1800 Larimer Street
Denver, CO 80202

July 14, 2023

VIA ELECTRONIC FILING

The Honorable Kimberly D. Bose
Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, DC 20426

Re: ***Public Service Company of Colorado***
Compliance Filing in Response to May 18, 2023 Order on Compliance Filing
Docket No. ER22-2356-000

Dear Secretary Bose:

Pursuant to section 205 of the Federal Power Act ("FPA"),[1] part 35 of the Federal Energy Regulatory Commission's ("FERC" or "Commission") regulations,[2] and Order No. 714,[3] Public Service Company of Colorado ("PSCo"), submits the enclosed revisions to Attachment S – Transmission Line Ratings of the Xcel Energy Operating Companies Joint Open Access Transmission Tariff ("Xcel Energy OATT")[4] in compliance with the Commission's May 18, 2023 Order on Compliance Filing in Docket No. ER22-2356-000 ("May 18 Order"). The enclosed revisions to Attachment S implement revisions the Commission directed PSCo to make in the May 18 Order.

PSCo respectfully requests an effective date of July 12, 2025, consistent with the effective date determined in Order Nos. 881[5] and confirmed in Order No. 881-A[6] and the May 18 Order.

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1 16 U.S.C. § 824d.

2 18 C.F.R. pt. 35 (2022).

3 *Electronic Tariff Filings*, FERC Stats. & Regs. ¶ 31,276 (2008), *order on clarification*, Order No. 714-A, 147 FERC ¶ 61,115 (2014) ("Order No. 714").

4 PSCo is the designated e-Tariff filing entity for the Xcel Energy OATT, consistent with the requirements of Order No. 714.

5 Managing Transmission Line Ratings, Order No. 881, 177 FERC ¶ 61,179 (2021) ("Order No. 881").

6 Managing Transmission Line Ratings, Order No. 881-A, 179 FERC ¶ 61,125 (2022) ("Order No. 881-A").

The enclosed revisions will have no effect on rates.[7]

I. CONTENTS OF FILING

This filing consists of the following items, which are included as attachments to the XML package:

1. This transmittal letter;

2. A clean copy of the proposed revisions to Attachment S of the Xcel Energy OATT in eTariff format; and

3. A marked copy of the proposed revisions to Attachment S of the Xcel Energy OATT in eTariff format.

II. BACKGROUND

A. Public Service Company of Colorado

PSCo is a wholly owned utility operating company subsidiary of Xcel Energy Inc. ("Xcel Energy"), a public utility holding company. PSCo is a vertically integrated electric utility that, *inter alia*, provides open access wholesale transmission services to transmission customers under the Xcel Energy OATT.

B. The Order on Compliance in Docket No. ER22-2356-000

On July 12, 2022, PSCo submitted proposed revisions to Attachment S of the Xcel Energy OATT (the "July 12 Filing") to comply with the requirements set forth in Order No. 881, which revised both the *pro forma* Open Access Transmission Tariff ("OATT") to include a new Attachment M on Transmission Ling Ratings and the Commission's regulations under section 206 of the FPA[8] to improve the accuracy and transparency of electric transmission line ratings. The Commission issued the May 18 Order in response to PSCo's July 12 Filing, accepting it in part and rejecting it in part, subject to further compliance filings.

PSCo proposed certain clarifying edits to the *pro forma* OATT Attachment M, and while the Commission accepted certain edits, the Commission found in the May 18 Order that two clarifications were not consistent with or superior to the *pro forma* OATT.[9] Specifically, the Commission rejected PSCo's proposals to clarify that (1) transmission line ratings are calculated

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[7] The enclosed revisions do not modify or otherwise affect the Xcel Energy OATT provisions applicable to service over the facilities of the other Xcel Energy Operating Companies, which are Northern States Power company, a Minnesota corporation; Northern States Power Company, a Wisconsin corporation; and Southwestern Public Service Company.

[8] 16 U.S.C. § 824e.

