(Decision No. C92-905)

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

* * *

THE APPLICATION OF GAMBLER'S EXPRESS,) INC., FOR AUTHORITY TO EXTEND) OPERATIONS UNDER CERTIFICATE OF) DOCKET NO. 92A-196CP-PUBLIC CONVENIENCE AND NECESSITY PUC) EXTENSION NO. 48419.)

COMMISSION ORDER GRANTING EXTENSION

Mailed date: July 20, 1992 Adopted date: July 20, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. Proper notice of the filing of this application has been given under § 40-6-108(2), C.R.S. No petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed. This proceeding is noncontested. Under § 40-6-109(5), C.R.S., this matter may be determined without a hearing.

2. The evidence submitted warrants the grant of authority as requested.

3. The present or future public convenience and necessity requires or will require the transportation service as requested.

4. Applicant is fit, willing, and able to properly perform the extended service as requested.

THEREFORE THE COMMISSION ORDERS THAT:

1. Applicant is authorized to extend operations under Certificate of Public Convenience and Necessity PUC No. 48419 as follows:

- Transportation of passengers and their baggage, on schedule,
- between points in Central City and Black Hawk, Colorado and points within a two-mile radius of each, on the one hand, and points in the following areas of Denver, Colorado, on the other hand: (A) beginning at the intersection of 16th and Broadway, thence north along Broadway to 23rd Avenue, thence northwest along 23rd/31st Avenue to the Platte River, thence southwest along the Platte River to 16th Street, thence southeast along 16th Street to the point of beginning; (B) beginning at the intersection of Colfax Avenue and Speer Boulevard, thence north along Speer Boulevard to I-25, thence south along I-25 to Colfax Avenue, thence east along Colfax Avenue to the point of beginning; (C) Stapleton International Airport.
- Restricted to the use of vehicles with a passenger seating capacity of 20 or less plus the driver.

Further restricted to serving points named in the carrier's published schedule.

2. The complete authority under Certificate of Public Convenience and Necessity PUC No. 48419 as extended, shall be as set forth in the attached Appendix.

3. Applicant, as the holder of Certificate of Public Convenience and Necessity PUC No. 48419, shall operate in accordance with the Order of the Commission except when prevented by an Act of God, the public enemy, or extreme conditions.

4. Applicant shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Applicant shall file a proper tariff and pay the issuance fee and annual vehicle identification fee. Operations may not begin until these requirements have been met. If the Applicant does not comply with the requirements of this ordering paragraph within 60 days of

the effective date of this Order then ordering paragraph 1 above,

which grants authority to the Applicant, shall be void, and the authority granted shall then be void. On good cause shown, the Commission may grant additional time for compliance, if the request for additional time is filed within the 60 days.

5. This Order is effective on its date of mailing.

ADOPTED IN OPEN MEETING on July 20, 1992.

THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

Commissioners

ORDER-GL

Appendix A Page 1 of 2 Pages Decision No. C92-905 Docket No. 92A-196CP-Extension July 20, 1992

Transportation of

passengers and their baggage, on schedule,

- (1) between points in Central City and Black Hawk, Colorado and points within a two-mile radius of each, on the one hand, and points in the following areas of Jefferson County, Colorado, on the other hand:
- (A) Beginning at the intersection of Colfax Avenue and Sheridan Boulevard; thence west along Colfax Avenue to its intersection with Youngfield Street; thence south along Youngfield Street to Alameda Avenue; thence east along Alameda Avenue to its intersection with Sheridan Boulevard; thence north along Sheridan Boulevard to the point of beginning (including points on Colfax Avenue from Sheridan Boulevard to Youndfield Street);
- (B)points on and within one mile of U.S. Highway 6 from Youngfield Street (as extended) on the east to the Jefferson/Gilpin County Line on the west.
- (2) between points in Central City and Black Hawk, Colorado and points within a two-mile radius of each, on the one hand, and points in the following areas in the County of Denver, State of Colorado, on the other hand:
- (A) beginning at the intersection of 16th and Broadway, thence north along Broadway to 23rd Avenue, thence northwest along 23rd/31st Avenue to the Platte River, thence southwest along the Platte River to 16th Street, thence southeast along 16th Street to the point of beginning;
- (B) beginning at the intersection of Colfax Avenue and Speer Boulevard, thence north along Speer Boulevard to I-25, thence south along I-25 to Colfax Avenue, thence east along Colfax Avenue to the point of beginning;

(C) Stapleton International Airport.

Appendix A Page 2 of 2 Pages Decision No. C92-905 Docket No. 92A-196CP-Extension July 20, 1992

- (3) between points in Central City and Black Hawk, Colorado and points within a two-mile radius of each, on the one hand, and points in the following areas of the Counties of Denver, Arapahoe, and Douglas, State of Colorado, on the other hand:
- (A) Beginning at the intersection of Colfax Avenue and I-25; thence south along I-25 to its intersection with E-470; thence east along E-470 to a point due south of Chambers Road (as extended); thence north along Chambers Road (as extended) to its intersection with Colfax Avenue; thence west along Colfax Avenue to the point of beginning; with authority to serve points located within one mile of that portion of I-25 from Colfax Avenue to E-470 and points within one mile of that portion of Chambers Road from its intersection with Colfax Avenue to the intersection of Chambers Road (as extended) and E-470.
- This Certificate is restricted as follows:
- (A) Item (1) is restricted as follows:
- (1) Against serving points in the Denver West Office Park or any hotel or motel other than the Holland House Hotel located in Golden, Colorado; and
- (2) Against serving points in Golden, Colorado, other than the Holland House Hotel or Heritage Square;
- (B) Item (3) is restricted in that daily service shall be provided to and from at least one point in each of the four quadrants of the area authorized in Item (3) of this certificate as shown on the map filed in the Commission's official file; and
- (C)Items (1) (2) and (3) are restricted to serving points named in the carrier's filed schedule.

ORDER-GL

Gambler's Express, Inc. P. O. Box 6974 Denver, CO 80206 APPLICANT'S ATTORNEY: John E. Archibold, Esq. KELLY, STANSFIELD & O'DONNELL 1225 - 17th Street, Suite No. 2600 Denver, CO 80202 ROUTE: 1 2 3 4 4.1 6-Docketing 9 10 15 20 30 31 (5 copies) 40 (7 copies) 50 60 Black Book Text Management Operating Rights Unit DMS (plus certificate) ORDER-GL

APPLICANT:

- 5 -