

Decision No. R19-0936

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 19F-0506EG

MICHAEL RITTER,

COMPLAINANT,

V.

PUBLIC SERVICE COMPANY OF COLORADO,

RESPONDENT.

**RECOMMENDED DECISION OF
ADMINISTRATIVE LAW JUDGE
ROBERT I. GARVEY
DISMISSING COMPLAINT WITH PREJUDICE**

Mailed Date: November 18, 2019

I. STATEMENT

1. On September 20, 2019, Michael Ritter filed a Complaint against Public Service Company of Colorado (Respondent or Public Service). That filing commenced this proceeding.

2. On September 24, 2019 an evidentiary hearing was scheduled for December 3, 2019.

3. On September 25, 2019, this matter was referred to an Administrative Law Judge.

4. On October 2, 2019, the Respondent filed its Unopposed Motion for Extension of Time (Unopposed Motion).

5. On October 3, 2019, by Decision No. R19-0815-I, the Unopposed Motion was granted and the evidentiary hearing vacated.

6. On November 14, 2019, Public Service filed its Notice of Satisfaction and Unopposed Motion to Dismiss Complaint with Prejudice (Motion to Dismiss). In the Motion to Dismiss, Public Service states that the parties have reached a resolution on all issues in the above captioned proceeding and request that the matter be dismissed with prejudice.

7. Good cause is found to grant the Motion to Dismiss.

II. ORDER

A. The Commission Orders That:

1. The Unopposed Motion to Dismiss Complaint with Prejudice filed by Public Service Company of Colorado on November 14, 2019, is granted.

2. Proceeding No. 19F-0506EG is dismissed with prejudice and the proceeding is closed.

3. 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. 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.

4. 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.

5. If no exceptions are filed within 20 days after service or within any extended period of time authorized, or unless the decision is stayed by the Commission upon its own motion, the recommended decision shall become the decision of the Commission and subject to the provisions of § 40-6-114, C.R.S.

6. If a party seeks to amend, modify, annul, or reverse basic findings of fact in its exceptions, that party must request and pay for a transcript to be filed, or the parties may

stipulate to portions of the transcript according to the procedure stated in § 40-6-113, C.R.S. If no transcript or stipulation is filed, the Commission is bound by the facts set out by the administrative law judge and the parties cannot challenge these facts. This will limit what the Commission can review if exceptions are filed.

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)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ROBERT I. GARVEY

Administrative Law Judge