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STATE OF COLORADO
PUBLIC UTILITIES COMM.
2003 OCT 10 PM 12:38

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 02A-642BP-EXTENSION

IN THE MATTER OF THE APPLICATION OF ADMIRED TRANSPORTATION, INC., 8500 E. JEFFERSON AVE., #3-F, DENVER, CO 80237, FOR AN EXTENSION OF AUTHORITY UNDER CONTRACT CARRIER PERMIT NO. B-9814.

AND

DOCKET NO. 03A-020BP-EXTENSION

IN THE MATTER OF THE APPLICATION OF CARE-4-U TRANSPORTATION, INC., 2570 SOUTH DAYTON WAY, SUITE A-202, DENVER, CO 80231 FOR AN EXTENSION OF AUTHORITY UNDER CONTRACT CARRIER PERMIT NO B-9835.

AND

DOCKET NO. 03A-050BP

IN THE MATTER OF THE APPLICATION OF SUPERIOR CARE & TRANSPORTATION, INC., 15678 EAST QUINCY LANE, AURORA, CO 80015 FOR AUTHORITY TO OPERATE AS A CONTRACT CARRIER BY MOTOR VEHICLE FOR HIRE.

**STIPULATED MOTION FOR IMPOSITION OF RESTRICTIVE AMENDMENT AND
CONDITIONAL WITHDRAWAL OF INTERVENTION OF METRO TAXI, INC. IN
DOCKET NO. 03A-020BP**

Metro Taxi, Inc., (Metro Taxi or Intervenor), by and through its attorney, Charles M. Williams, of Charles M. Williams, P.C., and Care-4-U Transportation, Inc. (Care-4-U or Applicant), by and through attorney, Charles J. Kimball of Kimball & Nespor, P.C., file the above stipulated motion with the Colorado Public Utilities Commission (Commission or PUC).

In support thereof the parties state as follows:

I. Applicant seeks the following authority in its permanent authority application:

For authority to extend operations under Item (I) of Contract Carrier Permit No. B-9835 to include the transportation of passengers and their baggage, between all points within the Counties of Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, and Jefferson, State of Colorado; and to eliminate restriction (4) which currently reads as follows: Item (I) is restricted to the use of a maximum of four vehicles. This portion

of the application is restricted to providing transportation service for Arapahoe County Community Services, 2009 West Littleton Boulevard, Littleton, Colorado 80120. The extended permit will read as follows: Item (I). Transportation of passengers and their baggage between all points in the Counties of Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, and Jefferson. Item (II). Transportation of passengers and their baggage between all points in the Counties of Adams, Arapahoe, Boulder, Denver, Douglas, and Jefferson, State of Colorado.

RESTRICTIONS: Item (I) is restricted: (1) to providing transportation services for Arapahoe County Community Services Department, 2009 West Littleton Boulevard, Littleton, Colorado 80120; (2) to providing transportation to passengers who are recipients of Medicaid; and (3) against providing any transportation originating or terminating at Denver International Airport, Denver, Colorado. Item II is restricted to (1) providing transportation service for the City and County of Denver Department of Human Services; (2) Douglas County Department of Human Services; and (3) against the transportation of passengers 17 years of age and younger.

This matter is set for hearing before the Commission on March 24, 2003.

A copy of the PUC Notice of the Application is attached hereto as Exhibit 1. A copy of the existing permit in B-9835 of Care-4-U is attached hereto at Exhibit 2. By the application, Care-4-U seeks only to eliminate the number of vehicles restriction in Part I of its existing permit.

- II. Intervenor opposes this application, alleging a material interest in said proceeding.
- III. Applicant has reviewed its application, the needs of its supporting witnesses, the services it proposed to render under the authority sought in said application, and the intervention of Metro Taxi. Applicant now finds that by restricting its application as set forth herein, Applicant can eliminate the interests of Intervenor without impairing its ability to perform the services envisioned by this application. Accordingly, Applicant hereby moves to restrictively amend its application to further restrict it to the use of a maximum of ten (10) vehicles, six of which must

not be sedans. If the amendment is accepted by the Commission, the authority sought in this application would be redefined as follows:

- I. Transportation of passengers and their baggage, between all points in the Counties of Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, and Jefferson, State of Colorado.
- II. Transportation of passengers and their baggage, between all points in the Counties of Adams, Arapahoe, Boulder, Denver, Douglas, and Jefferson, State of Colorado.

