

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

DOCKET NO. 03S-271E

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RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY PUBLIC SERVICE COMPANY OF COLORADO

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**ORDER SUSPENDING EFFECTIVE DATE OF TARIFFS  
AND NOTICE OF HEARING**

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Mailed Date: June 26, 2003

Adopted Date: June 25, 2003

IMPORTANT NOTICE: ANY PERSON DESIRING TO PARTICIPATE ONLY BY MAKING A STATEMENT MAY DO SO BY APPEARING AT THE HEARING. IF YOU DESIRE TO ASK QUESTIONS OF A WITNESS OR OTHERWISE PARTICIPATE AS A PARTY IN THIS RATE MATTER, YOU MUST REQUEST PERMISSION FROM THE COMMISSION TO BE AN INTERVENOR (EVEN IF YOU HAVE ALREADY FILED AN OBJECTION). ANYONE DESIRING TO INTERVENE MUST CAREFULLY FOLLOW THE LAW AND COMMISSION RULES FOR BECOMING AN INTERVENOR. FOR FURTHER INFORMATION ON HOW TO INTERVENE CALL (303) 894-2070 (PUC EXTERNAL AFFAIRS OFFICE).

**I. BY THE COMMISSION**

**A. Statement**

1. On May 30, 2003 Public Service Company of Colorado filed Advice Letter No. 1394 , (attached as Exhibit).

2. Public Service Company of Colorado stated that the purpose of this filing is to Eliminate the Special Contract Service applicable only to the University of Colorado at Boulder from the Company's P.U.C. No. 7 Electric tariff. Public Service Company of Colorado requested that the tariffs accompanying Advice Letter No. 1394 become effective on 30 days' statutory notice or, in this instance, on July 1, 2003.

3. Under § 40-6-111(1), C.R.S., the Commission may, in its discretion, set the tariffs for hearing, which will suspend their effective date for 120 days. Section 40-6-111(1), C.R.S., also provides that the Commission may, in its discretion, by separate order, suspend the effective date of the tariffs for an additional 90 days. Thus, the Commission has the power and authority to suspend the effective date of the tariffs for a maximum of 210 days or, in this docket, until January 27, 2004. If the Commission does not establish new rates before the expiration of the first suspension period of 120 days, or October 29, 2003 the tariffs filed by Public Service Company of Colorado will become effective by operation of law. If the Commission further suspends, by separate order, the effective date of the tariffs for an additional 90 days, and if no new rates are established by the Commission on or before January 27, 2004, the tariffs filed by Public Service Company of Colorado will become effective by operation of law.

**B. Findings of Fact**

4. The Commission will set the proposed tariffs for hearing and will suspend their effective date because the rates contained in the tariffs may be improper.

5. A pleading to intervene may be filed by any person, firm, or corporation desiring to be a party and fully participate in this proceeding, as ordered below. The filing of any other document protesting the tariffs shall not allow participation as an intervenor in this matter.

**II. ORDER**

**A. The Commission Orders That:**

1. The effective date of the tariffs filed by Public Service Company of Colorado, on May 30, 2003 Public Service Company of Colorado filed Advice Letter No. 1394 with Advice

Letter No. 1394, is suspended for 120 days until October 29, 2003, or until further Order of the Commission.

2. The Commission will determine at a later date whether the tariffs filed by Public Service Company of Colorado, with Advice Letter No. 1394, will be set for hearing before an Administrative Law Judge or before the Commission.

3. This Order is effective immediately upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
June 25, 2003.**

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

POLLY PAGE

JIM DYER

Commissioners

CHAIRMAN GREGORY E. SOPKIN  
ABSENT.