

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

PROCEEDING NO. 21AL-0317E

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IN THE MATTER OF ADVICE LETTER NO. 1857 – ELECTRIC FILED BY PUBLIC SERVICE COMPANY OF COLORADO TO REVISE ITS COLORADO PUC NO. 8 – ELECTRIC TARIFF TO REVISE JURISDICTIONAL BASE RATE REVENUES, IMPLEMENT NEW BASE RATES FOR ALL ELECTRIC RATE SCHEDULES, AND MAKE OTHER PROPOSED TARIFF CHANGES TO BECOME EFFECTIVE AUGUST 2, 2021.

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**DECISION GRANTING MOTION AND  
MODIFYING DEADLINE FOR A  
PHASE II ELECTRIC RATE CASE FILING**

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Mailed Date: November 15, 2022  
Adopted Date: November 2, 2022

**I. BY THE COMMISSION**

**A. Statement**

1. This Decision grants the motion filed by Public Service Company of Colorado (Public Service or Company) on October 21, 2022 for a one-time variance from the requirement in previous Commission decisions for the Company to file a Phase II electric rate case no later than December 31, 2022.

2. Public Service shall file a Phase II rate case no later than May 15, 2023, consistent with the discussion below.

**B. Discussion**

3. On March 24, 2022, through Decision No. C22-0178, the Commission granted the Unopposed Motion to Approve Unopposed and Comprehensive Settlement Agreement (Except as to One Issue) and approved the Unopposed and Comprehensive Settlement Agreement (Except as

to One Issue) filed on January 5, 2022 by Public Service and most of the intervening parties in this Proceeding. The Commission further directed Public Service to file a Phase II rate case no later than six months following the effective date of Decision No. C22-0178.

4. On May 4, 2022, through Decision No. C22-0278, the Commission modified the deadline for the filing of the next Phase II rate case to July 1, 2022, six months following the effective date of the Company's planned General Rate Schedule Adjustment True-Up in accordance with the approved settlement agreement.

5. Public Service explains in the motion that several competing issues have been raised by stakeholders related to the filing of the Company's next electric Phase II rate case. These concerns were brought forward in the context of Public Service's ongoing discussions with stakeholders surrounding the rate case filing package and rate case procedures to be proposed for the Company's next electric rate case in accordance with aforementioned settlement agreement in this Proceeding. For example, Public Service states that the Company will seek an increase in its base rate revenues to address a revenue deficiency under current rates, with new rates effective in the third quarter of next year, through a rate case filing to be made before the conclusion of this year. Certain stakeholders expressed concerns about the extended use of General Rate Schedule Adjustments (GRSAs) that result from a stand-alone Phase I case. However, stakeholders also seek to avoid compressed timelines associated with litigating a combined Phase I and Phase II rate case.

6. Public Service argues in the motion that delaying the Phase II rate case to follow a Phase I rate proceeding will allow for the use of certain 2022 calendar year data, such as usage and billing information for customers on the Residential Energy Time-of-Use (RE-TOU) rate schedule that will be available to be filed by March 1, 2023. The Company states that the RE-TOU data,

along with up-to-date forecasting of hourly load net of renewable generation and storage, will assist with the Commission's request for a comprehensive, data-driven analysis of on-peak, shoulder, and off-peak periods.

7. Public Service further states that it and the other interested stakeholders understand the Commission's interest in examining additional issues from previous cases regarding Phase II-related issues.

8. By Decision No. C22-0663-I, the Commission shortened response time to October 28, 2022.

9. No responses were filed to the motion.

**C. Findings and Conclusions**

10. We find good cause to grant Public Service's unopposed motion. It is reasonable to adopt Public Service's proposal to stagger its upcoming electric rate case filings, such that the filing deadline for the Phase II electric rate case follows the anticipated filing of a Phase I rate case. We therefore modify the deadline for the filing of the next Phase II rate to no later than May 15, 2023.

11. We direct Public Service to work with the parties to its upcoming Phase I and Phase II rate cases to account for in the procedural schedules for both proceedings a supplemental filing in the Phase II rate case that would address the outcomes of the Phase I rate case

**II. ORDER**

**A. The Commission Orders That:**

1. The motion filed by Public Service Company of Colorado (Public Service) on October 21, 2022 for a one-time variance from the requirement in previous Commission decisions for the Company to file a Phase II electric rate case no later than December 31, 2022, is granted.

2. Public Service shall file a Phase II rate case no later than May 15, 2023, consistent with the discussion above.

3. The 20-day period provided for in § 40-6-114, C.R.S., within which to file applications for rehearing, reargument, or reconsideration, begins on the first day following the effective date of this Decision.

4. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
November 2, 2022.**

(S E A L)



ATTEST: A TRUE COPY

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

Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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JOHN GAVAN

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Commissioners