

DISTRICT COURT, ARAPAHOE COUNTY, COLORADO 7325 S. Potomac Street Centennial, Colorado 80112	
STATE OF COLORADO, ex rel. JOHN W. SUTHERS, ATTORNEY GENERAL, Plaintiff, v. COLORADO HUMANE SOCIETY & S.P.C.A., INC.; MARY C. WARREN, an individual; ROBERT WARREN, an individual; and STEPHENIE L. GARDNER, an individual; Defendants.	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
Waverton Group, LLC as custodian Richard A. Block, Managing Member 4101 East Louisiana Avenue Suite 300 Denver, Colorado 80246 Office: 303-781-9900 Fax: 303-781-4311 Email: rblock@xpn.com	Case Number: 2008-CV-2659 Division: 202
CLAIM OF CREDITOR	

Comes now Xcel Energy
(the "Claimant" or the "Claimants" if more than one), whose coordinates are as follows:
address [do not use Post Office Box]: 4701 Parkside
Amarillo Tx 79109
telephone number: 1-800-481-4700
fax number: 1-612-573-1851
email address: _____
being first duly sworn, deposes and says:

1. Colorado Humane Society & S.P.C.A., Inc., a Colorado nonprofit corporation (the "Company") was, on December 16, 2008, and still is, indebted or liable to this Claimant.

2. The total amount the Company owes to Claimant on this date, including Principal, Interest, and Additional Charges is \$ _____, (the "Claim")

3. The consideration, basis, or ground for this Claim is as follows: the Company obtained Electric + Gas [please specify, e.g. goods, services, credit, money, etc.] by utility [please specify how obtained, e.g. agreement, promissory note, etc.] and that the Company has refused or failed to pay the reasonable value thereof.

4. The Claim consists of the following Principal and Interest calculated to the date of this Claim:

Principal (on December 16, 2008)	\$ <u>2573.03</u>
Interest (to December 16, 2008)	\$ _____
Interest Rate (to the date of default)	_____ %
Total amount of Principal and Interest	\$ _____
Penalties	\$ _____
Total of Claim	\$ <u>2573.03</u>

5. Claimant Claims priority or preference from the assets in the hands of the custodian N/A [please specify authority for priority or preference, e.g. wages, taxes, etc.].

6. The Claim consists of \$ N/A in additional charges ("Additional Charges") for N/A [please specify, e.g. reasonable attorneys' fees, penalties, etc.]. The basis for claiming Additional Charges is N/A

Claim of Creditor

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7. True and correct copies of the documents supporting this Claim, including without limitation, subcontracts, invoices, and statements of account, are attached hereto.

8. This claim is filed as an unsecured Claim a secured Claim [*please strike one*]. Claimant Claims as its security the following:

Assets Encumbered _____
Security Instruments _____
County _____
State _____
Reception Number _____
Recorded Lien Statement _____
If Mechanic's Lien, Date of
First Work _____
If Mechanic's Lien, Date of
Last Work _____

9. True and correct duplicates of each and every instrument securing this Claim, including, without limitation UCC Financing Statements and Recorded Lien Statements, are attached hereto.

10. Claimant has filed a legal action against the Company as follows:

[*please specify court and case number*] and has has not [*please strike one*]
received a judgment against the Company.

11. Claimant has credited any and all payments made by the Company under this Claim and this Claim is not subject to any set-off, counterclaim, or right of recoupment in favor of the Company or in favor of the custodian as against the Claim.

Claim of Creditor
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12. X-Cel Energy [please print name of Claimant] being first duly sworn, states and affirms that Claimant has executed the foregoing Claim of Creditor in the space provided below, and that the information contained therein is true and correct to the best of Claimant's knowledge.

[Signature]
[Signature of Claimant]

State of Texas)
County of Randall) ss.

Subscribed and sworn to before me by Lynn Scar, the Claimant, on the 16th day of February, 2009. Witness my hand and official seal.

Witness my hand and official seal.

My commission expires: 2-11-2011



[Signature]
Notary Public

An original of this Claim must be submitted to the custodian, please do not submit this Claim to the Court—Mail directly to:

Waverton Group, LLC, custodian,
4101 East Louisiana Avenue
Suite 300
Denver, Colorado 80246

PUBLIC SERVICE COMPANY OF COLORADO
P O BOX 840
DENVER, CO. 80201
(800) 481-4700

Customer Name	Service Address	Due Date	Account No.	Amount Due
COLO HUMANE SOCIETY	2760 S PLATTE RIVER DR ENGLEWOOD, CO 80110-1406	Jan 07, 2009	53-2315212-5	\$1,365.30

Account Activity				
Date of Bill	Dec 19, 2008	Previous Balance		\$1,377.03
Number of Payments Received	1	Total Payments		<u>(\$1,377.03)</u>
Number of Days in Billing Period	29	Balance Forward		\$0.00
Statement Number	179088954	+ Current Bill		<u>\$1,365.30</u>
Premise Number	301800900	Current Balance		\$1,365.30

