

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-578E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF
COLORADO FOR COMMISSION APPROVAL OF AN ALTERNATIVE FORM OF NOTICE.

**DECISION GRANTING APPLICATION FOR APPROVAL
OF AN ALTERNATIVE FORM OF NOTICE**

Mailed Date: November 18, 2004
Adopted Date: November 17, 2004

I. BY THE COMMISSION

A. Statement

1. On November 5, 2004, Public Service Company of Colorado (PSCo or Company) filed an Application for Commission approval of an alternative form of notice that will apply to PSCo's annual filings to revise the Purchased Capacity Cost Adjustment (PCCA) Rider. In support of its application for an alternative form of notice, PSCo states that on November 5, 2004, as required by its tariff and by Commission Decision No. C04-0476, PSCo made its annual filing to revise its PCCA rider. The Company has requested that a Notice of the filing be published in the Legal Classified Sections of *The Denver Post*. PSCo states that this notice procedure is the same as the Company has employed for the annual changes to other adjustment clauses. Specifically, PSCo proposes that the following manner of notice be approved:

- a. Filing of the change with the Commission and the keeping open for public inspections of the filing.
- b. Within 3 days of the filing with the Commission, publication of the newspaper notice in a newspaper of general circulation, such as *The Denver Post*.

2. PSCo is required by Commission order to make this annual filing every year on November 1 to place new PCCA rates into effect on January. The method to be used to calculate the new rate has been established by Commission Decision No. C04-0476 as modified by the Commission's pending order in Docket No. 03A-436E. Parties interested in the method used for the annual calculation had the opportunity to address this in the underlying docket that established the method. PSCo states that the alternative method of notice is designed to reach the persons who are likely to be interested in checking the Company's calculation. Any form of notice that would otherwise be required by § 40-3-104(c), C.R.S., could not be given in time to let the new rate go into effect by January 1 of each year.

3. Good cause having been shown, we will approve PSCo's proposed alternative form of notice pursuant to § 40-3-104(c)(I)(D), C.R.S., for the revision of the PCCA pursuant to PCCA Tariff Sheet Nos. 108 through 108C as modified by the Commission's pending order in Docket No. 03A-436E. The Commission will approve the alternative form of notice for all future annual filings to change the PCCA.

II. ORDER

A. The Commission Orders That:

1. The application by Public Service Company of Colorado, pursuant to § 40-3-104(1)(c)(I)(D), C.R.S., to provide an alternative form of notice as described above is approved for the filing made on November 5, 2004, through December 31, 2006, to revise the PCCA and for all future annual Purchased Capacity Cost Adjustment filings.

2. This Order is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
November 17, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners