

Decision No. C14-0383-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0102E

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF COLORADO TO ADDRESS VOLUNTARY SERVICE OFFERINGS IN THE CITY OF BOULDER.

**INTERIM DECISION GRANTING
MOTION TO AMEND APPLICATION,
GRANTING MOTION TO ADOPT
PROCEDURAL SCHEDULE, SCHEDULING HEARING,
AND VACATING PREHEARING CONFERENCE**

Mailed Date: April 11, 2014
Adopted Date: April 9, 2014

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of a Motion for Leave to Amend Application filed by Public Service Company of Colorado (Public Service or Company) on March 24, 2014 and a Joint Motion to Adopt Procedural Schedule and to Vacate Prehearing Conference filed by Public Service on April 7, 2014.

2. We grant both motions as discussed below.

B. Discussion

3. On January 28, 2014, Public Service filed an Application to Address Voluntary Service Offerings in the City of Boulder (Application). The Company seeks to address how it should continue to offer electric Demand-Side Management programs, Solar*Rewards programs for on-site solar resources, and the Solar*Rewards Community program for the development of Community Solar Gardens within the City of Boulder (City or Boulder), given that the City

recently served the Company with a Notice of Intent to Acquire Public Service's electric business in Boulder.

4. By Decision No. C14-0284-I, issued March 14, 2014, the Commission set the Application for hearing before the Commission *en banc*, directed Public Service to file Direct Testimony in support of the Application,¹ and scheduled a prehearing conference for April 11, 2014.

C. Public Service Motion to Amend Application

5. In its Motion for Leave to Amend Application, Public Service seeks to correct certain information set forth in the Application filed on January 28, 2014. Public Service states that the amendments do not expand the relief requested in the Application and that the revised information continues to support the relief requested in the original filing.

6. Pursuant to Rule 1400(b) of the Commission's Rules of Practice and Procedure, 4 *Code of Colorado Regulations* (CCR) 723-1, responses to the motion were due April 7, 2014. No party filed a response objecting to the motion.²

7. We grant the motion. We agree with Public Service that the amendments do not expand the relief requested or significantly change the Application. Moreover, the motion is unopposed.

¹ Public Service filed Direct Testimony on March 28, 2014.

² Parties in the proceeding include Public Service, Staff of the Colorado Public Utilities Commission, the Colorado Office of Consumer Counsel, and the City of Boulder. Western Resource Advocates was granted permission to participate in the proceeding as an *amicus curiae*.

D. Procedural Schedule and Prehearing Conference

8. In the Joint Motion to Adopt Procedural Schedule and to Vacate Prehearing Conference, Public Service proposes the following dates and deadlines as agreed to by the parties:

Answer Testimony	June 13, 2014
Rebuttal and Cross Answer	July 10, 2014
Hearings	August 21 and 22, 2014
Statements of Position and <i>Amicus</i> Briefs	September 5, 2014
Reply Statements of Position	September 15, 2014

9. In addition, Public Service states that the parties agree that normal discovery rules should apply to this proceeding.

10. We find the proposed dates to be reasonable and the Commission’s rules for discovery set forth at 4 CCR 723-1-1405 suitable for this proceeding. We therefore grant the motion.

11. Hearings in this matter will be held on **August 21 and 22, 2014**.

12. Because the purpose of the pre-hearing conference scheduled on April 11, 2014 was to establish a procedural schedule with discovery procedures, we vacate the conference.

II. ORDER

A. It Is Ordered That:

1. The Motion for Leave to Amend Application filed by Public Service Company of Colorado (Public Service) on March 24, 2014 is granted.

2. The Joint Motion to Adopt Procedural Schedule and to Vacate Prehearing Conference filed by Public Service on April 7, 2014 is granted.

3. A hearing in this matter is scheduled as follows:

DATES: August 21 and 22, 2014
 TIME: 9:00 a.m. to 5:00 p.m.
 PLACE: Commission Hearing Room
 1560 Broadway, Suite 250
 Denver, Colorado

4. The prehearing conference scheduled on April 11, 2014 by Decision No. C14-0284-I is vacated.

5. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
 April 9, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean

Doug Dean,
 Director

THE PUBLIC UTILITIES COMMISSION
 OF THE STATE OF COLORADO

JOSHUA B. EPEL

PAMELA J. PATTON

GLENN A. VAAD

Commissioners