



IN THE MATTER OF THE VERIFIED
PETITION OF PUBLIC SERVICE COMPANY
OF COLORADO FOR A DECLARATORY
ORDER THAT AN APPLICATION FOR A
CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY IS NOT REQUIRED TO
EXPAND THE MISSILE SITE
SUBSTATION, OR IN THE ALTERNATIVE,
APPLICATION FOR A CERTIFICATE OF
PUBLIC CONVENIENCE AND NECESSITY
FOR THE EXPANSION OF THE MISSILE
SITE SUBSTATION

DOCKET NO: 10D-240E

DIRECT TESTIMONY AND EXHIBITS

April 16, 2010

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

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**IN THE MATTER OF THE VERIFIED PETITION)
OF PUBLIC SERVICE COMPANY OF)
COLORADO FOR DECLARATORY ORDER)
THAT AN APPLICATION FOR A CERTIFICATE)
OF PUBLIC CONVENIENCE AND NECESSITY IS)
NOT REQUIRED TO EXPAND THE MISSILE)
SITE SUBSTATION , OR IN THE ALTERNATIVE,)
APPLICATION FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO EXPAND)
THE MISSILE SITE SUBSTATION)**

**COMBINED VERIFIED PETITION FOR DECLARATORY ORDER OR, IN THE
ALTERNATIVE, APPLICATION FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY**

Public Service Company of Colorado (“Public Service” or “the Company”) submits this Petition for a Declaratory Order (“Petition”) seeking a declaration that a certificate of public convenience and necessity (“CPCN”) is not required to expand the planned Missile Site Substation near Deer Trail, Colorado. Public Service files the Petition pursuant to C.R.C.P. Rule 57 and Rule 1304(i) of the Commission’s Rules of Practice and Procedure, 4 C.C.R. § 723-1.

In the alternative, Public Service is also filing an application for a CPCN (“Application”) for the expansion of the planned Missile Site Substation. Public Service files the Application pursuant to C.R.S. § 40-5-101, and Rules 3002(a)(III) and 3102 of the Commission's Rules Regulating Electric Utilities, 4 CCR 723-3. In support of this Combined Petition or, in the alternative, Application, Public Service states as follows:

I. FACTUAL BACKGROUND

1. As early as April of 2008, Public Service discussed plans to construct a Substation at Missile Site near Deer Trail, Colorado. Public Service's plans entailed initially constructing the Substation at 230 kV, but eventually involved expanding the Substation to include 345 kV station equipment and 345/230 kV autotransformers. The Commission has already ruled that Public Service need not obtain a CPCN for construction of a 230 kV Substation at Missile Site ¹. All Public Service seeks to do at this time is expand the planned Missile Site Substation to include 345 kV station equipment and 345/230 kV autotransformers.

2. Public Service's discussion of the Missile Site 230 kV Substation and the proposed expansion are a matter of public record and are summarized below.

3. In Public Service's 2008 Rule 3206 Report filed on April 30, 2008, Public Service first set forth its plans for the construction of a 230 kV Substation at Missile Site.² The relevant portions of the 2008 Rule 3206 Report are attached and labeled Exhibit 1. In the 2008 Rule 3206 Report, Public Service stated that the project involved constructing a new 230 kV Missile Site Substation approximately 40 miles east of Denver. The proposed 230 kV Missile Site Substation would sectionalize the existing Pawnee – Daniels Park 230 kV Transmission Line. Public Service stated that the proposed Missile Site 230 kV Substation had already been identified as being required for two potential wind generation interconnection

¹ Decision No. C08-0676 in Case No. 6396 Dated July 2, 2008.

² Rule 3206 generally requires that no later than April 30 of each year, each electric utility submit a filing for a determination of which of the utility's proposed new construction or extension of transmission facilities for the next three calendar years, commencing with the year following the filing, are necessary in the ordinary course of business and which require a certificate of public convenience and necessity prior to construction. See 4 CCR 723-3-3206(c).

facilities, as well as a 230-115 kV interconnection service point with Intermountain Rural Electric Association (“IREA”), the Company’s largest wholesale customer. In terms of expanding the Missile Site Substation to include 345 kV station equipment and 345/230 kV autotransformers, Public Service specifically stated that the new station would also likely become an interconnection point for future 345 kV transmission to the eastern, southern, and northern regions of Colorado.

4. In a July 2, 2008 Order, the Commission ruled that no CPCN would be necessary for construction of a 230 kV Substation at Missile Site. See Decision No. C08-0676, p. 5 (July 2, 2008). A copy of Decision No. C08-0676 is attached and labeled Exhibit 2.

