

Decision No. C12-0165

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

DOCKET NO. 12M-129EG

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IN THE MATTER OF THE FILING OF ANNUAL REPORTS IN ACCORDANCE WITH RULES 4 CCR 723-3-3006 AND 4 CCR 723-4-4006 BY UTILITIES HOLDING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE ENERGY SERVICES IN THE STATE OF COLORADO.

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**ORDER CONCERNING FILING  
OF YEAR 2011 ANNUAL REPORTS BY  
ELECTRIC, GAS, AND STEAM PROVIDERS**

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Mailed Date: February 17, 2012

Adopted Date: February 9, 2012

**I. BY THE COMMISSION**

**A. Statement**

1. In accordance with Rule 3006 of the Commission's Rules Regulating Electric Utilities, 4 *Code of Colorado Regulations* (CCR) 723-3 and Rule 4006 of the Commission's Rules Regulating Gas Utilities and Pipeline Operators, 4 CCR 723-4, each utility over which the Commission has jurisdiction is required to file an annual report on or before April 30th for the preceding calendar year. The rules state that the annual report shall be filed on forms prescribed by the Commission, and requires that regulated utilities file any additional reports specified by the Commission.

2. This Order specifies the forms to be filed by energy and steam utilities for the 2011 reporting year. Each utility shall file the annual report in accordance with the requirements listed on Appendix A to this Order. The annual report forms may be found on the Commission's website at [www.dora.state.co.us/puc](http://www.dora.state.co.us/puc).

3. With the exception of cooperative electric associations subject to Article 9.5 of Title 40, C.R.S., all energy utilities must also file a copy of the report of gross regulated intrastate operating revenues required by the Colorado Department of Revenue, Form DR 0525. That form may be found on the Commission's website at [www.dora.state.co.us/puc](http://www.dora.state.co.us/puc). Pursuant to Article 3.5 of Title 40, C.R.S., municipal utilities authorized to serve areas outside their municipal corporate limits need only report gross operating revenues relating to those areas.

**B. Conclusion**

4. The Commission finds that each utility holding a Certificate of Public Convenience and Necessity to provide electric, gas, or steam services in accordance with Title 40 of the Colorado Revised Statutes during the 2011 calendar year shall file an annual report in the form prescribed here. Such reports shall be filed no later than April 30, 2012, in accordance with the aforementioned Rules relating to energy utilities. Each filing utility shall also file a copy of Form DR 0525 with the Commission no later than April 30, 2012.

5. Each filing utility is required to identify the individual authorized to file on its behalf and designated as the Annual Report Contact. If no specific designation is made to the Commission, an officer of the utility will be considered as the Annual Report Contact for the purpose of this filing requirement. The Commission notes that, in accordance with § 40-7-106, C.R.S., every officer, agent, or employee of any public utility who violates or fails to comply with or who aids or abets any violation by any public utility of, among other things, any order, decision, or rule of this Commission, commits a Class 2 Misdemeanor and may be subject to penalties, including without limitation, penalties set forth in § 18-1.3-501, C.R.S.

6. A utility subject to this Order may file a motion for extension of time to file its annual report with the Commission. The motion may be granted for a period not to exceed 30 days if good cause is shown why the utility is unable to comply with the April 30, 2012 deadline. Such motion shall not include a request for extension of time to file Form DR 0525. Motions for an extension of time shall be referred to an Administrative Law Judge for disposition.

**II. ORDER**

**A. The Commission Orders That:**

1. On or before April 30, 2012, each utility holding a Certificate of Public Convenience and Necessity to provide electric, gas, or steam service in Colorado during the 2011 calendar year shall file an annual report in the form prescribed in this Order, and any additional reports as required by Appendix A to this Order.

2. Each filing entity shall also file a copy of the Colorado Department of Revenue Form DR 0525 no later than April 30, 2012. Entities may not request an extension of time to file Form DR 0525.