Electric Service - Account Summary				
Invoice Number	0252621742	Secondary Gen		\$32.29
Meter No.	0000W1507206	GRSA		\$13.71
Rate	SG	Secondary Gen	Demand	\$75.60
Current Reading	2654	Estimate 12/19/2008	Air Quality Imp	\$1.57
Previous Reading	124	Estimate 11/20/2008	Trans Cost Adj	\$0.54
Kilowatt-Hours Used	2530		Elec Commodity Adj	\$83.57
Measured Demand	8.810	kW Estimate	Demand Side Mgmt Cost	\$3.33
Billed Demand	9	kW	Purch Cap Cost Adj	\$41.58
			Renew. Energy Std Adj	\$3.69
			Franchise Fee	\$7.68
			Sales Tax	\$20.69
			Subtotal	\$284.25

Gas Service - Account Summary				
Invoice Number	0121664411	Commercial		
Meter No.	0000A1210919	Usage Charge	1248.00 x 0.10634	\$132.70
Rate	CG-T	Commercial	Interstate Pipeline	1248.00 x 0.09940 \$124.05
Current Reading	8049	Estimate 12/19/2008	Natural Gas - Dec	906.72 x 0.57770 \$523.81
Previous Reading	6630	Estimate 11/20/2008	Natural Gas - Nov	341.28 x 0.49900 \$170.30
Measured Usage	1419		Service & Facility	\$22.31
Therm Multiplier	0.8793		Franchise Fee	\$29.20
Therms Used	1248.00		Sales Tax	\$78.68
			Subtotal	\$1,081.05

Comparison Information						
Gas	\$1,081.05 per month	\$37.28 per day	Billing Period	Kwh Usage/Month	Therm Usage	Avg. Daily Temp.
Electric	\$284.25 per month	\$9.80 per day	This Year	2530	1248	33°
			Last Year	2994	1280	31°



Account Number 53-2315212-5
Payment Due By Jan 07, 2009
Amount Enclosed \$ _____
Amount Due **\$1,365.30**

XCEL ENERGY
P.O. BOX 9477
MPLS, MN 55484-9477

COLO HUMANE SOCIETY
2760 S PLATTE RIVER DR
ENGLEWOOD CO 80110-1406

PUBLIC SERVICE COMPANY OF COLORADO
P O BOX 840
DENVER, CO. 80201
(800) 895-4999 Spanish: (800) 687-8778

Customer Name	Service Address	Due Date	Account No.	Amount Due
COLORADO HUMANE SOCIETY	4712 W BOWLES AVE LITTLETON, CO 80123-6743	Feb 06, 2009	53-8816063-2	\$438.61

Account Activity

Date of Bill	Jan 22, 2009	Previous Balance	\$1,157.10
Number of Payments Received	0	Total Payments	(\$0.00)
Number of Days in Billing Period	34	Balance Forward	\$1,157.10
Statement Number	182799655	+ Current Bill	(\$718.49)
Premise Number	301214375	Current Balance	\$438.61

Electric Service - Account Summary

** SEE CUSTOMER MESSAGE**

Correction to Meter No.	0000G1012455		
Credit Bill Period	12/04/2008-01/07/2009		
Credit KWH	5386	Credit Previous Billed Amount	(\$489.41)
Rebill Period	12/04/2008-12/16/2008		
Rebill KWH	1161	Rebill Amount	\$109.51
Rebill Detail:			
Invoice Number	0256972031	Residential General	\$39.11
Meter No.	0000G1012455	GRSA	\$4.97
Rate	R Residential General	Air Quality Imp	\$0.72
Current Reading	38811 Prorated 12/16/2008	Trans Cost Adj	\$0.22
Previous Reading	37650 Actual 12/04/2008	Elec Commodity Adj	\$38.35
Kilowatt-Hours Used	1161	Demand Side Mgmt Cost	\$1.37
		Purch Cap Cost Adj	\$17.00
		Renew. Energy Std Adj	\$1.48
		Franchise Fee	\$3.10
		Sales Tax	\$3.19
		Subtotal	\$109.51

Gas Service - Account Summary

** SEE CUSTOMER MESSAGE**

Correction to Meter No.	00000A481502		
Credit Bill Period	12/04/2008-01/07/2009		
Credit Therms	223	Credit Previous Billed Amount	(\$191.00)
Rebill Period	12/04/2008-12/16/2008		
Rebill Therms	43	Rebill Amount	\$39.66
Rebill Detail:			
Invoice Number	0123807276	Residential	
Meter No.	00000A481502	Usage Charge	43.00 x 0.08840 \$3.80
Rate	RG-T Residential	Interstate Pipeline	43.00 x 0.09940 \$4.27

Account Number 53-8816063-2
Payment Due By Feb 06, 2009
Amount Enclosed \$ _____
Amount Due \$438.61