RESTRICTIONS: This permit is restricted as follows:

- (1) Item I is restricted to providing transportation services for Arapahoe County Community Services Department, 2009 West Littleton Boulevard, Littleton, Colorado 80120;
- (2) Item I is restricted to providing transportation to passengers who are recipients of Medicaid;
- (3) Item I is restricted against providing any transportation originating or terminating at Denver International Airport, Denver, Colorado;
- (4) Item I is restricted to the use of a maximum of ten vehicles, six of which must not be sedans;
- (5) Item II is restricted to providing transportation service for:
 - A. The City and County of Denver Department of Human Services;
 - B. Douglas County Department of Human Services;and
 - C. Restricted against the transportation of passengers 17 years of age and younger.

The parties believe that the proposed amendment is restrictive in nature, and does not require renote.

IV. Applicant and Intervenor respectively and respectfully urge the Commission's acceptance of the restrictive amendment set forth in Paragraph III above. Acceptance of this restrictive

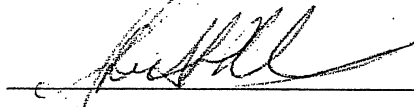
amendment would eliminate the interests of Metro Taxi and eliminate its need to expend

additional resources in pursuit of its intervention in this proceeding. Eliminating the interests of Intervenor would lessen time spent at hearing. Conservation of resources in such matters are in the public's best interest.

V. Upon the Commission's finding the restrictive amendment set forth in Paragraph III above to be administratively acceptable, and accepting it in the form submitted, Metro Taxi's intervention can be deemed withdrawn. In the event the offered restrictive amendment is not accepted, or is accepted in a form other than as submitted, Metro Taxi specifically does not withdraw its intervention and gives notice to its intent to continue its opposition to the application.

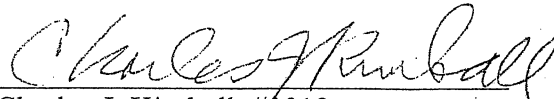
Respectfully submitted October 9th, 2003.

CHARLES M. WILLIAMS, P.C.



Charles M. Williams, #5342
303 East 17th Avenue, Suite 888
Denver, CO 80203
Phone: 303-831-9006
Fax: 303-830-6813
chazwilliams@earthlink.net
Attorney for Metro Taxi, Inc., Intervenor

KIMBALL & NESPOR, P.C.



Charles J. Kimball, #1319
5400 Ward Road, Building 111, Suite 150
Arvada, CO 80002
Phone: 303-940-3335
Fax: 303-940-8832
Attorney for Care 4-U Transportation, Inc.

CERTIFICATE OF MAILING

I, the undersigned, certify that on October 9th, 2003, I served the foregoing, STIPULATED MOTION FOR IMPOSITION OF RESTRICTIVE AMENDMENT AND CONDITIONAL WITHDRAWAL OF INTERVENTION OF METRO TAXI, INC. IN DOCKET NO. 03A-020BP, on the following via hand delivery or First Class Mail, postage prepaid, and addressed as follows:

John J. Roberts, Esq.
Assistant Attorney General
Business and Licensing Section
Office of the Attorney General
1525 Sherman Street, 5th Floor
Denver, CO 80203-1714
By First Class Mail

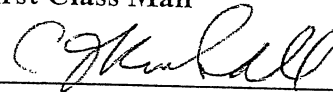
Gary Gramlick, PUC Trial Staff
Colorado Public Utilities Commission
1580 Logan Street
Office Level 2
Denver, CO 80203
By Hand Delivery

Dino Ioannides, Advisory Staff
Colorado Public Utilities Commission
1580 Logan Street
Office Level 2
Denver, CO 80203
By Hand Delivery

Charles J. Kimball
Kimball & Nespor, P.C.
5400 Ward Road, Building 111, Suite 150
Arvada, CO 80002
Attorney for Care-4-U Transportation and
Admired Transportation
By First Class Mail

Stan Epshtein, Esq.
6795 East Tennessee Ave., Suite 380
Denver, CO 80224
Attorney for Superior Care
By First Class Mail

Admired Transportation, Inc.
8500 East Jefferson Avenue, Suite 3F
Denver, CO 80237
By First Class Mail



PETITIONS TO INTERVENE IN THE PERMANENT PROCEEDINGS AS HEREINAFTER SUMMARIZED BELOW MUST BE FILED WITH THE COMMISSION WITHIN THIRTY (30) DAYS FROM THE DATE OF THIS NOTICE, UNLESS OTHERWISE NOTED. PETITIONS TO INTERVENE IN TEMPORARY AUTHORITY APPLICATIONS MUST BE FILED WITHIN FIVE (5) DAYS FROM THE DATE OF THIS NOTICE IN THE MANNER AS PROVIDED FOR THE FILING OF INTERVENTIONS TO APPLICATIONS AS SET FORTH IN THIS NOTICE. TEMPORARY APPLICATIONS ARE THOSE DOCKETS WITH THE LETTERS TA AFTER THE NUMBER.