3. This matter is referred to an Administrative Law Judge for disposition of all motions and pleadings.

4. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
February 9, 2012.**

(S E A L)



ATTEST: A TRUE COPY

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

Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

JOSHUA B. EPEL

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JAMES K. TARPEY

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MATT BAKER

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Commissioners

**MUST FILE FERC FORM 1**

Public Service Company of Colorado  
Black Hills/Colorado Electric Utility Company LP

**MUST FILE FERC FORM 2**

Black Hills/Colorado Gas Utility Company LP  
SourceGas Distribution, LLC  
Public Service Company of Colorado  
Rocky Mountain Natural Gas Company

**MUST FILE FERC FORM 2A**

Atmos Energy Corporation – f/k/a Greeley Gas Company  
Colorado Natural Gas  
Eastern Colorado Utility Company

**MUST FILE APPENDIX A**

Atmos Energy Corporation – f/k/a Greeley Gas Company  
Black Hills/Colorado Electric Utility Company LP  
Black Hills/Colorado Gas Utility Company LP  
Colorado Natural Gas  
Eastern Colorado Utility Company  
SourceGas Distribution, LLC  
Public Service Company of Colorado  
Rocky Mountain Natural Gas Company  
Wheatland Electric Cooperative, Inc.

**MUST FILE SALES OF NATURAL GAS BY COMMUNITIES, PAGES 516 AND 517**

Atmos Energy Corporation – f/k/a Greeley Gas Company  
Black Hills/Colorado Gas Utility Company LP  
Colorado Natural Gas  
Eastern Colorado Utility Company  
SourceGas Distribution, LLC  
Public Service Company of Colorado  
Rocky Mountain Natural Gas Company

**MUST FILE SALES OF ELECTRICITY BY RATE SCHEDULES – COLORADO ONLY**

Black Hills/Colorado Electric Utility Company LP  
Public Service Company of Colorado

**MUST FILE ADDENDUM TO ANNUAL REPORT**

Public Service Company of Colorado

**MUST FILE COLORADO PUC ANNUAL REPORT OF PUBLIC ELECTRIC UTILITIES**

City of Colorado Springs  
City of Fort Collins  
City of Fort Morgan  
City of Fountain  
City of Glenwood Springs  
City of Gunnison  
City of La Junta  
City of Lamar Light and Power  
City of Longmont  
Town of Estes Park  
Town of Frederick

**MUST FILE MUNICIPAL NATURAL GAS UTILITY ANNUAL REPORT**

City of Colorado Springs  
City of Fort Morgan  
City of Walsenberg, Walsenberg Utilities  
Town of Ignacio  
Town of Rangely  
Town of Walden

**MUST FILE ELECTRIC SALES DATA OUTSIDE CITY LIMITS**

City of Colorado Springs  
City of Fort Collins  
City of Fort Morgan  
City of Fountain  
City of Glenwood Springs  
City of Gunnison  
City of La Junta  
City of Lamar Light and Power  
City of Longmont  
City of Loveland Water and Power Department  
Las Animas Municipal Light & Power  
Town of Estes Park  
Town of Frederick  
Town of Granada  
Town of Holly

**MUST FILE EIA-861 ANNUAL REPORT OF PUBLIC ELECTRIC UTILITIES**

Las Animas Municipal Light & Power

**MUST FILE RUS FORM 12 AND ANNUAL REPORT TO THE MEMBERSHIP**

Tri-State Generation and Transmission Association, Inc.

**MUST FILE PROPANE ANNUAL REPORT FORM**

Cheyenne Mountain Estates

**MUST FILE ELECTRIC COOPERATIVE ASSOC. ANNUAL REPORT, LIST OF SCHEDULES**

Wheatland Electric Cooperative, Inc.

**MUST FILE ABRIDGED ELECTRIC COOPERATIVE ASSOCIATION ANNUAL REPORT**

**ALSO MUST FILE RUS 7 & RUS 7A**

Delta Montrose Electric Association  
Empire Electric Association, Inc.  
Grand Valley Rural Power Lines, Inc.  
Gunnison County Electric Association, Inc.  
High West Energy, Inc.  
Highline Electric Association  
Holy Cross Electric Association, Inc.  
Intermountain Rural Electric Association  
K. C. Electric Association, Inc.  
La Plata Electric Association, Inc.  
Moon Lake Electric Association, Inc.  
Morgan County Rural Electric Association  
Mountain Parks Electric, Inc.  
Mountain View Electric Association, Inc.  
Poudre Valley Rural Electric Association, Inc.  
San Isabel Electric Association, Inc.  
San Luis Valley Rural Electric Cooperative, Inc.  
Sangre De Cristo Electric Association, Inc.  
Southeast Colorado Power Association  
Tri County Electric Cooperative, Inc.  
United Power  
White River Electric Association

Yampa Valley Electric Association, Inc.  
Y-W Electric Association, Inc.