XCEL ENERGY
P.O. BOX 9477
MPLS, MN 55484-9477

COLORADO HUMANE SOCIETY
4712 W BOWLES AVE
LITTLETON CO 80123-6743





PUBLIC SERVICE COMPANY OF COLORADO
 P O BOX 840
 DENVER, CO. 80201
 (800) 481-4700

Customer Name COLORADO HUMANE SOCIETY	Service Address 4712 W BOWLES AVE BLDG SIGN LITTLETON, CO 80123-6743	Due Date Nov 26, 2008	Account No. 53-8816072-3	Amount Due \$43.24
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Account Activity				
Date of Bill	Nov 11, 2008	Previous Balance		\$48.53
Number of Payments Received	0	Total Payments		(\$0.00)
Number of Days in Billing Period	31	Balance Forward		\$48.53
Statement Number	174663234	+ Current Bill		(\$5.29)
Premise Number	301516584	Current Balance		\$43.24

Electric Service - Account Summary

** SEE CUSTOMER MESSAGE**

Correction to Meter No.	0000D2466861			
Credit Bill Period	10/03/2008-11/03/2008			
Credit KWH	0	Credit Previous Billed Amount		(\$9.92)
Rebill Period	10/03/2008-10/17/2008			
Rebill KWH	0	Rebill Amount		\$4.63
Rebill Detail:				
Invoice Number	0247596958	Commercial Service		\$3.66
Meter No.	0000D2466861	GRSA		\$0.47
Rate	C	Commercial Service	Air Quality Imp	\$0.00
Current Reading	2006	Actual	10/17/2008	Trans Cost Adj
Previous Reading	2006	Actual	10/03/2008	Elec Commodity Adj
Kilowatt-Hours Used	0			Demand Side Mgmt Cost
				Purch Cap Cost Adj
				Renew. Energy Std Adj
				Franchise Fee
				Sales Tax
				Subtotal
				\$4.63

Comparison Information

			Billing Period	Kwh Usage/Month	Avg. Daily Temp.
Electric	\$4.63 per month	\$0.33 per day	This Year	0	50°
			Last Year	0	55°

Customer Messages

Account Number	53-8816072-3
Payment Due By	Nov 26, 2008
Amount Enclosed	\$ _____
Amount Due	\$43.24

XCEL ENERGY
 P.O. BOX 9477
 MPLS, MN 55484-9477

COLORADO HUMANE SOCIETY
 4712 W BOWLES AVE BLDG SIGN
 LITTLETON CO 80123-6743





PUBLIC SERVICE COMPANY OF COLORADO
 P O BOX 840
 DENVER, CO. 80201
 (800) 481-4700

Customer Name COLORADO HUMANE SOCIETY	Service Address 1864 S WADSWORTH BLVD UNIT 7 LAKEWOOD, CO 80232-6841	Due Date Aug 18, 2008	Account No. 53-2588692-2	Amount Due \$725.88
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Account Activity

Date of Bill	Aug 1, 2008	Previous Balance	\$705.75
Number of Payments Received	0	Total Payments	(\$0.00)
Number of Days in Billing Period	1	Balance Forward	\$705.75
Statement Number	162755933	+ Current Bill	\$20.13
Premise Number	300733076	Current Balance	\$725.88

Electric Service - Account Summary

Invoice Number	0234033273	Commercial Service	\$1.55	
Meter No.	0000W108954S	GRSA	\$0.19	
Rate	C	Air Quality Imp	\$0.02	
Current Reading	27775	Prorated 07/01/2008	Trans Cost Adj	\$0.01
Previous Reading	27738	Actual 06/30/2008	Elec Commodity Adj	\$1.82
Kilowatt-Hours Used	37		Demand Side Mgmt Cost	\$0.05
Measured Demand	0.000 kW	Prorated	Purch Cap Cost Adj	\$0.57
Billed Demand	0 kW		Renew. Energy Std Adj	\$0.06
			Franchise Fee	\$0.13
			Sales Tax	\$0.32
			Subtotal	\$4.72

Gas Service - Account Summary

Invoice Number	0112248885	Commercial			
Meter No.	0000S512913	Usage Charge	0.00 x	0.09530	\$0.00
Rate	CG-T Commercial	Interstate Pipeline	0.00 x	0.06110	\$0.00
Current Reading	3120	Prorated 07/01/2008	Natural Gas - July	0.00 x	0.80210
Previous Reading	3120	Actual 06/30/2008	Service & Facility		\$0.75
Measured Usage	0		Franchise Fee		\$0.02
Therm Multiplier	0.8094		Sales Tax		\$0.05
Therms Used	0.00		Subtotal		\$0.82

Comparison Information

Gas	\$1.64 per month	\$1.64 per day	Billing Period	Kwh Usage/Month	Therm Usage	Avg. Daily Temp.
Electric	\$7.90 per month	\$7.90 per day	This Year	61	0	78°
			Last Year	0	0	65°

Miscellaneous Charges - Account Summary

LATE CHARGE ASSESSED \$10.59

Account Number 53-2588692-2
 Payment Due By Aug 18, 2008
 Amount Enclosed \$ _____
 Amount Due \$725.88

XCEL ENERGY
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 MPLS, MN 55484-9477

COLORADO HUMANE SOCIETY
 1864 S WADSWORTH BLVD UNIT 7
 LAKEWOOD CO 80232-6841

