

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 21A-0072SG

IN THE MATTER OF THE APPLICATION OF COLORADO NATURAL GAS, INC. FOR AN
ORDER AUTHORIZING A STOCK PLEDGE AND DEBT REFINANCE PURSUANT TO
SECTION 40-1-104 C.R.S. AND SECTION 40-5-105 C.R.S.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
CONOR F. FARLEY
SCHEDULING REMOTE PREHEARING CONFERENCE,
AND REQUIRING PARTIES TO CONFER AND TO FILE A
REPORT REGARDING THE CONFERRAL BEFORE THE
REMOTE PREHEARING CONFERENCE**

Mailed Date: March 4, 2021

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I. STATEMENT

A. Background

1. On February 9, 2021, Colorado Natural Gas, Inc. (CNG) filed an Application requesting authorization for its parent company, Summit LDC Holdings, LLC, to refinance and restructure three credit facilities, pursuant to §§ 40-1-104, and 40-5-105, C.R.S, and Rules 4002, 4104, and 4105 of the Gas Rules, 4 CCR 723-4 (Application).

2. On February 10, 2021, the Commission issued a notice of the Application, established a ten-day intervention period, and set a hearing on March 4, 2021 in accordance with the statutory requirements for expedited consideration of securities-related applications.

3. On February 19, 2021, Commission Trial Staff (Staff) timely filed a notice of intervention by right and request for hearing.

4. On March 3, 2021, the Commission issued Decision No. C21-0122-I that deemed the Application incomplete, vacated the hearing scheduled for March 4, 2021, and extended the deadline for a decision in this proceeding pursuant to Rule 4105(g) of the Commission's Rules Regulating Gas Utilities and Pipeline Operators¹ and § 40-1-104(5), and referred the proceeding to an Administrative Law Judge (ALJ).

B. Remote Prehearing Conference

5. It is appropriate to hold a remote prehearing conference in this proceeding. The ALJ finds that holding the prehearing conference remotely is consistent with current public health advisories to prevent the spread of COVID-19. The ALJ concludes that it is in the parties' and the public interest to hold the prehearing conference remotely. Accordingly, a remote prehearing conference shall be scheduled for March 17, 2021, at 3:00 p.m. The remote prehearing conference will be conducted over the Zoom videoconferencing platform.

6. CNG and Staff shall confer in advance of the remote prehearing conference regarding a schedule for this proceeding. CNG shall file a report of the results of the conferral. If there is agreement on a schedule (including dates for the hearing), the report shall state as much and detail the stipulated procedural schedule and associated discovery procedures. If agreement is not achieved, the report shall state as much and identify the competing schedules and discovery

¹ 4 *Code of Colorado Regulations* (CCR) 723-4.

procedures. CNG and Staff are urged to review the Commission's public calendar to identify suitable days for the hearing in this proceeding and propose more than one date or consecutive dates for the hearing. The deadline for CNG to file the report is March 12, 2021.

7. All parties must appear at the remote prehearing conference. Failure to attend or to participate in the remote prehearing conference is a waiver of any objection to the rulings made, to the procedural schedule established, and to the hearing dates scheduled during the remote prehearing conference.

II. ORDER

A. It Is Ordered That:

1. A remote prehearing conference in this proceeding is scheduled as follows:

DATE: March 17, 2021

TIME: 3:00 p.m.

WEBCAST: Hearing Room A

METHOD: Join by video conference using Zoom at the link to be provided in an email from the Administrative Law Judge²

2. Colorado Natural Gas, Inc. shall file the report of the conferral identified above on or before March 12, 2021.

² Additional information about the Zoom platform and how to use the platform are available at: <https://zoom.us/>. All are strongly encouraged to participate in a test meeting prior to the scheduled hearing. See <https://zoom.us/test>.

3. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

CONOR F. FARLEY

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,
Director