DOCKET NO. 03A-020BP-EXTENSION

CARE-4-U TRANSPORTATION, INC.
2570 SOUTH DAYTON WAY, A-202
DENVER, CO 80231

FOR AUTHORITY TO EXTEND OPERATIONS UNDER ITEM (I) OF CONTRACT CARRIER PERMIT NO. B-9835 TO INCLUDE THE TRANSPORTATION OF PASSENGERS AND THEIR BAGGAGE, BETWEEN ALL POINTS WITHIN THE COUNTIES OF ADAMS, ARAPAHOE, BOULDER, BROOMFIELD, DENVER, DOUGLAS, AND JEFFERSON, STATE OF COLORADO; AND TO ELIMINATE RESTRICTION (4) WHICH CURRENTLY READS AS FOLLOWS: ITEM (I) IS RESTRICTED TO THE USE OF A MAXIMUM OF FOUR VEHICLES. THIS PORTION OF THE APPLICATION IS RESTRICTED TO PROVIDING TRANSPORTATION SERVICE FOR ARAPAHOE COUNTY COMMUNITY SERVICES, 2009 WEST LITTLETON BOULEVARD, LITTLETON, COLORADO 80120. THE EXTENDED PERMIT WILL READ AS FOLLOWS: ITEM (I). TRANSPORTATION OF PASSENGERS AND THEIR BAGGAGE BETWEEN ALL POINTS IN THE COUNTIES OF ADAMS, ARAPAHOE, BOULDER, BROOMFIELD, DENVER, DOUGLAS, AND JEFFERSON. ITEM (II). TRANSPORTATION OF PASSENGERS AND THEIR BAGGAGE BETWEEN ALL POINTS IN THE COUNTIES OF ADAMS, ARAPAHOE, BOULDER, DENVER, DOUGLAS, AND JEFFERSON, STATE OF COLORADO.

RESTRICTIONS: ITEM (I) IS RESTRICTED: (1) TO PROVIDING TRANSPORTATION SERVICES FOR ARAPAHOE COUNTY COMMUNITY SERVICES DEPARTMENT, 2009 WEST LITTLETON BOULEVARD, LITTLETON, COLORADO, 80120; (2) TO PROVIDING TRANSPORTATION TO PASSENGERS WHO ARE RECIPIENTS OF MEDICAID; AND (3) AGAINST PROVIDING ANY TRANSPORTATION ORIGINATING OR TERMINATING AT DENVER INTERNATIONAL AIRPORT, DENVER, COLORADO. ITEM II IS RESTRICTED TO: (1) PROVIDING TRANSPORTATION SERVICE FOR THE CITY AND COUNTY OF DENVER DEPARTMENT OF HUMAN SERVICES; (2) DOUGLAS COUNTY DEPARTMENT OF HUMAN SERVICES; AND (3) AGAINST THE TRANSPORTATION OF PASSENGERS 17 YEARS OF AGE AND YOUNGER.

THIS MATTER IS SET FOR HEARING BEFORE THE COMMISSION ON MARCH 24, 2003.

