

Decision No. C04-0579

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

DOCKET NO. 04X-180G

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IN THE MATTER OF THE APPLICATION OF WIENER WEST GROUP, INC. DOING BUSINESS AS KNIGHTSBRIDGE APARTMENTS, LP, FOR EXEMPTION FROM RATE REGULATION AS A MASTER METER OPERATOR UNDER THE PUBLIC UTILITY LAW.

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DOCKET NO. 04X-181G

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IN THE MATTER OF THE APPLICATION OF WIENER WEST GROUP, INC. DOING BUSINESS AS FOXFIRE WEST APARTMENTS, LLC, FOR EXEMPTION FROM RATE REGULATION AS A MASTER METER OPERATOR UNDER THE PUBLIC UTILITY LAW.

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DOCKET NO. 04X-182G

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IN THE MATTER OF THE APPLICATION OF WIENER WEST GROUP INC. DOING BUSINESS AS BAKER TOWER APARTMENTS, LLC, FOR EXEMPTION FROM RATE REGULATION AS A MASTER METER OPERATOR UNDER THE PUBLIC UTILITY LAW.

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DOCKET NO. 04X-183G

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IN THE MATTER OF THE APPLICATION OF WIENER WEST GROUP, INC. DOING BUSINESS AS LOWRY VILLAGE APARTMENTS, LLC, FOR EXEMPTION FROM RATE REGULATION AS A MASTER METER OPERATOR UNDER THE PUBLIC UTILITY LAW.

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DOCKET NO. 04X-184G

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IN THE MATTER OF THE APPLICATION OF WIENER WEST GROUP, INC. DOING BUSINESS AS BROOK RIDGE APARTMENTS, LP1 FOR EXEMPTION FROM RATE REGULATION AS A MASTER METER OPERATOR UNDER THE PUBLIC UTILITY LAW.

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DOCKET NO. 04X-185G

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IN THE MATTER OF THE APPLICATION OF WIENER WEST GROUP, INC. DOING BUSINESS AS OAKRIDGE APARTMENTS, LLC, FOR EXEMPTION FROM RATE REGULATION AS A MASTER METER OPERATOR UNDER THE PUBLIC UTILITY LAW.

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DOCKET NO. 04X-186G

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IN THE MATTER OF THE APPLICATION OF WIENER WEST GROUP, INC. DOING BUSINESS AS FOXFIRE APARTMENTS, LLC, FOR EXEMPTION FROM RATE REGULATION AS A MASTER METER OPERATOR UNDER THE PUBLIC UTILITY LAW.

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DOCKET NO. 04X-187G

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IN THE MATTER OF THE APPLICATION OF WIENER WEST GROUP, INC. DOING BUSINESS AS CARRIAGE GREEN APARTMENTS, LPV, FOR EXEMPTION FROM RATE REGULATION AS A MASTER METER OPERATOR UNDER THE PUBLIC UTILITY LAW.

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**ORDER OF THE COMMISSION  
GRANTING APPLICATIONS**

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Mailed Date: June 2, 2004  
Adopted Date: May 26, 2004

**I. BY THE COMMISSION**

**A. Statement:**

1. On April 15, 2004 Wiener West Group, Inc. filed applications for exemption from rate regulation as a gas master meter operator under § 40-1-103.5, Colorado Revised Statutes.

2. The Commission issued the notice of applications filed on April 19, 2004. No request for intervention or opposition to the applications has been filed. The Commission reviewed the applications and will deem them complete. The Commission will, therefore, decide this matter without hearing pursuant to § 40-6-109(5), C.R.S.

3. Upon review of the application, the Commission finds that Wiener West Group, Inc. will be providing gas service through a master meter in compliance with the provisions of § 40-1-103.5, C.R.S. Wiener West Group, Inc. will provide gas service to the following addresses under which they do business:

Knightsbridge Apartments LP II, 955 South Havana, Aurora, Colorado

Foxfire West Apartments, LLC, 4331 North Chestnut, Colorado Springs, Colorado

Baker Tower Apartments, LLC, 330 Acoma Street, Denver, Colorado

Lowry Village Apartments, LLC, 9913 1<sup>st</sup> Avenue, Aurora, Colorado

Brook Ridge Apartments LP1, 1032 Clarkson Street, Denver, Colorado

Oakridge Apartments, 704 Chambers, Aurora, Colorado

Foxfire Apartments, LLC, 4390 North Academy, Colorado Springs, Colorado

Carriage Green Apartments LP V, 15899 East 13<sup>th</sup> Place, Aurora, Co 80011.

4. Wiener West Group, Inc. agreed that if granted this application of exemption from rate regulation as a master meter operator, it would comply with all applicable requirements of Rules 31 of the Rules Regulating the Service of Gas Utilities, 4 CCR 723-4.

5. Section 40-1-103.5, C.R.S. sets forth the statutory basis for master meter operator exemption from rate regulation.

6. The Commission finds that the application for exemption from rate regulation as a gas master meter operator under public utility law is in the public interest and should be granted.

**II. ORDER**

**A. The Commission Orders That:**

1. The applications of Wiener West Group, Inc. for exemption from rate regulation as a gas master meter operator are deemed complete and granted.
2. Wiener West Group, Inc. shall comply with the requirements of § 40-1-103.5, C.R.S. and Commission rules regarding master meter operators.
3. The 20-day time-period provided by § 40-6-114(1), C.R.S., to file an application for rehearing, re-argument, or reconsideration shall begin on the first day after the Commission mails or serves this Order.
4. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
MAY 26, 2004.**

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Commissioners