

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 25A-0385W

IN THE MATTER OF THE APPLICATION OF CASCADE NEW VISION, LLC FOR APPROVAL OF SIMPLIFIED REGULATORY TREATMENT PURSUANT TO SECTION 40-3-104.4, C.R.S., AND A ONE-TIME INCREASE IN RATES FOR WATER, SEWER, AND SYSTEM DEVELOPMENT CHARGES.

**INTERIM DECISION ADDRESSING INTERVENTION,
EXTENDING DEADLINE FOR FINAL COMMISSION
DECISION, SCHEDULING HEARING, AND
ESTABLISHING PROCEDURAL DEADLINES**

Issued Date: December 4, 2025

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I. STATEMENT, SUMMARY, AND PROCEDURAL HISTORY¹

1. This Decision addresses the pending interventions; sets a procedural schedule to govern this Proceeding; sets a remote evidentiary hearing; and provides information to the parties on how to participate in the hearing.

2. On September 22, 2025, Cascade New Vision (“Cascade” or “Applicant”) filed its Application for Simplified Regulatory Treatment and for a One-Time Increase in Water, Sewer, and System Development Charges (“Application”).

3. On September 24, 2025, the Colorado Public Utilities Commission (“Commission”) provided public notice of the Application via its Notice of Application Filed (“Notice”). The Notice established a 30-day deadline to file interventions for all persons² except Commission Trial Staff (“Staff”), which was given an additional seven days to intervene.

4. On October 21, 2025, Staff filed its timely Notice of Intervention of Right without any objection.

5. On October 24, 2025, Cascade Village Condominium Association (the “Association”) filed its Motion to Intervene and Entry of Appearance of the Cascade Village Association (“Request to Intervene”). Cascade objects to the Association’s intervention.

6. On October 29, 2025, the Commission deemed the Application complete and referred the matter by minute entry to an Administrative Law Judge (“ALJ”) for determination.

7. On November 21, 2025, at ALJ’s request, the parties provided via email a proposed procedural schedule.

¹ Only the procedural history necessary to understand this Decision is included.

² See Rule 1004(v), 4 CCR 723-1.

II. DISCUSSION AND FINDINGS

A. Interventions

8. Commission rules allow for two types of interventions in proceedings such as this: interventions of right and permissive interventions.³ Staff may intervene of right in any Commission proceeding and need not state the basis for a legally protected right that may be affected by the proceeding.⁴ Any other person⁵ wishing to intervene of right must identify the basis for the legally protected right that may be affected by the proceeding.⁶ Persons seeking to permissively intervene must establish that the proceeding may substantially impact their pecuniary or tangible interests (or those it may represent), and that those interests will not be otherwise adequately represented.⁷ In addition, the person seeking to permissively intervene must state the specific grounds for the intervention; the claim or defense within the Commission's jurisdiction on which the intervention is based; and why the movant is positioned to present that interest in a manner that will advance the just resolution of the proceeding.⁸

9. The Commission has discretion to grant or deny motions for permissive intervention.⁹ This discretion is based on the Commission's determination of whether the person seeking permissive intervention has satisfied the requirements of Rule 1401(c).¹⁰

³ Rule 1401(b) and (c) of the Commission's Rules of Practice and Procedure, 4 *Code of Colorado Regulations* ("CCR") 723-1.

⁴ See Rule 1401(b) and Rule 1401(e), 4 CCR 723-1.

⁵ Rule 1004(v), 4 CCR 723-1, defines "Person" as "Commission staff or any individual, firm, partnership, corporation, company, association, cooperative association, joint stock association, joint venture, governmental entity, or other legal entity."

⁶ Rule 1401(b), 4 CCR 723-1.

⁷ Rule 1401(c), 4 CCR 723-1.

⁸ *Id.*

⁹ See, e.g., *Pub. Serv. Co. v. Trigen-Nations Energy Co. L.L.P.*, 982 P.2d 316, 327 (Colo. 1999).

¹⁰ *Id.*

10. **Staff Intervention of Right.** Staff filed a timely intervention of right.¹¹ The ALJ acknowledges Staff's interventions and Staff is acknowledged as a party in this Proceeding.