[9] May 18 Order an PP 12 and 22.

for North American Electric Reliability Corporation ("NERC") bulk electric system ("BES") transmission lines over which PSCo sells transmission service instead of all transmission lines over which it provides transmission service; and (2) both point-to-point and network transmission service may be curtailed close to real-time based on actual scheduled deliveries. The Commission subsequently directed PSCo to submit a second compliance filing to remove the language associated with these rejected clarifications within 60 days of the issuance of the May 18 Order.[10]

III. DESCRIPTION AND JUSTIFICATION OF PROPOSED TARIFF REVISIONS

The enclosed revisions to Attachment S of the Xcel Energy OATT implement the directives set forth in the May 18 Order. Under the "General" section of Attachment S, PSCo is removing the phrase "North American Electric Reliability Corporation (NERC) bulk electric system (BES)" consistent with the *pro forma* OATT Attachment M. Under the section titled "Obligations of Transmission Provider," PSCo is also removing the following sentence, which appears twice, once with respect to point-to-point and once with respect to network integration transmission service:

> Transmission provider may curtail Transmission Service close to real-time based on scheduled service even if changes in ambient temperature forecasts identify negative ATC in the 10-day horizon

The removal of this language is consistent with paragraphs 12 and 22 of the May 18 Order, wherein the Commission found that these clarifications are not consistent with or superior to the *pro forma* OATT. The changes submitted herein are being submitted to comply with the May 18 Order and will have no impact on rates.

IV. PROPOSED EFFECTIVE DATE AND REQUESTS FOR WAIVERS

PSCo respectfully requests that the Commission grant a waiver of its notice requirements[11] and allow an effective date of July 12, 2025 for the revisions proposed herein, consistent with the requirements set forth in the May 18 Order. PSCo submits that good cause exists to grant the requested effective date given that PSCo is submitting this compliance filing at the direction of the Commission.[12] Furthermore, Commission policy permits waivers of the prior notice requirement in the case of uncontested filings that do not change rates.[13]

PSCo additionally respectfully requests waiver of any other filing requirements under the Commission's regulations which the Commission deems necessary to accept the enclosed revisions, including any applicable requirements of the cost-of-service regulations in 18 C.F.R. §

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[10] *Id.*

[11] 18 C.F.R. § 35.3(a).

[12] 18 C.F.R. § 35.11.

[13] *See Central Hudson Gas & Electric Corp*., 60 FERC ¶ 61,106, *reh'g denied*, 61 FERC ¶ 61,189 (1992); *see also Prior Notice and Filing Requirements Under Part II of the Federal Power Act*, 64 FERC ¶ 61,139, at 61,984 *reh'g granted in part*, 65 FERC ¶ 61,081 (1993).

35.13. Good cause exists to grant all necessary waivers, as the filing will provide no rate impact on transmission customers.

V. SERVICE

Pursuant to 18 C.F.R. § 35.2(e), an electronic version or notice of this filing will be served upon the state commission having jurisdiction over PSCo, upon PSCo's transmission service customers and upon the parties to the service list maintained by the Commission in Docket No. ER22-2356-000. A courtesy copy will be provided to the Director, Electric Power Regulation (West). In addition, a copy of this filing will be posted at the offices of PSCo at 1800 Larimer Street in Denver, Colorado.

VI. COMMUNICATIONS AND CORRESPONDENCE

Correspondence and communications with respect to this filing should be sent to, and PSCo requests the Secretary include on the official service list, the following[14]:

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[14] To the extent necessary, PSCo respectfully requests waiver of Rule 203(b)(3) of the Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.203(b), to permit the persons listed to be placed on the official service list for this proceeding.

VII. CONCLUSION

PSCo respectfully requests that the Commission accept the revisions to Attachment S of the Xcel Energy OATT proposed herein, without suspension or hearing, to be effective July 12, 2025.

Respectfully submitted,

/s/ *Timothy T. Mastrogiacomo*
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Counsel for Public Service Company of Colorado

Cc: Colorado Public Utilities Commission
Transmission Tariff Customers
Director, Electric Power Regulation (West)

CERTIFICATE OF SERVICE

I, Anne Woodburn, hereby certify that I have this day served a notice of the enclosed document filing, electronically, on the Colorado Public Utilities Commission, PSCo's transmission service customers, and each party designated on the official service list compiled by the Secretary in Docket No. ER22-2356-000.

Dated at Golden, CO this 14th day of July, 2023.

/s/ Anne Woodburn

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