

Decision No. R22-0695-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 21N-0648GPS

IN THE MATTER OF THE NOTICE OF PROBABLE VIOLATION ISSUED TO CHEYENNE MOUNTAIN ESTATES MHC LLC ON JANUARY 5, 2022.

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

Mailed Date: November 8, 2022

I. STATEMENT

A. Background

1. On January 5, 2022, the Staff of the Public Utilities Commission (Staff) initiated this matter by issuing its Notice of Probable Violation (NPV) to Cheyenne Mountain Estates MHC LLC (Cheyenne).

2. On February 7, 2022, Cheyenne filed its Response Letter to the NPV with the Public Utilities Commission (Commission), requesting Offers in Compromise to resolve all violations listed in the NPV, and requesting communication with Staff.

3. On March 24, 2022, Staff filed its Entry of Appearance.

4. On August 31, 2022, the Commission referred this proceeding to an Administrative Law Judge (ALJ) by minute entry.

5. In order to keep the Commission informed, Staff will be ordered to file status reports as to progress in resolving the violations identified in the Notice of Probable Violation

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 Cheyenne and file quarterly status reports until evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding) is filed, commencing in three months.

II. ORDER

A. It Is Ordered That:

1. Staff of the Public Utilities Commission (Staff) shall confer with Cheyenne Mountain Estates MHC LLC (Cheyenne) quarterly and file quarterly reports, commencing on February 4, 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 February 4, 2023, May 4, 2023, August 4, 2023, etc., or until evidence of resolution and a motion to dismiss (or otherwise dispose of the proceeding) is filed.

3. This Decision is 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