11. **The Association's Request for Permissive Intervention.** The Association seeks to permissively intervene in this Proceeding through its Request to Intervene. The Association notes that Cascade objects to its Request to Intervene but Staff does not.¹² In support of its intervention, the Association states that it serves as the homeowners' association for the benefit of owners of a development known as Cascade Village, which includes about 150 customers (125 condominium units, ten single-family homes, about 12 townhomes, and various common elements operated by the Association), all of which are covered by the Applicant's service area.¹³ The Association states it has pecuniary and tangible interests in the Application and that this Proceeding will address matters that are highly pertinent to the Association's business.¹⁴ The Association states that it has a specific interest in advocating Commission decisions and rules that result in just and reasonable rates for water service customers.¹⁵ Based on the information in its intervention, the ALJ will grant the Association's Request to Intervene. The Association is acknowledged as a party in this Proceeding.

B. Deadline for Final Commission Decision

12. Because Cascade filed supporting testimony with its Application, the Commission's deadline to issue a decision in this Proceeding is 120 days after the Commission deemed the Application complete, but this can be extended by 130 days if the Commission finds

¹¹ No person objected to these interventions.

¹² Request to Intervene at p. 1

¹³ *Id.* at pp. 3-4.

¹⁴ *Id.*

¹⁵ *Id.* at p. 3.

that additional time is necessary.¹⁶ Given the parties’ proposed procedural schedule, and the nature of the issues involved in this Proceeding, the ALJ finds that more time is necessary to properly adjudicate this matter.¹⁷ As such, the ALJ extends the statutory deadline for a final Commission decision by 130 days to July 6, 2026.¹⁸

C. Procedural Schedule

13. The following consensus procedural schedule will govern:

Procedural Item	Deadline
Answer Testimony	2/26/2026
Rebuttal/Cross-Answer Testimony	3/25/2026
Stipulations/Settlement Agreements	4/10/2026
Settlement Testimony	4/17/2026
Pre-Hearing Motions	4/17/2026
Non-Testimonial Exhibits	4/17/2026 ¹⁹
Responses to Pre-Hearing Motions	4/23/2026
Cross-Examination Matrix	

¹⁶ § 40-6-109.5(1), C.R.S.,

¹⁷ *See* § 40-6-109.5(1), C.R.S.

¹⁸ *See* § 40-6-109.5(1), C.R.S.

¹⁹ The parties suggested April 23, 2026 for this date, but that would not allow the parties any time to file any corrections to non-testimonial exhibits. Given the timing of this deadline relative to the date of this Decision, the parties should be able to adjust their schedules accordingly. However, should this deadline become a problem for any of the parties, they can file a motion to adjust it.

Procedural Item	Deadline
Corrections to Pre-Filed Testimony & Non-Testimonial Exhibits	
Exhibit & Witness Lists	
Remote Hearing	4/28-29/2026
Statements of Position	TBD ²⁰

III. REMOTE HEARING

14. Based on the flexibility it affords the parties and their witnesses, the evidentiary hearing in this matter will be held in a remote format. A remote hearing is where the parties and ALJ appear remotely. The hearing will be scheduled for **April 28-29, 2026**, at 9:00 a.m. daily as ordered below. A webcast of the proceedings will be available to the public through the Commission's website at <https://puc.colorado.gov/webcasts>.

15. This Decision, Attachment A, and Attachment B provide important information and instructions to facilitate holding the remote hearing, which all parties must follow. This includes, but is not limited to, following Attachment B's requirements regarding parties' requirements to: include the title of or a brief description of attachments to exhibits in exhibit lists; title attachments to exhibits to include the title or description of the document (*i.e.*, the substantive nature of the attachment) and not just the exhibit and attachment number (*i.e.*, Hearing Exhibit 101, Attachment ABC-1 instead of Hearing Exhibit 101, Attachment ABC-1, Map); follow procedures for exhibits

²⁰ The parties recommended May 19, 2026 as the deadline. The ALJ will consider that when setting the deadline but will set this deadline by the conclusion of the evidentiary hearing.

and attachments that include confidential or highly confidential information; and follow identification requirements for revised exhibits or attachments thereto.

