

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

PROCEEDING NO. 14A-0289E

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IN THE MATTER OF THE APPLICATION OF BLACK HILLS/COLORADO ELECTRIC UTILITY COMPANY, LP, FOR COMMISSION APPROVAL OF AN ALTERNATIVE FORM OF NOTICE TO REVISE ITS DEMAND SIDE MANAGEMENT COST ADJUSTMENT TARIFF AND WAIVER OF RESPONSE TIME.

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**DECISION GRANTING APPLICATION IN PART  
FOR ALTERNATIVE FORM OF NOTICE  
AND WAIVING RESPONSE TIME**

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Mailed Date: April 9, 2014  
Adopted Date: April 9, 2014

**I. BY THE COMMISSION**

**A. Statement**

1. This matter comes before the Commission for consideration of an Application for Commission Approval of an Alternative Form of Notice to Revise its Demand Side Management Cost Adjustment Tariff and Waiver of Response Time (Application), filed on April 1, 2014 by Black Hills/Colorado Electric Utility Company, LP (Black Hills or Company).

2. Black Hills requests that the Commission enter an order approving an alternative form of notice pursuant to § 40-3-104(1)(c)(I)(D), C.R.S., that will apply to its Advice Letter No. 679 to revise the annual Demand Side Management Cost Adjustment affecting certain retail customers to become effective July 1, 2014.

3. Specifically, Black Hills seeks Commission approval to use the following form of alternative notice:

- a. Filing with the Commission, and keeping open for inspection, Advice Letter No. 679;

- b. Posting on the website for Black Hills Energy: (1) a Customer Notice attached as Exhibit 1 and (2) Advice Letter No. 679 and its accompanying tariff sheet, for 60 days beginning with the date of filing Advice Letter No. 679;
  - c. Printing a message on each customer's bill providing the website URL for the Customer Notice and Advice Letter No. 679 and its accompanying tariff sheet, and a toll free phonenum for assistance, beginning with the first bill cycle after filing Advice Letter No. 679; and
  - d. Posting the Customer Notice, visible for walk-in customers, at the Company's service center in Pueblo, Colorado for 60 days beginning with the date of filing Advice Letter No. 679.
4. Black Hills argues that there is good cause for the alternative form of notice

because it will be expeditious, economic, and visible to customers.

5. The Application contains the information required by the applicable Commission rules and is therefore deemed complete.

6. We find good cause to grant the Application, in part, and to waive response time to it. However, to ensure that Advice Letter No. 679 will reach the stakeholders and the general public, we order Black Hills to publish legal notice of the advice letter in a newspaper of general circulation in the Company's service territory for two consecutive Sundays, and to serve the advice letter and accompanied tariff sheets on all parties in Proceeding No. 12A-100E. With these additions, we find that the alternative form of notice is reasonable. The Commission will discuss the merits of Advice Letter No. 679 at a future date.

## **II. ORDER**

### **A. The Commission Orders That:**

1. The Application for Commission Approval of an Alternative Form of Notice to Revise its Demand Side Management Cost Adjustment Tariff and Waiver of Response Time, filed on April 1, 2014 by Black Hills/Colorado Electric Utility Company, LP, is granted, in part, and response time is waived.

2. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
April 9, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

JOSHUA B. EPEL

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PAMELA J. PATTON

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GLENN A. VAAD

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Commissioners