

Decision No. R22-0693-I

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

PROCEEDING NO. 21N-0641GPS

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IN THE MATTER OF THE NOTICE OF PROBABLE VIOLATION ISSUED TO CIRCLE  
DRIVE MOBILE HOME PARK ON JANUARY 4, 2022.

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**INTERIM DECISION OF  
ADMINISTRATIVE LAW JUDGE  
G. HARRIS ADAMS  
REQUIRING PARTIES TO CONFER AND STAFF  
TO FILE QUARTERLY STATUS REPORTS**

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Mailed Date: November 7, 2022

**I. STATEMENT**

1. On January 4, 2022, the Staff of the Public Utilities Commission (Staff) initiated this matter by issuing its Notice of Probable Violation (NPV) to Circle Drive Mobile Home Park (Circle Drive).
2. On March 14, 2022, Circle Drive filed its response to the NPV with the Public Utilities Commission (Commission).
3. On June 8, 2022, the Commission referred this proceeding to an Administrative Law Judge (ALJ) by minute entry.
4. By Decision R22-0362-I, Staff's Unopposed Motion for Variance and Acceptance of Response Filed Out of Time was granted. Circle Drive's response to the NPV was deemed timely by waiving Rule 11504, 4 *Code of Colorado Regulations* (CCR) 723-11 and additional time was accommodated to reach an amicable resolution in this proceeding. The parties were required to file a status report by July 28, 2022.

5. On July 28, 2022, Staff filed its Status Report, stating that Circle Drive's responses to the NPV were not satisfactory and that the parties would move forward with the Alternative Enforcement directives outlined in the NPV issued on January 4, 2022. In the Status Report, Staff stated that it expects to obtain written documentation from Circle Drive, documenting its progress towards resolving the violations listed in the NPV by October 26, 2022.

6. In order to keep the Commission informed, Staff will be ordered to file a status report by December 28, 2022, and thereafter hold quarterly conferrals and file quarterly status reports as to progress in resolving the matter and expectations regarding the filing of evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding). Thus, Staff shall confer with Circle Drive quarterly and continue filing quarterly status reports until evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding) is filed, commencing in three months following the filing of the second status report.

## **II. ORDER**

### **A. It is Ordered That:**

1. Staff of the Public Utilities Commission (Staff) shall confer with Circle Drive and file a second status report on or before December 28, 2022, and thereafter hold quarterly conferrals and file quarterly reports, commencing on March 28, 2023, informing the Commission as to progress toward filing evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding), expectations regarding the filing of evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding), and whether any party believes it necessary to establish a new procedural schedule.

2. Staff shall file a status report of each quarterly conferral identified above on or before March 28, 2023, June 28, 2023, September 28, 2023, etc., or until evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding) is filed.

3. This Decision shall be effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

G. HARRIS ADAMS

Administrative Law Judge

ATTEST: A TRUE COPY

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

Doug Dean,  
Director