

Decision No. R14-1373-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0337CP

IN THE MATTER OF THE APPLICATION OF COY CLUB, LLC DOING BUSINESS AS DENVER BAR CART 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
MELODY MIRBABA
GRANTING MOTION TO
MODIFY PROCEDURAL SCHEDULE**

Mailed Date: November 14, 2014

I. STATEMENT

1. Only those portions of the procedural history necessary to understand this Decision are included.

2. On April 14, 2014, CoY Club, LLC, doing business as Denver Bar Cart filed the above-captioned application.

3. The Commission provided public notice of the Application on April 21, 2014.

4. MKBS LLC, doing business as Metro Taxi (Metro Taxi), Colorado Cab Company LLC, doing business as Denver Yellow Cab and Boulder Yellow Cab, Shamrock Taxi of Fort Collins Inc., Colorado Springs Transportation LLC, and Colorado Cruisers Inc., doing business as Colorado Crewz-In timely intervened of right.

5. During the Commission's weekly meeting held May 28, 2014, the Commission deemed the Application complete and referred it to an administrative law judge (ALJ) for disposition.

6. This matter is currently scheduled for an evidentiary hearing to take place on December 1, 2, and 3, 2014. Decision No. R14-0946-I issued August 5, 2014.

7. On October 30, 2014, Metro Taxi filed an “Unopposed Motion to Modify Procedural Schedule” (Motion). The Motion seeks to vacate the December 2, 2014 hearing, but to leave the remaining hearing dates unchanged. As grounds therefore, Metro Taxi states that on December 2, 2014, the Commission will hold a hearing in Proceeding No. 14M-1014TR to address possible revisions to the rules relating to transportation network companies. Metro Taxi states that the issues to be addressed in that proceeding are significant to its interests, and that it intends to participate in the December 2, 2014 hearing. However, given that this matter is also scheduled for a hearing on that date, a conflict exists.

8. The Motion is titled as unopposed. Given this, it appears the parties have agreed that the hearing will be completed in two, rather than three days. Because the parties agree that only two days are necessary for the evidentiary hearing in this proceeding, there appears to be no need to require the parties’ appearance at three days of hearing. For good cause shown, and because the Motion is unopposed, the ALJ will grant the Motion.

II. ORDER

A. It Is Ordered That:

1. The Unopposed Motion to Modify Procedural Schedule is granted.
2. The hearing scheduled for December 2, 2014 is vacated. All other hearing dates scheduled in this proceeding remain unchanged.

3. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

MELODY MIRBABA

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,
Director