

Decision No. R20-0275-I

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

PROCEEDING NO. 20M-0010EG

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IN THE MATTER OF THE FILING OF YEAR 2019 ANNUAL REPORTS IN ACCORDANCE WITH RULES 4 CODE OF COLORADO REGULATIONS (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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**INTERIM DECISION OF  
ADMINISTRATIVE LAW JUDGE  
CONOR F. FARLEY  
GRANTING MOTION FOR WAIVER  
AND VARIANCE OF RULE 4006(a) AND  
FOR WAIVER OF RESPONSE TIME**

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Mailed Date: April 21, 2020

**I. STATEMENT**

1. On January 2, 2020, the Colorado Public Utilities Commission (Commission) opened the above captioned proceeding as a repository proceeding for the filing of the 2019 annual reports by utilities holding a certificate of public convenience and necessity to provide energy services in the State of Colorado.

2. On January 15, 2020, the Commission referred this proceeding to an Administrative Law Judge (ALJ) by minute entry. The proceeding was subsequently assigned to the undersigned ALJ.

3. In accordance with Rule 4006 of the Commission's Rules Regulating Gas Utilities and Pipeline Operators, 4 *Code of Colorado Regulations* 723-4, each natural gas utility over which the Commission has jurisdiction is required to file an annual report on or before April 30th for the preceding calendar year.

4. On April 16, 2020, Colorado Natural Gas, Inc. (CNG) filed its Motion for Waiver and Variance of Rule 4006(a) and for Waiver of Response Time (Motion).

5. In its Motion, CNG states that on or about April 9, 2020, it received from its external auditors a preliminary audit report and a list of proposed financial adjustments based on their review and that these adjustments are being reviewed and discussed internally.

6. CNG requests a 30-day extension, until May 30, 2020, to submit its Annual Report in order to ensure accuracy and to avoid potential administrative hardship.

7. Based upon good cause shown, the Motion will be granted.

**II. ORDER**

**A. It Is Ordered That:**

1. The Motion for Waiver and Variance of Rule 4006(a) and for Waiver of Response Time filed on April 16, 2020 by Colorado Natural Gas, Inc. (CNG) is granted.

2. On or before May 30, 2020, CNG must file its 2019 Annual Report with the Commission as required by Rule 4006 of the Commission's Rules Regulating Gas Utilities and Pipeline Operators, 4 *Code of Colorado Regulations* 723-4.

3. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

CONOR F. FARLEY

Administrative Law Judge

ATTEST: A TRUE COPY

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

Doug Dean,  
Director