5. Four months later, during a Commission docket initiated to consider whether to grant Public Service a CPCN for construction of the Pawnee - Smoky Hill 345 kV Transmission Project, the Commission sought additional information concerning the planned Missile Site Substation. Decision No. C08-0875, p. 2 (August 20, 2008). A copy of Decision No. C08-0875 is attached and labeled Exhibit 3.

6. Approximately three months later, on November 5, 2008, additional evidence concerning the planned Missile Site Substation was adduced at a hearing conducted concerning the Pawnee - Smoky Hill CPCN.

7. Shortly after the November 5, 2008 hearing in the Pawnee - Smoky Hill CPCN proceeding, Public Service filed its 2008 Senate Bill (“SB”) 07-100 Informational Report with the Commission. In the November 24, 2008 SB07-100 Informational Report, Public Service listed the Missile Site Substation as a potential

project. Relevant portions of Public Service's 2008 SB07-100 Informational Report are attached and labeled Exhibit 4. Public Service described the project as follows in the 2008 SB07-100 Informational Report:

5. Missile Site Substation (Zone 2)

Description: The project would consist of a new substation, near Deer Trail, Colorado. The substation could connect to existing 230 kV transmission as well as the proposed 345 kV transmission between Pawnee and Smoky Hill. The Missile Site Substation would allow 200-500 MW of additional generation from Zone 2. In addition to allowing for interconnection of resources from Zone 2, the Missile Site Substation would also provide a connection point for future high voltage transmission to the south, such as to Big Sandy and Lamar.

* * *

Evaluation: The Missile Site Substation has been identified in Rule 3206 filings to the Commission. The project can be established as a 230 kV interconnection if generation resources are implemented prior to the 345 kV system being in place. No alternatives were considered for this substation project.

8. On January 30, 2009, the Colorado Coordinated Planning Group ("CCPG") posted its 2008-2018 Transmission Planning Study report to the WestConnect website³. The CCPG long range transmission plan shows Missile Site Substation as both an interconnection point for new generation as well as a termination point for high-voltage transmission originating at or near Lamar, Colorado.

9. In its Decision dated February 26, 2009 granting Public Service a CPCN for the Pawnee - Smoky Hill 345 kV Transmission Line, the evidence concerning the Missile Site Substation adduced at hearing was noted. See Decision

³ <http://www.westconnect.com/filestorage/CLRTPG%202018%20Study%20Report.pdf>. Commission Staff participates in the CCPG.

No. C09-0048, pp. 13-14 ("Pawnee - Smoky Hill CPCN Decision"). Relevant portions of the Pawnee - Smoky Hill CPCN Decision are attached and labeled Exhibit 5.

10. In the Pawnee - Smoky Hill CPCN Decision, the Commission noted Public Service's plans to build the Missile Site Substation (formerly known as Corner Point). The Commission stated that Missile Site was planned to intersect (or sectionalize) the Pawnee - Daniels Park 230 kV Transmission Line approximately 40 miles east of Denver (where the line turns north toward Pawnee) and would be built on a new 35-40 acre site. Missile Site Substation would initially be built as a 115/230 kV capable facility, but would allow for expansion to incorporate a 345 kV capability. The Commission noted that the Pawnee - Smoky Hill Transmission Line Project would be in-service in 2013 or 2014, and that when the single-circuit Pawnee - Smoky Hill 345 kV Transmission Line was constructed, Section 1 from Pawnee to the Missile Site Substation of the Pawnee-Smoky Hill 345 kV line would tie into Missile Site, at which time additional construction at Missile Site would make the substation capable of operating at 345 kV.

11. On September 16, 2009, Public Service submitted a Supplemental Rule 3206 Report to the Commission to add Missile Site 345 kV Substation to its list of proposed projects. A copy of the 2009 Supplemental Rule 3206 Report is attached and labeled Exhibit 6. In the Supplemental Rule 3206 Report, Public Service explained that the Commission's approval of a CPCN for the Pawnee - Smoky Hill 345 kV Transmission Project had made it necessary to move forward with expanding the Missile Site Substation to 345 kV. Public Service stated in its

Supplemental Rule 3206 Report that the proposed in-service date for the expanded Missile Site Substation was May 2013, and that it would cost approximately \$14 million to construct the expansion.

12. On October 30, 2009, Public Service filed its 2009 SB07-100 Report with the Commission, which was docketed as 09M-790E. Relevant portions of Public Service's 2009 SB07-100 Report are attached and labeled Exhibit 7. In the Report, Public Service listed Missile Site 345 kV Substation as a project, stating that:

Description: The Missile Site 345 kV Substation would expand the Missile Site 230 kV Switching Station to allow additional generator and transmission interconnections at the 345 kV voltage level. The Substation will bisect the Pawnee – Smoky Hill 345 kV Transmission Project. The Missile Site 345 kV Substation would allow additional generation from Zone 2. In addition to connecting the Pawnee – Smoky Hill 345 kV line, the station would also allow for future 345 kV transmission connections. These may include connections to a Pawnee – Daniels Park 345 kV Project and connections to high voltage transmission to the south, such as to Big Sandy and Lamar.

Status: Public Service submitted a supplemental Rule 3206 filing with the Commission on September 16, 2009 for a determination of whether the project requires a CPCN. Public Service is acquiring enough land to construct the Missile Site 230 kV station to allow for a future 345 kV expansion. The tentative schedule has an in-service date of 2013

13. As a result of the Commission's ruling in Decision No. C08-0676 that Public Service need not obtain a CPCN to construct a 230 kV Substation at Missile Site, Public Service began the process of acquiring land for the construction of the Substation. In its Rule 3206 Report filed in Case No. 6396 on April 30, 2008, Public Service originally estimated that a 35-40 acre site would be needed to accommodate the Missile Site 345/230 kV Substation facility. Public Service decided to acquire an 80-acre site. The main reason for this was because the price per acre for the property in the area was fairly low, and the additional acreage would allow for more

flexibility on the site for the placement and configuration of the substation equipment, future transmission line configurations, and on-site drainage requirements. The landowner was a willing seller and this 80-acre site meets all of the needs for the full build out of the Missile Site Substation. On December 1, 2009 Public Service secured an 80-acre site near Deer Trail, Colorado.

14. In a Decision dated December 3, 2009 concerning Public Service's 2009 Rule 3206 Report, the Commission stated Public Service should file for a CPCN for the Missile Site 345 kV Substation; or, for a formal determination that no CPCN was required. Decision No. C09-1353, p. 2. This Petition and, in the alternative, Application for a CPCN, have been filed as the result of this decision.

15. Given that: (1) the Commission has already ruled that a CPCN is not required for the construction of a 230 kV Substation at Missile Site; and, (2) all Public Service seeks to do now is expand the 230 kV Substation at Missile Site to include 345 kV station equipment and 345/230 kV autotransformers. Public Service seeks a declaratory order that a CPCN is not required to expand the Substation at Missile Site as described herein. In the alternative, Public Service seeks a CPCN to expand the 230 kV Substation at Missile Site to include 345 kV station equipment and 345/230 kV autotransformers on the 80 acre property it has acquired for the Missile Site facility.

16. Public Service provides the following additional information concerning the proposed project:

- a. The name of the project is Missile Site 345 kV Substation Expansion;

- b. The proposed location is: near Deer Trail, Colorado, at the planned Missile Site 230 kV switching station, approximately 40 miles east of Denver;
- c. The Missile Site 345 kV Substation Expansion would expand the Missile Site 230 kV Substation to include 345 kV station equipment and 345/230 kV autotransformers. The Expansion will allow additional generator and transmission interconnections at the 345 kV voltage level. The Substation will bisect the Pawnee - Smoky Hill 345 kV Transmission Project. The Missile Site 345 kV Substation would allow additional generation from Zones 2 and 3. In addition to connecting the Pawnee – Smoky Hill 345 kV line, the Substation would also allow for future 345 kV transmission connections. These may include connections to a Pawnee – Daniels Park 345 kV Project and connections to high voltage transmission to the south, such as to Big Sandy and the proposed Lamar-Front Range 345 kV Transmission Project.
- d. The estimated cost of the project is \$14 million. The project is expected to be financed through Public Service's 2010 - 2014 approved capital budget.
- e. The project will commence as soon as the Commission finds that the project is in the ordinary course of business or grants Public Service a CPCN for the project. The estimated date of completion is May of 2013.
- f. Because of the nature of the expansion, Public Service has not performed any alternative analyses and does not believe that it would be beneficial to do so. Indeed, no reasonable alternatives to the substation expansion can be developed or evaluated.

II. PETITION FOR DECLARATORY ORDER

- 17. Public Service incorporates and re-alleges Paragraphs 1-16.
- 18. C.R.C.P. Rule 57 permits a party affected by a statute to ask a court to determine its "rights, status and other legal relations." Rule 1304(i) of the Commission's Rules of Practice and Procedure, 4 C.C.R. § 723-1, applies the scope of C.R.C.P. Rule 57 to proceedings before the Commission, including pending proceedings.

19. C.R.S. § 40-5-101 states that a CPCN is required for a new facility, plant, or system or of any extension of its facility, plant, or system unless construction is “necessary in the ordinary course of its business.” Public Service seeks a declaratory order holding that the Missile Site 345 kV Substation Expansion is necessary in the ordinary course of business for Public Service, and that no CPCN is necessary under 40-5-101, and Rules 3002(a)(III) and 3102 of the Commission's Rules Regulating Electric Utilities, 4 CCR 723-3

20. The Commission should issue the declaratory order for the reasons set forth below.⁴ The Commission has already ruled that a CPCN is not required to construct a 230 kV Substation at Missile Site. See Exhibit 2, Decision No. C08-0676, p. 5 (July 2, 2008). Furthermore, the Commission has already granted Public Service a CPCN for construction of the Pawnee - Smoky Hill 345 kV Transmission Line. It is the construction of the Pawnee - Smoky Hill 345 kV Transmission Line that has prompted the need to construct the Missile Site 345 kV Substation Expansion. The Commission was aware of the need to construct the Missile Site 345 kV Substation Expansion when it granted the CPCN for Pawnee - Smoky Hill 345 kV Transmission Line. See Exhibit 5, Pawnee - Smoky Hill Decision, pp. 13-14.

21. All Public Service seeks to do now is expand the Substation at Missile Site to include 345 kV station equipment and 345/230 kV autotransformers, and to sectionalize the Pawnee - Smoky Hill 345 kV Transmission Line into the Missile Site Substation.

⁴ Public Service's request for relief is plead in the alternative, in that should the Commission decide not to issue the declaratory order it seeks, Public Service seeks a CPCN to expand the Missile Site 230 kV Substation to include 345 kV station equipment and 345/230 kV autotransformers.

22. The Missile Site 345 kV Substation Expansion is necessary in the ordinary course of Public Service's business because, among other things, it is being undertaken to accommodate transmission facilities for which the Commission has already granted Public Service a CPCN, *ie.* the Pawnee - Smoky Hill 345 kV Transmission Line. The expansion will allow the Missile Site Substation to accommodate additional generator and transmission interconnections at the 345 kV voltage level. Expanding the Missile Site Substation will allow additional renewable generation from Energy Resource Zones 2 and 3. In addition to connecting the Pawnee - Smoky Hill 345 kV line, expanding the Missile Site Substation will also allow for future 345 kV transmission connections. These may include connections to a Pawnee – Daniels Park 345 kV Project and connections to high voltage transmission to the south, such as to Big Sandy and Lamar. The expansion will provide increased reliability and long term load serving capability for Public Service's customers. This project will be part of the Public Service's base transmission infrastructure, and is critical to the interconnection and delivery of capacity and energy from Public Service owned generating resources and is required for two potential renewable generation interconnection facilities, including the recently announced Cedar Point 252 MW Wind Project owned by Renewable Energy Systems Americas.

23. The verification of Gerald M. Stellern, Public Service's Manager of Transmission Asset Management, is attached to this Petition and labeled Exhibit 8. In the verification, Mr. Stellern attests that the facts contained in this Petition are true to the best of his knowledge, information and belief.

WHEREFORE, Public Service Company of Colorado respectfully requests that the Commission enter an order:

A) declaring that expanding the Missile Site 230 kV Substation to include 345 kV station equipment and 345/230 kV autotransformers is necessary in the ordinary course of Public Service's business; or,

B) declaring that an application for a certificate of public convenience and necessity is not required to expand the Missile Site Substation to include 345 kV station equipment and 345/230 kV autotransformers.

III. ALTERNATIVE APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

Pursuant to C.R.S. §§ 40-2-126 and 40-5-101, and Rules 3002(a)(III) and 3102 of the Commission's Rules Regulating Electric Utilities, 4 CCR 723-3, Public Service Company of Colorado ("Public Service" or the "Company"), hereby respectfully requests a certificate of public convenience and necessity ("CPCN") authorizing it to expand the Missile Site 230 kV Substation to include 345 kV station equipment and 345/230 kV autotransformers.

24. Public Service incorporates and re-alleges the allegations set forth in Paragraphs 1-16.

A. Direct Testimony and Exhibits

25. With this Application, Public Service is submitting the Direct Testimony and Exhibits of Gerald M. Stellern, Manager of Transmission Asset Management for Public Service. Mr. Stellern generally describes the expansion of the Missile Site 230 kV Substation to include 345 kV station equipment and 345/230 kV autotransformers, as well as the need for the expansion.

B. Information Required by Rule 3002(b) AND (c)

26. Name and address of applicant

The Applicant is Public Service Company of Colorado. Public Service's principal office is located at 1225 Seventeenth Street, Suite 1000, Denver, Colorado 80202. Public Service is a Colorado corporation.

27. Name under which applicant will provide service in Colorado

All operations conducted by Public Service under the CPCN sought by this Application shall be conducted under the name of Public Service Company of Colorado.

28. Representatives to whom inquiries concerning the application should be made

Copies of all notices, other correspondence, and all inquiries concerning this Application should be sent to:

Robin Kittel
Director, Regulatory Administration
Xcel Energy Services Inc.
1225 17th Street, Suite 1000 Denver, CO 80202
Phone: 303.294.2242
Facsimile: 303.294.2402
E-mail: robin.kittel@xcelenergy.com

and

David W. McGann
Assistant General Counsel
Xcel Energy Services Inc.
1225 17th Street, Suite 900 Denver, CO 80202
Phone: 303.294.2035
Facsimile: 303.294.2988
E-mail: david.w.mcgann @xcelenergy.com

29. Agreement to comply with 4 CCR 723-3002(b)(IV)-(VI)

Public Service has read, and agrees to abide by, the provisions of 4 CCR 723-3002(b)(IV)-(VI), 4002(b)(IV-VI), 8002(b)(IV)-(VI).

30. Description of existing operations and general Colorado service area

Public Service provides electric and gas public utility service in numerous areas throughout the State of Colorado. The Company also provides steam utility service within the downtown area of Denver. A full listing of Public Service's existing operations and service area is set forth in Public Service's tariffs on file with the Commission.

31. **Location of hearing**

If a hearing is held on this Application, Public Service prefers that the hearing be held at the Commission's offices in Denver, Colorado.

32. **Acknowledgment**

Public Service has read and agrees to abide by the provisions of 4 CCR 723-3002(b)(XI)(A)-(C), 4002(b)(XI)(A)-(C), and 8002(b)(XI)(A)-(C).

33. **Statement under oath**

A verification signed by an agent of the Company verifying that the contents of the Application are true, accurate, and correct is attached hereto as Exhibit 8. Exhibit 8 contains the name, title and the complete address of the agent, as required by Commission rules.

34. **Information required by Rule 3002(b)(IX) and (c)**

Public Service hereby incorporates by reference the following information, which is on file with the Commission in Docket No. 06M-525EG:

- a. A copy of Public Service's Amended Articles of Incorporation, which was last filed on October 3, 2006;
- b. The name, business address and title of each of Public Service's officers and directors, which was last filed on January 8, 2010;
- c. The names and addresses of affiliated companies that conduct business with Public Service, which was last filed on January 8, 2010;
- d. The name and address of Public Service's agent for service of process, which was last filed on October 3, 2006.
- e. A copy of Public Service's most recent audited balance sheet, income statement, and statement of retained earnings was last filed on March 23, 2010.

C. Information Required by Rule 3102

35. **Facts relied upon to show the public convenience and necessity require granting this Application**

Expanding the Missile Site Substation as described herein would allow additional generation from Energy Resource Zones 2 and 3. The planned Missile Site 230 kV Substation, a facility for which the Commission has already determined no CPCN is required, will bisect the Pawnee – Smoky Hill 345 kV Transmission Project. Expansion of the planned Missile Site 230 kV Substation to include 345 kV station equipment and 345/230 kV autotransformers would allow the Missile Site Substation to accommodate additional generator and transmission interconnections at the 345 kV voltage level. In addition to connecting the Pawnee - Smoky Hill 345 kV line, the substation would also allow for future 345 kV transmission connections. These may include connections to a Pawnee – Daniels Park 345 kV Project and connections to high voltage transmission to the south, such as to Big Sandy and Lamar.

The expansion will provide increased reliability and long term load serving capability for Public Service's customers. This project will be part of the Public Service's base transmission infrastructure, and is critical to the interconnection and delivery of capacity and energy from Public Service owned generating resources and is required for renewable generation interconnection facilities, including the publicly announced Cedar Point 252 MW Wind Project owned by Renewable Energy Systems Americas.

