

Decision No. C03-1309

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

DOCKET NO. 02S-574G

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RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY PUBLIC SERVICE COMPANY OF COLORADO WITH ADVICE LETTER NO. 598-GAS.

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**ORDER REJECTING ADVICE LETTER  
AND PROPOSED TARIFF SHEETS**

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Mailed Date: November 21, 2003

Adopted Date: November 12, 2003

**I. BY THE COMMISSION**

**A. Statement**

1. On October 17, 2003, Public Service Company of Colorado (Public Service) filed Advice Letter 619. Public Service states that the purpose of this filing is to provide a detailed description of the Company's revenue-based Construction Allowance methodology, in compliance with Decision No. C03-0899, in Docket No. 02S-574G, which revises the Service Lateral Extension and Distribution Main Extension Policy.

2. On November 10, 2003, Trial Staff of the Commission (Staff) filed a letter with the Director of the Commission stating that the tariff language proposed by Public Service in Advice Letter 619 does not meet the requirements established in Decision No. C03-0899. Staff states that, although it and Public Service worked together to some degree, parties did not reach agreement on the language as directed by the Commission. Further, Staff states that Public Service has not responded to Staff's proposed changes, which it provided to Public Service on November 6, 2003. Staff then recommends that the Commission reject Advice Letter 619.

3. In Decision No. C03-0899 we explicitly encouraged Public Service to work with the parties to attempt to achieve agreement on the language prior to filing the tariff. It is important that the parties attempt to achieve agreement on the tariff language describing the construction allowance methodology, to avoid unnecessary litigation in future applications of the methodology. Therefore, we reject the filing and direct Public Service to resubmit proposed tariffs after consultation with the parties in Docket No. 02S-574G. If Public Service is unable to achieve consensus language, then we direct it to propose its preferred language, with an explanation of areas of disagreement, and the Commission will make a determination whether a hearing on the tariff language is necessary.

## **II. ORDER**

### **A. The Commission Orders That:**

1. Advice Letter No. 619 – Gas, with accompanying tariff sheets, filed by Public Service Company of Colorado on October 17, 2003, is rejected.

2. Public Service is directed to resubmit proposed tariff sheets describing its construction allowance methodology, in compliance with Decision No. C03-0899, Docket No. 02S-574G, within 30 days after the effective date of this order, consistent with the above discussion.

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

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
November 12, 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

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Commissioners