

Decision No. R04-0844-I

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

DOCKET NO. 04S-271ST

---

RE: THE INVESTIGATION AND SUSPENSION OF TARIFF SHEETS FILED BY PUBLIC SERVICE COMPANY OF COLORADO WITH ADVICE LETTER NO. 89-STEAM.

---

**INTERIM ORDER OF  
ADMINISTRATIVE LAW JUDGE  
MANA L. JENNINGS-FADER  
DISCHARGING ORDER TO SHOW CAUSE**

---

---

Mailed Date: July 22, 2004

**I. STATEMENT**

1. On April 26, 2004, Public Service Company of Colorado (PSCo) filed Advice Letter No. 89-Steam. PSCo stated that the purpose of this filing is to place into effect new base rates which will supersede the base rates now in effect and will eliminate the Phase I GRSA rider. PSCo requested that the tariffs accompanying Advice Letter No. 89-Steam become effective on 30 days' statutory notice.

2. By Decision No. C04-0549 (Commission Order) the Commission suspended the effective date of the proposed tariffs, established a procedural schedule, and set the tariffs for hearing before an administrative law judge (ALJ). The hearing is scheduled for September 2, 2004. The Commission directed the ALJ and the parties to address specific issues, in addition to others which might be raised. *See id.* at ¶ I.B.5.

3. In the Commission Order, the Commission also established an intervention period for this proceeding. Staff of the Commission timely intervened and is the only intervenor.

4. The undersigned ALJ issued an Order to Show Cause addressed to PSCo because it appeared, based on a review of the Commission file in this matter, that PSCo had not filed its direct testimony and exhibits as required. *See* Decision No. R04-0807-I. On July 22, 2004, subsequent to the issuance of that order, the ALJ was informed that PSCo filed its direct testimony and exhibits on April 28, 2004.<sup>1</sup>

5. Accordingly, the ALJ will discharge the Order to Show Cause and will relieve PSCo of the necessity of making, on or before July 30, 2004, the filing required by Decision No. R04-0807-I.

## **II. ORDER**

### **A. It Is Ordered That:**

1. The Order to Show Cause is discharged.
2. Public Service Company of Colorado is relieved of its responsibility to make the filing specified in Decision No. R04-0807-I.
3. This Order shall be effective immediately.

---

<sup>1</sup> For reasons not known, the testimony and exhibits were not placed in the official Commission file. The ALJ has had the testimony and exhibits placed in the Commission file and has secured a copy for herself.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

---

Administrative Law Judge

G:\ORDER\271ST.doc:srs