

Decision No. R04-1514-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04S-271ST

RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY PUBLIC SERVICE COMPANY OF COLORADO WITH ADVICE LETTER NO. 89-STEAM.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
MANA L. JENNINGS-FADER
SCHEDULING HEARING ON STIPULATION**

Mailed Date: December 20, 2004

I. STATEMENT

1. On April 26, 2004, Public Service Company of Colorado (PSCo) filed Advice Letter No. 89-Steam. By Decision No. C04-0549 the Commission suspended the effective date of the proposed tariffs, established a procedural schedule, and set the tariffs for hearing before an administrative law judge (ALJ).

2. Staff of the Commission (Staff) timely intervened and is the only intervenor.

3. PSCo filed Amended Advice Letter No. 89-Steam. That Amended Advice Letter changes the proposed effective date of the submitted tariffs from May 31, 2004 to August 29, 2004. By Decision No. C04-1023, the Commission suspended the Amended Advice Letter.

4. PSCo and Staff each filed testimony and exhibits in accordance with the procedural schedule. Hearing was scheduled for December 16, 2004. Decision No. R04-1005-I.

5. By Decision No. R04-1482-I the ALJ granted the oral motion of PSCo and Staff to vacate the December 16, 2004, hearing because the parties had reached a comprehensive agreement in principle and were in the process of reducing the agreement to writing. That Order

also established December 30, 2004, as the date by which the parties are to file a stipulation and settlement agreement.

6. The parties were ordered to provide a proposed hearing date in the event an evidentiary hearing on the stipulation and settlement is necessary. The parties have proposed January 11, 2005 as the date for such a hearing, if one is necessary. The proposed date is acceptable and will be adopted.

II. ORDER

A. It Is Ordered That:

1. Hearing shall be conducted in this matter at the following date, time, and place:

DATE: January 11, 2005

TIME: 9:00 a.m.

PLACE: Commission Hearing Room
1580 Logan Street, OL-2
Denver, Colorado

2. The parties are to file a stipulation and settlement agreement as ordered in Decision No. R04-1482-I.

3. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge

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