 96), which for 2003 would fall on March 17, 2003. In this petition, Aquila requests an extension of time to and including April 16, 2003, to file the required DSMCA tariff.

2. Aquila is an electric utility operating pursuant to authority issued by the Commission within its authorized service territory in the State of Colorado. Aquila is regulated by the Commission with respect to its rates for services and facilities provided to its customers.

3. Aquila's DSMCA tariff is due to be filed with the Commission on or before March 15, 2003. Aquila's reason for a request for an extension of time is that the personnel, particularly Mr. Scott Keith, responsible for preparing and filing the Colorado DSMCA tariff filing have been extremely busy during the past two months on matters relating to litigation of the pending electric rate case before the Commission in Docket No. 02S-549E. Therefore Mr. Keith has had insufficient time to compile the necessary information and to prepare the revised DSMCA tariff filing 2003.

B. Findings of Fact

4. This application complies with 4 CCR 723-1-59 and is deemed complete.

C. Conclusions

5. Good cause exists for granting this request for variance, temporary waiver, and extension of time for filing the DSMCA tariff.

II. ORDER

A. The Commission Orders That:

1. The application by Aquila, Inc., doing business as Aquila Networks-WPC, for variance and temporary waiver of its Demand Side Management Cost Adjustment tariff filing requirement is approved.

2. This Order is effective on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
March 20, 2003.**

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

GREGORY E. SOPKIN

JIM DYER

Commissioners

COMMISSIONER POLLY PAGE
ABSENT.