

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03A-436E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF
COLORADO FOR AN ORDER AUTHORIZING IT TO IMPLEMENT A PURCHASED
CAPACITY COST ADJUSTMENT RIDER IN ITS PUC NO. 7 - ELECTRIC TARIFF.

**ORDER GRANTING APPLICATION FOR REHEARING,
REARGUMENT, OR RECONSIDERATION**

Mailed Date: August 12, 2004
Adopted Date: August 11, 2004

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of the Application for Rehearing, Reargument, or Reconsideration (RRR) filed by Public Service Company of Colorado on July 16, 2004. The application requests RRR regarding Decision No. C04-0719, issued June 29, 2004. Pursuant to the provisions of § 40-6-114(1), C.R.S., the Commission must act upon the application within 30 days, or by August 16, 2004, or the application will be deemed denied by operation of law.

2. At the Commissioners' Weekly Meeting on August 11, 2004, Commissioner Miller, indicated that he wished to participate in the decision on this RRR application. However, we find that he cannot review the entire record in this matter, and render an informed decision by August 16, 2004. In order to preclude denial by operation of law, we grant the Application for RRR. The Commission will issue a future order ruling upon the merits of the Application for RRR.

II. ORDER

A. The Commission Orders That:

1. The Application for Rehearing, Reargument, or Reconsideration filed by Public Service Company of Colorado, to Decision No. C04-0719 is granted consistent with the above discussion.

2. This Order is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
August 11, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners