

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

DOCKET NO. 03A-436E

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IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF  
COLORADO FOR AN ORDER AUTHORIZING IT TO IMPLEMENT A PURCHASED  
CAPACITY COST ADJUSTMENT RIDER IN ITS PUC NO. 7 – ELECTRIC TARIFF.

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**ORDER EXTENDING FILING DATE FOR ANSWER  
TESTIMONY, GRANTING REQUEST TO SHORTEN  
RESPONSE TIME, AND DENYING MOTION TO FILE  
SUPPLEMENTAL ANSWER TESTIMONY**

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Mailed Date: February 27, 2004  
Adopted Date: February 25, 2004

**I. STATEMENT**

1. This matter comes before the Commission for consideration of the Motion for Approval to File Supplemental Answer Testimony filed by Staff of the Colorado Public Utilities Commission (Staff) on February 20, 2004. Staff also requests that the Commission shorten response time to the Motion to February 24, 2004.

2. On February 17, 2004 Public Service Company of Colorado (Public Service) filed Supplemental Direct Testimony in this docket. Staff contends, having received the Supplemental Direct Testimony on February 18, 2004, that it does not have sufficient time to analyze and respond fully by the March 1, 2004 due date for Answer Testimony. Staff states that it intends to file its Answer Testimony on March 1, 2004 pursuant to the current procedural schedule, *see* Decision No. C04-0053. Staff requests Commission approval to file Supplemental Answer Testimony by March 15, 2004 if Public Service's Supplemental Direct Testimony impacts Staff's Answer Testimony. In its Motion, Staff indicates that it is authorized to state that the Office of

Consumer Counsel; Climax Molybdenum Company and CF&I Steel, LP, doing business as Rocky Mountain Steel Mills; and Colorado Energy Consumers (CEC)<sup>1</sup> join in this request. Staff further requests that, if the Commission grants the motion, all the parties to this docket who intend to file Answer Testimony be allowed to file Supplemental Answer Testimony.

3. Being duly advised in this matter, we extend the date for filing Answer Testimony to March 15, 2004 to allow all parties to respond to both Public Service's Direct Testimony and Supplemental Direct Testimony with one filing. Therefore, we deny, as moot, Staff's Motion requesting approval to file Supplemental Answer Testimony and grant the request to shorten response time to February 24, 2004.

## **II. ORDER**

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

1. The date for filing Answer Testimony is extended to March 15, 2004.
2. The request to shorten response time to February 24, 2004 is granted.
3. The Motion Requesting Approval to File Supplemental Answer Testimony filed by Staff of the Colorado Public Utilities Commission on February 20, 2004 is denied, as moot.
4. This Order is effective on its Mailed Date.

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<sup>1</sup> The members of the CEC include, but are not limited to, Air Liquide America, Anheuser-Busch, Ball Corporation, Coors Brewing Company, Lockheed Martin, The University of Denver, Johnson & Wales University, Adams Twelve Five Star School District, and Denver Public Schools.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
February 25, 2004.**

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Commissioners