

Decision No. C25-0020

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

PROCEEDING NO. 24AL-0275E

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IN THE MATTER OF ADVICE LETTER NO. 871 FILED BY BLACK HILLS COLORADO ELECTRIC, LLC TO INCREASE BASE RATE REVENUES, TO IMPLEMENT REVISED BASE RATES FOR ALL RATE SCHEDULES, AND OTHER TARIFF REVISIONS EFFECTIVE JULY 15, 2024.

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**COMMISSION DECISION  
GRANTING MOTION FOR APPROVAL OF A SIXTY  
PAGE LIMIT FOR STATEMENT OF POSITION, AND  
REQUEST FOR EXPEDITED RULING AND WAIVER OF  
RESPONSE TIME**

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Issued Date: January 10, 2025

Adopted Date: January 8, 2025

**I. BY THE COMMISSION**

**A. Statement**

1. On June 14, 2024, Black Hills Colorado Electric, LLC, doing business as Black Hills Energy (“BHCOE” or the “Company”) filed Advice Letter No. 871 with tariff sheets to revise base rate revenue for all electric service in the Company’s Colorado P.U.C. No. 11 Tariff, along with certain other changes to its tariff. Black Hills filed the direct testimony of 13 witnesses in support of its request.

2. Through this Decision, the Commission grants the Motion filed by BHCOE on January 6, 2025, requesting leave to exceed the 50-page limit for the Statement of Positions due on January 10, 2025. All parties, including BHCOE, have a 60-page limit for Statement of Positions (“SOPs”) in this Proceeding.

**B. Discussion, Findings and Conclusions**

3. By Decision No. C24-0581-I,<sup>1</sup> issued on August 13, 2024, the Commission suspended the effective date of the tariff sheets filed with Advice Letter No. 871 an additional 130-days, to March 22, 2025, pursuant to § 40-6-111(1), C.R.S. By the same decision the Commission established the parties to this Proceeding.<sup>2</sup>

4. The Commission held an evidentiary hearing in this Proceeding that concluded on December 10, 2024. At the hearing, the Commission granted a request from BHCOE to establish a 50-page limit for SOPs, due on January 10, 2025.

5. In BHCOE's Motion, it requests the Commission extend that page limit to 60 pages. BHCOE indicates that no party opposes this request, as long as all other parties are also allowed sixty pages for their SOPs. Since no party opposes the Motion, Black Hills also requests a waiver of response time to the Motion and that it be handled at the January 8, 2025 Commissioners' Weekly Meeting.

6. Electrify America filed testimony on October 11, 2024, in which it recommends that Black Hills “

7. Given that no party objects to the Motion, and that the request is reasonable, we find good cause pursuant to Rule 1400 of the Commission's Rules of Practice and Procedure,

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<sup>1</sup> Decision No. C24-0581-I was initially issued in error as Decision No. C24-0580-I. An Errata correcting that error issued on August 20, 2024.

<sup>2</sup> Parties to this Proceeding are: BHCOE; Staff of the Commission (“Staff”); the Colorado Office of Utility Consumer Advocate (“UCA”); the City of Pueblo, County of Pueblo, and Pueblo Economic Development Corporation (collectively “Pueblo”); Energy Outreach Colorado (“EOC”); Laborers International Union of North America, Local 720; Colorado Solar and Storage Association and the Solar Energy Industries Association (jointly “COSSA/SEIA”); Board of Water Works of Pueblo, The Fountain Valley Authority, and Colorado Springs Utilities/Southern Delivery System (collectively “Public Utility Intervenors”); City of Canon City and City of Florence (jointly “Canon City/Florence”); Electrify America, LLC; Western Resource Advocates/Sierra Club (jointly “WRA/Sierra Club”); Holcim (U.S.), Inc.

4 *Colorado Code of Regulations* 723-1-1400(a), to grant the Motion. We therefore give all parties the discretion to include up to 60 pages in its SOPs, due on January 10, 2025.

## II. ORDER

### A. The Commission Orders That:

1. The Motion for Approval of a Sixty Page Limit for Statement of Position, and Request for Expedited Ruling and Waiver of Response Time, filed by Black Hills Colorado Electric, LLC, on January 6, 2025, is granted, consistent with the discussion above.

2. This Decision is effective immediately upon its Issued Date.

### B. **ADOPTED IN COMMISSIONERS' WEEKLY MEETING January 8, 2025.**

(S E A L)



ATTEST: A TRUE COPY

*Rebecca E. White*

Rebecca E. White,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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MEGAN M. GILMAN

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Commissioners