

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

PROCEEDING NO. 22A-0189E

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IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO FOR ITS FIRST DISTRIBUTION SYSTEM PLAN WHICH INCLUDES A MODEL NON-WIRES ALTERNATIVE SERVICES AGREEMENT AND A MODEL REQUEST FOR PROPOSALS.

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**INTERIM DECISION OF  
HEARING COMMISSIONER  
MEGAN GILMAN  
GRANTING IN PART MOTION TO AMEND  
PROCEDURAL SCHEDULE**

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Mailed Date: November 30, 2022

**I. BY THE COMMISSION**

**A. Statement**

1. On November 22, 2022, the parties to this proceeding, with the exception of the Colorado Energy Consumers,<sup>1</sup> filed a Settlement Agreement and an Unopposed Joint Motion to Approve Unopposed Non-Comprehensive Settlement Agreement. On November 30, Public Service Company of Colorado (Public Service) filed an Unopposed Motion to Amend Procedural Schedule (Motion). By this Decision, I grant the Motion in part as discussed further below.

**B. Findings and Conclusions**

2. The Settlement Agreement addresses all but one issue: Public Service Company of Colorado's DER Planning limits. The parties indicate that they have come to agreement on the roughly 200 other issues presented in this Proceeding.

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<sup>1</sup> Colorado Energy Consumers indicates that it does not believe it will oppose the settlement but did not have time to discuss the issue with each of its members prior to the filing of the Settlement Agreement and accompanying motion.

3. The Motion requests that:

- The procedural schedule be modified to provide for hearings to commence on December 8, 2022 and continue through December 9, 2022, if necessary;
- December 1, 2022 be set as the deadline for the filing of prewritten settlement testimony; and
- Response time to the Motion be waived.

4. Good cause for all three requests being evident, I grant the three requests listed above.

5. At this time, I cannot yet provide a definitive list of witnesses for whom I will have no questions and could therefore be excused. I will endeavor to provide such a list before the start of the hearing but can make no promises there.

6. The information about pre-filed settlement testimony and which witnesses may be preparing to testify during the hearing was helpful. I would also ask the two parties that have indicated they will be cross examining witnesses to file a notice or other informational filing by Tuesday, December 6 at noon indicating how many minutes of cross examination they anticipate. That will help me better plan the course of the hearing.

7. I would also ask that witnesses testifying in support of the settlement, should they be interested in giving a general overview of the agreement, limit those general overviews to no more than fifteen minutes.

8. Given the Motion is unopposed, I will waive any remaining response time to it.

**II. ORDER**

**A. It Is Ordered That:**

1. The evidentiary hearing in this proceeding will now begin at 9 a.m. December 8, 2022 and conclude at 5 p.m. December 9, 2022. The first three hearing days are vacated.
2. Prewritten settlement testimony is due no later than December 1, 2022.
3. The parties planning to conduct cross-examination are asked to file a notice indicating how much time they believe they will need for cross and to do so no later than noon on December 6, 2022.
4. This Decision is effective upon its Mailed Date.

( S E A L )



THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

MEGAN M. GILMAN

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Hearing Commissioner

ATTEST: A TRUE COPY

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

Doug Dean,  
Director