

Decision No. R25-0901

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 25F-0393EG

DANIEL HOFFMAN,

COMPLAINANT,

V.

PUBLIC SERVICE COMPANY OF COLORADO,

RESPONDENT.

**RECOMMENDED DECISION ACKNOWLEDGING
WITHDRAWAL VACATING HEARING, AND CLOSING
PROCEEDING**

Issued Date: December 12, 2025

I. STATEMENT

1. On September 24, 2025, Daniel Hoffman (“Complainant”) filed a formal complaint against Public Service Company of Colorado (“Respondent”), alleging improper billing and service-related issues.

2. On September 25, 2025, the Colorado Public Utilities Commission (“the Commission”) Director issued an Order to Satisfy or Answer requiring Respondent to satisfy the Complaint or file an answer within 20 days, consistent with Rule 1302(f) of the Commission’s Rules of Practice and Procedure, 4 *Code of Colorado Regulations* (“CCR”) 723-1.

3. On the same day, the Commission issued a Notice of Hearing setting an evidentiary hearing for December 8, 2025.

4. On October 8, 2025, the Commission referred this matter to an Administrative Law Judge (“ALJ”) by minute entry.

5. By Decision No. R25-0830-I, issued November 20, 2025, the undersigned ALJ, among other things, granted Respondent’s request to extend the deadline for the filing of an Answer¹ and scheduled an evidentiary hearing in this matter for December 22, 2025.

6. On December 5, 2025, Respondent filed Complainant Daniel Hoffman’s Notice of Withdrawal of Formal Complaint (“Withdrawal Notice”). The Withdrawal Notice states that “Complainant withdraws his Formal Complaint with prejudice.”²

7. Rule 1309(d) of the Rules of Practice and Procedure, 4 CCR 723-1 provides: “[a] party may withdraw an application or petition upon notification to the Commission and all parties 45 days before the first day of hearing.”

8. The undersigned ALJ acknowledges Complainant’s withdrawal of the Complaint.

9. Because Complainant has withdrawn the Complaint, there is no need for an evidentiary hearing. Therefore, notwithstanding the timing provisions of Rule 1309(d) of the Rules of Practice and Procedure, 4 CCR 723-1, and finding good cause to accept the Withdrawal Notice, the scheduled evidentiary hearing will be vacated, as ordered below.

10. Accordingly, the above-captioned complaint will be dismissed with prejudice, and this Proceeding will be closed, as ordered below.

¹ See Public Service Company of Colorado’s Unopposed Motion for Extension of Answer Deadline and Waiver of Response Time, filed on October 15, 2025, by Respondent.

² Withdrawal Notice at p. 1.

11. In accordance with § 40-6-109, C.R.S., it is recommended that the Commission enter the following order.

II. ORDER

A. The Commission Orders That:

1. Complainant Daniel Hoffman's Notice of Withdrawal of Formal Complaint, filed December 5, 2025, by Public Service Company of Colorado on behalf of Complainant, is acknowledged.

2. The hearing scheduled for December 22, 2025, is vacated.

3. The above-captioned formal complaint is dismissed with prejudice.

4. Proceeding No. 25F-0393EG is closed.

5. This Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if that is the case, and is entered as of the date above.

6. As provided by § 40-6-109, C.R.S., copies of this Recommended Decision shall be served upon the parties, who may file exceptions to it.

7. If exceptions to this Decision are filed, they shall not exceed 30 pages in length, unless the Commission for good cause shown permits this limit to be exceeded.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

AVIV SEGEV

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Rebecca E. White".

Rebecca E. White,
Director