

Decision No. C14-0365-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 13A-0686EG

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO FOR APPROVAL OF A NUMBER OF STRATEGIC ISSUES RELATING TO ITS DEMAND SIDE MANAGEMENT PLAN.

**INTERIM DECISION ADDRESSING
HEARING PROCEDURES**

Mailed Date: April 7, 2014
Adopted Date: April 2, 2014

I. BY THE COMMISSION

A. Statement, Findings and Conclusions

1. By Decision No. C13-1493-I, issued on December 3, 2013, the Commission established a procedural schedule with hearings beginning on April 22, 2014. Because there is no prehearing conference scheduled before the start of hearings, we direct the parties to take several actions in order to improve the administrative efficiency of the hearings.

2. First, Public Service Company of Colorado (Public Service) is directed to confer with the parties to develop a witness list with an order of cross-examination and estimated cross-examination times. This list shall be filed on or before April 14, 2014.

3. Second, all parties are directed to mark the hearing exhibits corresponding to their witnesses' pre-filed testimony and exhibits prior to the start of hearing. Public Service shall confer with the parties and file an initial hearing exhibit list on or before April 14, 2014. Once the hearing exhibit list is filed, parties may come to the Commission offices to mark the

hearing exhibits in accordance with the filed list.¹ Parties are instructed to provide the pre-marked hearing exhibits to the court reporter on the morning of April 22, 2014 prior to the start of hearings at 9:00 a.m.

4. Third, the pre-marked hearing exhibits shall include all necessary corrections. All corrected testimony and exhibits shall be filed no later than April 11, 2014.

5. Fourth, we expect that at the start of hearing on April 22, 2014, the parties will stipulate into the evidentiary record all of the marked pre-filed testimony and exhibits, in the absence of objections. Therefore, we direct the parties to confer regarding the admission of pre-filed testimony and exhibits prior to the start of hearings on April 22, 2014.

6. Fifth, witnesses will be sworn in *en masse* as a preliminary matter each day of hearing, as necessary. We expect that cross-examination should begin immediately for most witnesses when they take the stand, without the routine swearing in and direct examination used to enter the pre-filed testimony into the evidentiary record.

7. Finally, we direct the parties to review the Commission's rules governing the treatment of confidential and highly confidential information and to resolve, prior to the hearing, any questions or disputes surrounding the status of any materials claimed to be confidential or highly confidential. We also expect the cross-examination of witnesses to be structured in a manner that minimizes the instances when the hearing room must be cleared for purposes of protecting confidential and highly confidential information.

¹ Stickers for marking the exhibits will be available at the Commission's reception desk beginning April 15, 2014. Pre-filed testimony and exhibits containing confidential or highly confidential information shall be marked separately.

II. ORDER

A. It Is Ordered That:

1. Public Service Company of Colorado (Public Service) is directed to confer with the parties to develop a witness list and a preliminary list of hearing exhibits, consistent with the discussion above. These items shall be filed no later than April 14, 2014.

2. Parties are directed to mark hearing exhibits prior to the start of the hearing on April 22, 2014, consistent with the discussion above. Parties shall also be prepared to participate in the hearings in accordance with this Decision.

3. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
April 2, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JOSHUA B. EPEL

PAMELA J. PATTON

GLENN A. VAAD

Commissioners