**MUST FILE CPA AUDIT REPORT WITH ADJUSTING ENTRIES – Due within 30 days after receiving from the company’s external auditor**

Atmos Energy Corporation – f/k/a Greeley Gas Company  
Black Hills/Colorado Electric Utility Company LP  
Black Hills/Colorado Gas Utility Company LP  
Cheyenne Mountain Estates  
City of Colorado Springs  
City of Fort Morgan  
City of Fountain  
City of Glenwood Springs  
City of Gunnison  
City of La Junta  
City of Lamar Light and Power  
City of Longmont  
City of Loveland Water and Power Department  
City of Walsenberg, Walsenberg Utilities  
Colorado Natural Gas  
Eastern Colorado Utility Company  
SourceGas Distribution, LLC  
Lake Durango Water Company, Inc.  
Las Animas Municipal Light & Power  
Public Service Company of Colorado  
Rocky Mountain Natural Gas Company  
Town of Estes Park  
Town of Frederick  
Town of Granada  
Town of Holly  
Town of Ignacio  
Town of Rangely  
Town of Walden  
Wheatland Electric Cooperative, Inc.

The Annual Report is available in electronic form on the Colorado Public Utilities Commission’s website at:

<http://www.dora.state.co.us/puc/forms/EnergyForms/EnergyForms.htm>

The Annual Report form has been revised. **Please do not use a prior year’s version.**

The electronic version of the Annual Report includes formulas. Lines containing formulas are highlighted in yellow on the report. Those lines have been password protected; please do not attempt to enter numerical values on those lines. If you are completing the Annual Report manually, please continue to compute totals for each section.

**Filing Deadline**

Annual Reports shall be filed no later than **April 30, 2012**, for the reporting period ended December 31, 2011.

If you are not able to file the Annual Report by the April 30, 2012 deadline, you must file a Motion for an “Extension of Time to File” for a period not to exceed 30 days. The motion must state good cause why you are unable to meet the filing deadline. Any motion for extension of time shall be referred to an Administrative Law Judge for disposition. If granted, this extension of time **shall not apply** to the deadline for filing the copy of the DR 0525.

### **How to File the Annual Report**

Please file with the Commission as follows:

Utilities are *strongly encouraged* to have one of its **designated filers submit an executable electronic copy (e.g., in Excel)** in the appropriate proceeding number (12M-129EG) via the **Commission’s E-Filings system at:**

<https://www.dora.state.co.us/pls/efi/EFI.homepage>.

To file electronically, each regulated utility must have at least one Filer Administrator. If your utility is currently not set up to file through E-Filings, contact:

Alison Torvik at [alison.torvik@dora.state.co.us](mailto:alison.torvik@dora.state.co.us) or (303) 894-2885 or  
Cheryl Fisher at [cheryl.fisher@dora.state.co.us](mailto:cheryl.fisher@dora.state.co.us) or (303) 894-2040.

Once logged in to the E-Filings system, file the document in an existing proceeding (12M-127W) and select the *document type* “Annual Report.” After uploading the document, in the *title* field insert the utility’s name and “2011 Annual Report” (e.g., “Utility Name\_2011 Annual Report”). E-filing is a fast, efficient, and less costly way to submit filings to the Public Utilities Commission.

In the alternative, utilities may mail the signed original, one copy, and an executable electronic file on CD. Mail the hard copies and CD to the following address: Colorado Public Utilities Commission, 1560 Broadway, Suite 250, Denver, Colorado 80202-5143.

Failure to file the annual report with the Commission by April 30, 2012, may result in severe penalties, including possible revocation of the carrier’s Certificate of Public Convenience and Necessity or Contract Carrier Permit.

**Note: The Forms above are available on the PUC website at:**

[www.dora.state.co.us/puc](http://www.dora.state.co.us/puc).

If any energy provider above does not have access to the Internet, please contact the Commission, and the Commission will provide the form in hard copy.