DOCKET NO. 03A-021CP-EXTENSION
DOCKET NO. 03A-021CP-EXTENSION-TA

HOTELS OF DENVER MOUNTAIN CARRIER,
INC., DBA DENVER MOUNTAIN EXPRESS
1550 LARIMER STREET, #280
DENVER, CO 80202

FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY AUTHORIZING AN EXTENSION OF OPERATIONS UNDER PUC NO. 55519 TO INCLUDE THE TRANSPORTATION OF PASSENGERS AND THEIR BAGGAGE, ON SCHEDULE: (I) BETWEEN BRECKENRIDGE, FRISCO, SILVERTHORNE, DILLON, AND KEYSTONE, COLORADO, ON THE ONE HAND, AND BLACK HAWK AND CENTRAL CITY, COLORADO, ON THE OTHER HAND, VIA COLORADO HIGHWAY 9, INTERSTATE 70, U.S. HIGHWAY 6, AND COLORADO HIGHWAYS 119 AND 279, SERVING ALL INTERMEDIATE POINTS; AND (II) BETWEEN EDWARDS, BEAVER CREEK, AVON, AND VAIL, COLORADO, ON THE ONE HAND, AND BLACK HAWK AND CENTRAL CITY, COLORADO, ON THE OTHER HAND, VIA U.S. HIGHWAY 6, INTERSTATE 70, AND COLORADO HIGHWAYS 119 AND 279, SERVING ALL INTERMEDIATE POINTS. THIS MATTER IS SET FOR HEARING BEFORE THE COMMISSION ON MARCH 21, 2003.

LETTER OF AUTHORITY

Issued By
Department of Regulatory Agencies

Attachment B
Docket No. 02A-642BP-Ext.,
03A-020BP-Ext, & 03A-050BP
Decision No. R03-1165-I
October 14, 2003
Page 7 of 8

THE PUBLIC UTILITIES COMMISSION

OFFICE LEVEL TWO

1580 LOGAN STREET

DENVER, COLORADO 80203

ISSUED TO:

Permit Number: B-9835

Care-4-U Transportation, Inc.
2570 S. Dayton Way A-202
Denver, CO 80231

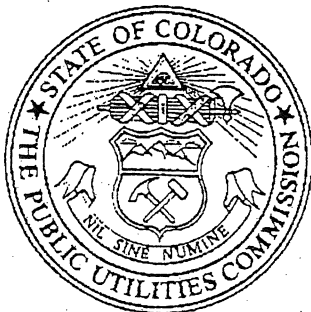
- I. Transportation of passengers and their baggage, between all points in the Counties of Arapahoe, Denver, and Douglas, State of Colorado.
- II. Transportation of passengers and their baggage, between all points in the Counties of Adams, Arapahoe, Boulder, Denver, Douglas, and Jefferson, State of Colorado.

RESTRICTIONS: This permit is restricted as follows:

- (1) Item I is restricted to providing transportation services for Arapahoe County Community Services Department, 2009 West Littleton Boulevard, Littleton, Colorado, 80120;
- (2) Item I is restricted to providing transportation to passengers who are recipients of Medicaid;
- (3) Item I is restricted against providing any transportation originating or terminating at Denver International Airport, Denver, Colorado;
- (4) Item I is restricted to the use of a maximum of four vehicles; and

EXHIBIT 2

(S E A L)



**CONTINUOUS
UNTIL REVOKED, CANCELED,
SUSPENDED, ALTERED, OR AMENDED**

THIS LETTER OF AUTHORITY MUST BE CARRIED IN THE CAB
OF EACH AND EVERY VEHICLE OPERATED UNDER THE
ABOVE AUTHORITY NUMBER.

LETTER OF AUTHORITY

Issued By
Department of Regulatory Agencies

Attachment B
Docket No. 02A-642BP-Ext.,
03A-020BP-Ext, & 03A-050BP
Decision No. R03-1165-I
October 14, 2003
Page 8 of 8

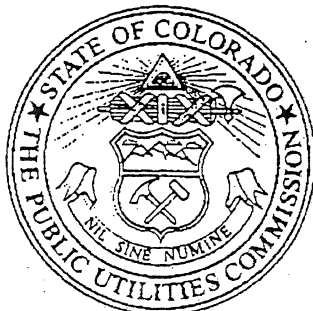
THE PUBLIC UTILITIES COMMISSION

OFFICE LEVEL TWO 1580 LOGAN STREET
DENVER, COLORADO 80203

- (5) Item II is restricted to providing transportation service for:
- A. The City and County of Denver Department of Human Services;
 - B. Douglas County Department of Human Services; and
 - C. Restricted against the transportation of passengers 17 years of age and younger.

Decision No. R02-146
Mailed Date: February 14, 2002

(S E A L)



**CONTINUOUS
UNTIL REVOKED, CANCELED,
SUSPENDED, ALTERED, OR AMENDED**

THIS LETTER OF AUTHORITY MUST BE CARRIED IN THE CAB
OF EACH AND EVERY VEHICLE OPERATED UNDER THE
ABOVE AUTHORITY NUMBER.