16. The procedures developed for the remote evidentiary hearing are intended to replicate, as practicable, evidence presentation as it occurs when parties and witnesses are present in the hearing room. For example, participating by video conference allows parties and witnesses to view exhibits on the video conference screen while the exhibits are being offered into evidence and witnesses testify about them.

17. The remote evidentiary hearing will be conducted via video conference using the Zoom platform. Attachment A to this Decision provides information about the Zoom platform and how to use Zoom to participate in the remote hearing. To minimize the potential that the hearing may be disrupted by non-participants, the link and meeting ID, or access code to attend the hearing will be provided to the parties by email approximately one week before the hearing and the parties and witnesses will be prohibited from distributing that information to anyone not participating in the hearing.

18. At the hearing, the parties may call witnesses, present evidence, and make arguments in support of their position. Evidence includes documentary exhibits, testimony, and other tangible items that a party wishes the ALJ to consider in reaching a decision as to the allegations in this proceeding. Given that the hearing will require remote participation by video conference, exhibits must be presented electronically.

19. The Commission's Administrative Hearings Section uses box.com to receive and manage exhibits that are first presented in this type of hybrid evidentiary hearing.²¹ As such, it is essential that the parties ensure they can access and use box.com prior to the evidentiary hearing. To this end, the parties will be provided box.com links and instructions to: (a) upload exhibits for use during the hearing; and (b) download exhibits once they are presented during the hearing.

20. Each party must: (a) pre-mark all hearing exhibits with a hearing exhibit number within their assigned number block before uploading the exhibits to the party's designated box.com folder; (b) sequentially page-number each page of exhibits longer than two pages, with the first page number as page 1, regardless of content, before uploading the exhibits to the party's designated box.com folder; and (c) upload all pre-marked exhibits into each party's respective designated box.com folder prior to the presenting them during the hearing.

21. Attachment B outlines procedures and requirements for marking and formatting exhibits aimed at facilitating efficient and smooth electronic evidence presentations at the remote hearing. **It is very important that the parties carefully review and follow all requirements in this Decision and Attachments A and B.**

22. To efficiently organize the numbering and preparation of exhibits for the hearing, the parties shall use a unified numbering system for all hearing exhibits. Blocks of hearing exhibit numbers are assigned as follows:

- Cascade is assigned hearing exhibit numbers 100 to 199;
- Staff is assigned hearing exhibit numbers 200-299; and

²¹ Box.com is a web-based document sharing service. When exhibits are first presented during the hearing, the Commission will receive them electronically from each party's box.com folder for display.

- The Association is assigned hearing exhibit numbers 300-399.

23. Any party requiring more exhibit numbers than assigned may use the same numerical sequence of exhibit numbers assigned to them, but in the 2000 range (*e.g.*, Cascade will use hearing exhibit numbers 2100-2199, etc.). Hearing Exhibit 1500 is reserved for the hyperlinked spreadsheet that will be used during the hearing to present evidence.

24. The parties are advised and are on notice that this proceeding is governed by the Rules of Practice and Procedure found at 4 CCR 723-1. The ALJ expects the parties to be familiar with and to comply with these rules. The rules are available on the Commission's website (<https://puc.colorado.gov/pucrules>) and in hard copy from the Commission.

25. Each party is specifically advised that all filings with the Commission must also be served upon all other parties in accordance with Rule 1205 of the Rules of Practice and Procedure, 4 CCR 723-1.

26. The parties are on notice that, consistent with Commission practice, friendly cross-examination will not be permitted during the evidentiary hearing.

IV. ORDER

A. It Is Ordered That:

1. A fully remote evidentiary hearing on the above-captioned Application is scheduled as follows:

DATE: April 28-29, 2026

TIME: 9:00 a.m. each day

PLACE: By videoconference using Zoom

2. The parties are responsible for sharing the link, meeting ID code, and passcode with witnesses and others participating in the hearing. Participants in the hearing may not distribute the link, meeting ID code, and passcode to anyone not participating in the hearing.

3. All parties must comply with the requirements in Attachments A and B to this Decision, which are incorporated into this Decision as if fully set forth herein.

4. Non-participants in the evidentiary hearing may observe the hearing live through the Commission's webcast for the Hearing Room assigned for each of the above hearing dates, which may be accessed at this link: <https://puc.colorado.gov/webcasts>.

