

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

IN THE MATTER OF THE APPLICATION)
OF McDONALD)
FARMS ENTERPRISES, INC., 7247 E.)
COUNTY LINE RD., LONGMONT,) DOCKET NO. 91A-768CY-DO
COLORADO 80501, FOR A)
DECLARATORY ORDER REGARDING)
CERTAIN WASTE MATERIALS.)
- - - - -

**COMMISSION ORDER GRANTING MOTION FOR ENLARGEMENT OF TIME
AND REQUEST FOR WAIVER OF RESPONSE TIME**

Mailed date: October 2, 1992
Adopted date: September 30, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

On November 20, 1991, Petitioner, McDonald Farms Enterprises, Inc., by and through its counsel of record, James A. Beckwith, filed its Petition for Declaratory Order, pursuant to Rule 60, of the Commission's Rules of Practice and Procedure.

The application was noticed on November 25, 1991. Interventions were filed by Liquid Waste Management, Inc. and Varra Companies. On July 15, 1992, Varra Companies withdrew their intervention.

On August 31, 1992, Administrative Law Judge Ken F. Kirkpatrick issued Recommended Decision No. R92-1101. On September 21, 1992, Petitioner filed "Exceptions to Recommended Decision."

On September 23, 1992, Liquid Waste Management, Inc. ("LWM" or "Intervenor"), filed its Motion for an Enlargement of Time to File its Reply to the Exceptions of McDonald Farms Enterprises, Inc. ("MFE" or "Petitioner"). LWM requests that an enlargement of time be granted to file the reply to the MFE exceptions to and including October 14, 1992.

Also, on September 23, 1992, LWM filed its Request for Waiver of Response Time. LWM requests that the response time to this Motion be waived to allow for action at the Commission's Open Meeting of September 30, 1992. Counsel for LWM has been informed by counsel for MFE that it does not object to LWM's motion for extension of time.

It is found and concluded that the request of LWM for an enlargement of time and waiver of response time states good cause and will be granted.

ORDERS

1. The Motion of Liquid Waste Management, Inc., for an Enlargement of Time to File Reply to Exceptions to Recommended Decision No. R92-1101, filed on September 23, 1992, is granted.

2. The Request for Waiver of Response Time filed on September 23, 1992, to the above-reference Motion, is granted.

3. This Order is effective forthwith.

DONE IN OPEN MEETING on September 30, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

COMMISSIONER CHRISTINE E. M. ALVAREZ
ABSENT BUT CONCURRING.

ORDER-HU

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1, 2, 3, 4, 6, 9, 10, ALJ, LOG,
15, 20, 31(4), 40(2), 40R(3), 60,
TM, OR, BB, CMTB(2), FILE, DMS