

Decision No. R23-0359-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 22A-0335CP

IN THE MATTER OF THE APPLICATION OF TIPSY VELO LLC, DOING BUSINESS AS
TIPSY VOYAGE, FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
TO OPERATE AS A COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
AVIV SEGEV
EXTENDING DEADLINES FOR
FILING WITNESS AND EXHIBIT LISTS**

Mailed Date: May 26, 2023

I. STATEMENT

1. On July 21, 2022, Topsy Velo, LLC, d/b/a Topsy Voyage (Applicant) filed with the Commission its Permanent Authority Application (Application), through which Applicant seeks a Certificate of Public Convenience and Necessity (CPCN) to operate as a common carrier by motor vehicle for hire. This filing commenced Proceeding No. 22A-0335CP.

2. On July 25, 2022, the Commission issued a Notice of Applications and Petitions Filed (Notice). The Notice gave notice of the Application, set procedural deadlines, and established a 30-day intervention period.

3. On August 22, 2022, Absolute Prestige Limousine II LLC (Absolute Prestige or Intervenor) timely noticed its intervention of right by filing its Entry of Appearance, Intervention, Letter of Authority, and Legal Representation for Absolute Prestige Limousine II, LLC (Intervention).

4. On August 31, 2022, the Commission, via minute entry, deemed the Application complete and referred Proceeding No. 22A-0335CP to an Administrative Law Judge (ALJ) for disposition.

5. By Decision No. R23-0326-I, filed May 16, 2023, the ALJ, among other things, required Applicant to file its final witness and exhibits lists by May 26, 2023, and Intervenor to submit its final witness and exhibits lists by June 5, 2023.

6. On May 19, 2023, Applicant's Motion for Extension of Time to File its Final Witness and Exhibit Lists (Motion for Extension of Time) was filed by Applicant. Applicant requests to extend by 14 days the deadline for submitting its final witness and exhibit lists and states that it would not oppose the same time extension for Intervenor to submit its final witness and exhibit lists.

7. Intervenor's position is not addressed in the Motion for Extension of Time. However, because no harm will come to Intervenor as a result of the relief ordered herein, the ALJ will *sua sponte* waive the response time to the Motion for Extension of Time.

8. For good cause shown, the unopposed Motion for Extension of Time will be granted, as ordered below.

9. Given the granting of the unopposed Motion for Extension of Time herein, Intervenor's deadline for submitting its final witness and exhibit lists shall also be extended by 14 days, as ordered below.

II. ORDER**A. It Is Ordered That:**

1. Response time to Applicant's Motion for Extension of Time to File its Final Witness and Exhibit Lists (Motion for Extension of Time), filed May 19, 2023 by Topsy Velo, LLC, d/b/a Topsy Voyage (Applicant), is waived.
2. The Motion for Extension of Time is granted.
3. Applicant shall file and serve its final witness and exhibit lists no later than June 9, 2023.
4. Absolute Prestige Limousine II LLC shall file and serve its final witness and exhibit lists no later than June 19, 2023.
5. This Decision shall be effective immediately.

(S E A L)



ATTEST: A TRUE COPY

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

AVIV SEGEV

Administrative Law JudgeRebecca E. White,
Director