

Decision No. R04-0471-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04M-075EG

IN THE MATTER OF THE FILING OF ANNUAL REPORTS IN ACCORDANCE WITH
RULE 4 CCR 723-1-25 BY UTILITIES HOLDING A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY TO PROVIDE ENERGY AND WATER SERVICES IN
THE STATE OF COLORADO.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
WILLIAM J. FRITZEL
GRATING EXTENSION OF
TIME TO FILE ANNUAL
REPORT TO THE PUBLIC
UTILITIES COMMISSION**

Mailed Date: May 6, 2004

I. STATEMENT

1. On April 29, 2004, Wheatland Electric filed a letter with the Commission requesting an extension of time to and including June 1, 2004 to file its annual report with the Commission. In the same letter, Wheatland Electric also requests an extension of time to file its annual report of gross regulated intrastate operating revenues required by the Colorado Department of Revenue, Form DR 525.

2. By Decision No. C04-0178, mailed on February 24, 2004, the Commission issued an order concerning filing of year 2003 Annual Reports by electric, gas, steam, and water providers. The Commission stated in its decision that pursuant to 4 *Code of Colorado Regulations* 723-1-25 each jurisdictional utility except for transportation utilities regulated pursuant to Title 40, Articles 10, 11, 13, and 16 is required to file an annual report on or before April 30 for the preceding calendar year.

3. Paragraph no. 6 on page 2 of the Decision states that a utility may file a motion for extension of time to file its annual report, which may be granted for a period not to exceed 30 days if good cause is shown. The Commission further states in paragraph 6 that the motion **shall not include a request for extension of time to file Form DR 525.**

4. It is found that Wheatland Electric has submitted good cause to support its extension for the filing of its annual report to the Public Utilities Commission, and will be granted an extension to and including May 31, 2004.

5. Wheatland Electric's request for an extension of time to file Form DR 525 with the Colorado Department of Revenue is not properly before this Commission, and therefore, denied.

II. ORDER

A. It Is Ordered:

1. The request of Wheatland Electric for an extension of time to file its annual report with the Public Utilities Commission is granted. The extension is granted to and including May 31, 2004.

2. The request of Wheatland Electric for an extension of time to file Form DR 525 with the Colorado Department of Revenue is denied.

3. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge