

UNITED STATES DEPARTMENT OF ENERGY

Federal Power Act Section 202(c)
Emergency Order for Craig Unit 1

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Order No. 202-25-14

MOTION FOR LEAVE TO INTERVENE OF
PUBLIC SERVICE COMPANY OF COLORADO

Public Service Company of Colorado (“Public Service”) respectfully moves for leave to intervene in this proceeding. Pursuant to Section 202(c) of the Federal Power Act,¹ on December 30, 2025, the Secretary of Energy directed Tri-State Generation and Transmission Association, Platte River Power Authority, Salt River Project, PacifiCorp, and “Xcel Energy,”² all co-owners of Craig Unit 1, to ensure that Craig Unit 1 remains available to operate at the direction of either the Western Area Power Administration—Rocky Mountain Region Western Area Colorado Missouri or Southwest Power Pool (the “Craig 1 Order”) through March 30, 2026.³ In support of this motion, Public Service provides the following information.

Public Service is a wholly-owned subsidiary of Xcel Energy Inc. and is a combination gas and electric utility serving various geographic areas in Colorado. Public Service provides (i) natural gas local distribution service to approximately 1.4 million residential, commercial, and industrial customers in northern, central,

¹ 16 U.S.C. § 824a(c).

² Public Service Company of Colorado is the Xcel Energy Inc. operating company subsidiary that is the co-owner for Craig Unit 1.

³ *Fed. Power Act § 202(c) Emergency Order for Craig Unit 1*, DOE Order No. 202-25-14 (Dec. 30, 2025).

southern, and western parts of Colorado, (ii) cost-based electric service to approximately 1.5 million retail customers in Colorado, subject to the jurisdiction of the Colorado Public Utilities Commission, and (iii) cost-based wholesale requirements service to five customers within Colorado, subject to the jurisdiction of the Federal Energy Regulatory Commission.

Public Service is a co-owner of Craig Unit 1, a 446.4 MW coal-fired generator in Craig, Colorado. As a co-owner, Public Service is subject to the Craig 1 Order, which directs “Tri-State and the co-owners” to “take all measures necessary to ensure that Craig Unit 1 is available,” as well as to provide information regarding facility operations and environmental and operational impacts of compliance.⁴ The Craig 1 Order requires the facility to remain available until at least March 30, 2026, although the co-owners had intended to cease operations at the end of December 2025.⁵ As a result, the Craig Unit 1 co-owners will incur additional operations and maintenance costs. Public Service expects to share in those costs pursuant to an agreement between the co-owners regarding each’s rights and obligations to Craig Unit 1. In addition, Public Service must continue to perform its obligations as specified in that agreement as necessary to ensure the continued availability of that facility. Public Service must also address the cost recovery issues presented by the Craig 1 Order, which may be unique to each co-owner.

⁴ *Id.* at Ordering ¶¶ A, D.

⁵ *Id.* at 1, Ordering ¶ H

Accordingly, as a co-owner of the facility subject to the Craig 1 Order, Public Service has a distinct, direct, and substantial interest regarding the Craig 1 Order, which imposes costs and other responsibilities on Public Service. The Craig 1 Order, any modification or clarification of that order, and any future challenge to that order could substantially and adversely affect Public Service's interests. No other party can represent adequately Public Service's interests. Public Service should therefore be permitted to intervene and participate in this proceeding with all the rights of a party as with other parties affected by Section 202(c) orders.⁶

Public Service reserves the right to supplement this intervention with responses to comments and other pleadings that may be filed in this proceeding.

⁶ See, e.g., *Fed. Power Act § 202(c) Emergency Order for Campbell Plant*, DOE Order No. 202-25-3B, at ¶ 75 (Sep. 8, 2025) (order on reh'g) (granting interventions for several state agencies and environmental organizations who "alleged interests which may be affected by the outcome of this proceeding," and having "take[n] no position on whether they are 'aggrieved' parties for the purposes of FPA section 313."); DOE Order No. 202-18-1 (Nov. 6, 2017) (regarding Yorktown Power Station Units 1 & 2, DOE Order No. 202-17-4) (granting intervention of an environmental organization having "take[n] no position on whether they are 'aggrieved' parties for the purposes of FPA section 313" and recognizing that a utility to whom the order was directed is a party to the proceeding).

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Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served the foregoing document upon each entity named in the Craig 1 Order and any entity whose request for intervention has been docketed as of the date of filing.

Dated at Washington, D.C. this 26th day of January, 2026.

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