5. **Answer Testimony Deadline.** The parties must file and serve their answer testimony by **February 26, 2026**.

6. **Rebuttal and Cross-Answer Testimony Deadline.** The parties must file and serve their rebuttal and cross-answer testimony by **March 25, 2026**.

7. **Stipulations/Settlement Agreement Deadline.** The parties must file and serve any stipulations and settlement agreements by **April 10, 2026**.

8. **Deadline for Settlement Testimony.** The parties must file and serve testimony in support of or in response to any settlement agreement that is filed by **April 17, 2026**.

9. **Non-Testimonial Hearing Exhibits Deadline.** By **April 17, 2026**, the parties must file and serve any non-testimonial hearing exhibits that they plan to offer into evidence (*i.e.*, exhibits that are not written testimony). The parties are not required to pre-file and serve hearing exhibits which may be used solely for impeachment, to refresh recollection, or for rebuttal. *The parties are on notice* that if they do not prefile an exhibit for any of these reasons, they must establish at hearing that the exhibit is being used for impeachment or to refresh recollection consistent with the requirements of Rules 612 and 613 of the Colorado Rules of Evidence, or for rebuttal. Any party may use any other party's hearing exhibits during the hearing and should not file them separately.

10. **Prehearing Motions Deadline.** The parties must file and serve any prehearing motions by **April 17, 2026**.

11. **Responses to Prehearing Motions Deadline.** The parties must file and serve any responses to prehearing motions by **April 23, 2026**. Replies to motions will not be allowed.

12. **Deadline for Joint Witness Examination Matrix.** By **April 23, 2026**, the parties must file a joint witness examination matrix listing all the witnesses the parties anticipate will testify at the hearing and the anticipated amount of time each party will use to examine the witnesses. To the extent practicable, the witnesses should be listed in the order in which they will be called. The parties also must assume that the Administrative Law Judge ("ALJ") will use some time to examine witnesses.

13. **Corrections, Modifications, and Amendments to Testimonial Exhibits Deadline.** By **April 23, 2026**, the parties must file and serve any corrected, modified, or amended testimonial exhibits and attachments thereto. Such filings **must comply** with the specific requirements in Attachment B relating to corrected, modified, or amended testimonial exhibits and

attachments. The parties may make corrections to testimonial exhibits and attachments thereto without filing a motion seeking leave to do so. Corrections include minor changes, such as fixing typographical or formatting errors. Corrections do not include material or substantive changes. Material or substantive changes to a testimonial hearing exhibit or attachment thereto amount to amending or modifying such documents. Any party wishing to amend or modify a testimonial exhibit or attachment thereto must file a motion establishing good cause; such a motion must be filed as soon as the party becomes aware of the need to amend or modify the filing. The parties must confer with each other prior to filing such a motion. Unreasonable delay in filing such a motion is grounds to deny the motion.

14. **Exhibit and Witness List Exchange Deadline.** By **April 23, 2026**, the parties must file and serve complete exhibit and witness lists. Witness lists must include a brief description of the witnesses' anticipated testimony and the witnesses' contact information. Exhibit lists must identify the hearing exhibit and attachment number, the full title of each hearing exhibit and attachment thereto and include a brief description of each hearing exhibit and attachment thereto that the party intends to offer into evidence during the evidentiary hearing. Describing an exhibit or attachment solely by identifying the exhibit or attachment number **does not meet** this requirement.

15. **Deadline for Statements of Position.** The ALJ will set this deadline at the conclusion of the evidentiary hearing.

16. **Hearing Exhibit Number Block Assignments.** To efficiently organize exhibits that will be presented during the evidentiary hearing, all parties must use a unified numbering system for all hearing exhibits, consistent with the directions in Attachment B, using hearing

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exhibits within their assigned exhibit number blocks. The parties are assigned the following hearing exhibit numbers:

Party	Assigned Hearing Exhibit Numbers
Cascade New Vision	100 to 199
Staff of the Colorado Public Utilities Commission	200 to 299
Cascade Village Condominium Association	300 to 399

17. This Decision is effective immediately.

(S E A L)



ATTEST: A TRUE COPY

Rebecca E. White,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

KELLY A. ROSENBERG

Administrative Law Judge