

Decision No. C14-0670

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0290G

IN THE MATTER OF THE APPLICATION OF BLACK HILLS/COLORADO GAS UTILITY COMPANY, L.P., DOING BUSINESS AS BLACK HILLS ENERGY, FOR APPROVAL OF ITS ANNUAL GAS DEMAND SIDE MANAGEMENT COST ADJUSTMENT CLAUSE TO TAKE EFFECT JULY 1, 2014.

**DECISION GRANTING APPLICATION AND
APPROVING ANNUAL DEMAND SIDE
MANAGEMENT COST ADJUSTMENT CLAUSE**

Mailed Date: June 25, 2014

Adopted Date: June 25, 2014

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. This matter comes before the Colorado Public Utilities Commission (Commission) for consideration of an application, as amended, for approval of Black Hills Energy's (Black Hills) tariff sheets that adjust its annual Gas Demand Side Management Cost Adjustment (G-DSMCA), which rates are requested to take effect on July 1, 2014 for a period of 12 months.

2. Pursuant to Commission Rule 4 *Code of Colorado Regulations* (CCR) 723-4-4752(b), Rules Regulating Gas Utilities and Pipeline Operators, Black Hills is required to file, among other items, a Demand Side Management Cost Adjustment (DSMCA) filing beginning April 1, 2010 and each April 1 thereafter. The DSMCA is to take effect July 1 of each year for a period of 12 months.

3. On May 2, 2011, Black Hills filed a Verified Application and Request for Waiver of Certain Filing Requirements in Proceeding No. 11A-393G for approval of Black Hills' Gas Demand Side Management (DSM) Plan covering the plan years 2012 through 2014. On August 25, 2011, Black Hills filed a Supplement to the Verified Application. In Decision No. C11-1067, issued on October 4, 2011, the Commission granted Black Hills' Application, waived certain filing requirements, and approved its Gas DSM Plan for the plan years 2012, 2013, and 2014.

4. On April 1, 2014, Black Hills filed in this proceeding, Proceeding No. 14A-0290G, its application for Commission approval of its revised annual G-DSMCA to take effect on July 1, 2014 for a period of 12 months. The proposed G-DSMCA contains the 2014 DSM Plan estimated expenses; deferred 2013 DSM Plan expenses and recoveries, including interest on over recovery, and the acknowledgment of lost revenue.

5. Black Hills did not apply for a DSM Bonus pursuant to Rule 4754.

6. The Commission gave notice of the application on April 2, 2014.

7. No petitions to intervene were filed regarding the application. The Commission has the authority determine any application without the necessity of a formal oral hearing under its modified procedure in accordance with § 40-6-109(5), C.R.S., and Rule of Practice and Procedure 4 CCR 723-1-1403.

8. The application contains all required information. It was deemed complete by operation of Rule 4 CCR 723-1-1303(b)(III).

9. Based on all of the above, we find good cause to grant the application.

II. ORDER

A. The Commission Orders That:

1. The application filed by Black Hills Energy (Black Hills) on April 1, 2014, for approval of its revised annual Gas Demand-Side Management Cost Adjustment is granted.

2. Pursuant to Rule 1206(1), 4 *Code of Colorado Regulations* (CCR) 723-1 and Rule 4109(b)(III), 4 CCR 723-4, Black Hills is authorized to file, in a new proceeding and on not less than one business day's notice, the tariffs attached as Schedule 9 to its amended application. The tariffs shall become effective July 1, 2014.

3. The 20-day period provided for in § 40-6-114, C.R.S., within which to file applications for rehearing, reargument, or reconsideration, begins on the first day following the effective date of this Decision.

4. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
June 25, 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