

Decision No. C23-0262

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 22A-0550CP-XFER

IN THE MATTER OF THE APPLICATION FOR AUTHORITY TO TRANSFER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. 55723 FROM JERRY'S VALLEY TAXI LLC DOING BUSINESS AS VALLEY TAXI OF GLENWOOD SPRINGS LLC AND/OR VALLEY TAXI TO HY-MOUNTAIN TRANSPORTATION, INC. DOING BUSINESS AS HIGH MOUNTAIN TAXI.

**COMMISSION DECISION GRANTING
EXTENSION OF TIME**

Mailed Date: April 20, 2023
Adopted Date: April 19, 2023

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. This matter comes before the Commission for consideration of a filing submitted on April 11, 2023, by Jerry's Valley Taxi LLC, doing business as Valley Taxi of Glenwood Springs LLC and/or Valley Taxi (Valley Taxi), requesting that the Commission grant an additional 30 days to comply with the terms of Decision No. C23-0090 (Decision).

2. On December 14, 2022, Valley Taxi and Hy-Mountain Transportation, Inc., doing business as High Mountain Taxi (High Mountain Taxi), jointly filed an application requesting approval to transfer Certificate of Public Convenience and Necessity (CPCN) PUC No. 55723 from Valley Taxi to High Mountain Taxi.

3. The Commission noticed the application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on December 19, 2022. This proceeding was uncontested; and thus, it was determined without a hearing.

4. On February 8, 2023, the Commission issued the Decision and granted the transfer, subject to the applicants' full compliance with the requirements contained in the Ordering Paragraphs of the Decision. For instance, Ordering Paragraph No. 7 requires the transferor to file a 2022 Annual Report.

5. The Decision gave the applicants 60 days from its effective date of February 8, 2023, to comply with the Order; otherwise, "the approval to transfer CPCN PUC No. 55723 shall be void without further action of the Commission." Therefore, the applicants had until April 10, 2023 (the sixtieth day, April 9, 2023, was a Sunday) to complete the terms of the Decision. The applicants did not comply with all the requirements; thus, the proceeding was closed without the CPCN being transferred.

6. In the filing submitted on April 11, 2023, Valley Taxi requests an additional 30 days to submit its annual report. Valley Taxi explains the following:

Unfortunately, this always falls during the middle of tax time and most of us request an extension until September to file our corporate tax returns. With the lack of CPA's and Bookkeepers available these days (both of mine retired in 2021) and I was stuck trying to find replacements in 2022. I have retained replacements but need an additional 30 days to finish everything up.

7. The Commission concludes that good cause exists to reopen the proceeding and grant the request for an additional 30 days to comply with the Decision.

II. ORDER**A. The Commission Orders That:**

1. The request of Jerry's Valley Taxi LLC, doing business as Valley Taxi of Glenwood Springs LLC and/or Valley Taxi, filed on April 11, 2023, that the Commission grant an additional 30 days to complete the requirements set forth in Decision No. C23-0090 is granted.

2. The joint applicants to this transfer proceeding are granted 30 days from the Mailed Date of this Decision to comply with the requirements set forth in Decision No. C23-0090.

3. The 20-day time period provided by § 40-6-114(1), C.R.S., to file an application for rehearing, reargument, or reconsideration shall begin on the first day after the Commission mails or serves this Decision.

4. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
April 19, 2023.**

(S E A L)



ATTEST: A TRUE COPY

G. Harris Adams,
Interim Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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Commissioners