See also Paragraphs 1-16 above and the Direct Testimony of Gerry M. Stellern

36. **Description of the proposed facilities to be constructed**

The name of the project is Missile Site 345 kV Substation Expansion. The project involves expanding the Missile Site Substation near Deer Trail, Colorado to include 345 kV station equipment and 345/230 kV autotransformers.

37. **Project cost**

The Project is currently estimated to be approximately \$14 million.

38. **Schedule for construction**

The project start date will be as soon as the Commission finds that the project is in the ordinary course of business or grants

Public Service a CPCN for the project. The estimated date of completion is May of 2013.

39. **Maps and electric one-line diagrams**

Maps showing the location where the facilities will be constructed, population centers, major highways and county and state boundaries and electric one-line diagrams are attached to the Direct Testimony of Gerald M. Stellern.

40. **Alternatives studied**

Because of the nature of the expansion, Public Service has not performed any alternative analyses and does not believe that it would be beneficial to do so. Indeed, no reasonable alternatives to the substation expansion can be developed or evaluated.

41. **Prudent avoidance of EMF and mitigation of audible noise**

The only prudent avoidance measure possible on this project is the application of reverse phasing. The individual phases will typically have currents flow into the substation tap in one direction, and out of the substation tap in the opposite direction. This configuration provides the desired reverse phasing and reduction in EMF. Audible noise issues are being addressed through the application of modeling techniques in the "Enviro" modeling program, and through the use of different design techniques. Audible noise issues are also being addressed through the proper handling of conductor and hardware to avoid abrasions or damage that may cause corona noise. Transmission Engineering has designed the project to limit the noise from the transmission line to 50 d(B)A or less and to limit the EMF to 28.22 milli-Gauss, which was the level that was approved for the Pawnee-Smoky Hill 345 kV Transmission Project in Decision Nos. C08-0444 and C09-0048 in Docket No. 07A-421E.

D. Request that Application be Granted Without Hearing if Not Contested

42. Public Service respectfully requests, if this Application is not contested, that it be granted without hearing, under the Commission's modified procedure under Rule 1403.

Wherefore, Public Service Company of Colorado respectfully requests that the Commission enter an order: granting it a certificate of public convenience and necessity to expand the Missile Site Substation to include 345 kV station equipment and 345/230 kV autotransformers.

Dated this 16th day of April, 2010.

Respectfully submitted,

By:


David W. McGann, #34521
Assistant General Counsel
Xcel Energy Services Inc.
1225 17th Street, Suite 900
Denver, Colorado 80202-5533
Telephone: (303) 294-2035
Fax: (303) 294-2988
email: david.w.mcgann@xcelenergy.com


**ATTORNEY FOR PUBLIC SERVICE
COMPANY OF COLORADO**

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

STATE OF COLORADO)
) ss.
CITY AND COUNTY OF DENVER)

VERIFICATION

The undersigned, being under oath, says that he is Manager of Transmission Asset Management of Public Service Company of Colorado. The undersigned further says that he has reviewed the Application and the supporting documentation and has knowledge of the factual matters set forth herein. Under penalty of perjury the undersigned declares that all statements made in the Application and supporting documents are true and complete to the best of his knowledge. The undersigned understands that any statement made in violation of this oath shall constitute grounds for dismissal of the application or revocation of any authority granted.




Gerald M. Stellern
Manager, Transmission Asset Management

Subscribed and sworn to before me this 15th day of April 2010.

ANNE L. MACRAE
NOTARY PUBLIC
STATE OF COLORADO

My Commission Expires 03/13/2011



Notary Public
My Commission expires _____

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of April, 2010, the foregoing **"VERIFIED PETITION OF PUBLIC SERVICE COMPANY OF COLORADO FOR A DECLARATORY ORDER THAT AN APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY IS NOT REQUIRED TO EXPAND THE MISSILE SITE SUBSTATION, OR IN THE ALTERNATIVE, APPLICATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO EXPAND THE MISSILE SITE SUBSTATION"** was E-filed with the Colorado Public Utilities Commission:

and a copy was electronically served to the following:

OCC
City & County of Denver
Governor's Energy Office

William Levis
Bill Vidal
Morey Wolfson

Bill.levis@dora.state.co.us;
bill.vidal@denvergov.org
morey.wolfson@state.co.us

A handwritten signature in cursive script, appearing to read "William J. Levis", is written over a horizontal line.