

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 19A-0425E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO FOR AN ORDER APPROVING EXPENSES INCURRED FOR THE PERIOD JANUARY 2018 THROUGH DECEMBER 2018 THAT ARE RECOVERED THROUGH THE ELECTRIC COMMODITY ADJUSTMENT AND APPROVING THE CALCULATION OF 2018 SHORT TERM SALES MARGINS.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
ROBERT I. GARVEY
SETTING PROCEDURAL SCHEDULE
AND VACATING PREHEARING CONFERENCE**

Mailed Date: October 4, 2019

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I. STATEMENT

1. On August 1, 2019, Public Service Company of Colorado (Public Service or the Company) filed its Verified Application for approval of fuel, purchased energy and purchased wheeling expenses incurred from January 1, 2018 through December 31, 2018, that have been reflected in the Company's Electric Commodity Adjustment (ECA). Public Service also applied

for approval of the Company's calculation of the 2018 Short-Term Sales Margins that have been used to adjust the 2019 ECA Deferred Account Balance.

2. On August 27, 2019, the Colorado Office of Consumer Counsel (OCC) filed its Notice of Intervention of Right, Entry of Appearance, and Request for Hearing. The OCC is an intervenor as of right and a party in this proceeding. The OCC listed a series of issues they wish to investigate.

3. On August 29, 2019, Trial Staff of the Commission (Staff) timely filed its Notice of Intervention as of Right, Entry of Appearance, Notice Pursuant to Rule 1007(a) and Rule 1403(b), and Request for Hearing. The intervention is of right, and Staff is a party in this matter.

4. On August 30, 2019, Ms. Leslie Glustrom, a residential electric customer, filed a Request for Deliberation and Questions Related to Future Electronic Commodity Expenses or in the alternative Petition to Intervene *pro se*. Ms. Glustrom explains that she is a customer of Public Service and believes that her interests cannot be represented by any other party.

5. On September 11, 2019, by minute order, Proceeding No. 19A-0425E was referred to an Administrative Law Judge.

6. On September 13, 2019, Public Service filed its Response and Objection to Ms. Leslie Glustrom's Intervention.

7. On September 17, 2019, by Decision No. R19-0767-I, the intervention of Ms. Glustrom was denied and a prehearing conference was set for October 8, 2019.

8. On October 2, 2019, Public Service filed its Unopposed Motion to Vacate Prehearing Conference, Establish a Procedural Schedule and Waive Response Time (Unopposed Motion).

II. PROCEDURAL SCHEDULE.

9. In their Unopposed Motion, Public Service states the parties have agreed to the following procedural schedule:

Answer Testimony	December 11, 2019
Rebuttal/Cross Answer Testimony	January 8, 2020
Corrected Testimony	January 15, 2020
Stipulation or Settlement	January 15, 2020
Pre-hearing Motions	January 21, 2020
Evidentiary Hearing	January 28-29, 2020
Statements of Position	February 20, 2020

10. The proposed procedural schedule is acceptable and good cause is found for its adoption.

11. The prehearing conference scheduled for October 8, 2019 shall be vacated.

III. DISCOVERY

12. The Parties agree that Rule 4 *Code of Colorado Regulations* 723-1-1405 of the Commission's Rules of Practice and Procedure will govern discovery in this matter. Discovery refers to and includes discovery requests, data requests, and Staff audit requests.

IV. CONFIDENTIALITY

13. The Parties agree that the Public Utilities Commission Confidentiality Rules apply, and that access to highly confidential information and documents will be governed by any Highly Confidential Protective Orders entered by the Commission on this proceeding.

V. ORDER**A. It Is Ordered That:**

1. The Unopposed Motion to Vacate Prehearing Conference, Establish a Procedural Schedule and Waive Response Time filed by Public Service Company of Colorado on October 2, 2019 is granted and response time is waived.

2. The prehearing conference scheduled for October 8, 2019 is vacated.

3. An evidentiary hearing in this matter is scheduled for the following date, at the following time, and in the following location:

DATES: January 28 and 29, 2020

TIME: 9:00 a.m.

PLACE: Commission Hearing Room
1560 Broadway, Suite 250
Denver, Colorado

4. The procedural schedule as stated above in ¶9 shall be adopted.

5. The Parties shall be held to the advisements in this Decision.

6. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ROBERT I. GARVEY

Administrative Law Judge

ATTEST: A TRUE COPY

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

Doug Dean,
Director