

Decision No. R25-0534-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 25F-0270CP

ROMAN LYSENKO,

COMPLAINANT,

V.

ON LOCATION EVENTS, LLC DOING BUSINESS AS SHUTTLES TO RED ROCKS,

RESPONDENT.

**INTERIM DECISION
REQUIRING PARTIES TO CONFER AND FOR
COMPLAINANT TO FILE CONFERRAL REPORT**

Issued Date: July 22, 2025

I. STATEMENT

A. Relevant Background

1. On June 18, 2025, Roman Lysenko filed a Formal Complaint (“Complaint”) against On Location Events, LLC doing business as Shuttles to Red Rocks (“Shuttles to Red Rocks”).

2. On June 23, 2025, the Commission scheduled the Complaint for an evidentiary hearing to be held on September 2, 2025 starting at 9:00 a.m. On the same date, the Commission served the Complaint on Shuttles to Red Rocks and filed and served an Order Setting Hearing and Notice of Hearing, an Order to Answer or Satisfy, and other documents on the parties.

3. On July 2, 2025, the Commission referred this proceeding by minute entry to an Administrative Law Judge (ALJ). The proceeding was subsequently assigned to the undersigned ALJ.

4. On July 14, 2025, Shuttles to Red Rocks filed a Motion to Dismiss.

B. Conferral and Conferral Report

5. Mr. Lysenko shall confer with counsel for Shuttles to Red Rocks regarding a schedule for this proceeding, the method by which the hearing should be conducted, and whether the currently scheduled hearing should be rescheduled. If the parties agree that discovery is appropriate, they shall confer regarding any discovery procedures that are inconsistent with the Commission's rules governing discovery. Regarding the methods of conducting the hearing, the Commission can conduct in-person, remote, or hybrid hearings. A remote hearing is one in which all of the participants appear and participate from remote locations over the Zoom web conferencing platform. A hybrid hearing involves the ALJ and at least one party and/or witness participating from one of the Commission's hearing rooms in Denver, and the remaining party(ies) and witness(es) participating from one or more remote locations using the Zoom web conferencing platform. An in-person hearing is one in which the ALJ and all parties and witnesses participate in the hearing at the same location.

6. Mr. Lysenko shall file a report of the results of the conferral. If there is agreement on a schedule (including the date for the hearing), discovery procedures that are inconsistent with the Commission's rules governing discovery, and/or the method for conducting the hearing (i.e., remote, hybrid, or in-person), the report shall state as much and detail the stipulated procedural schedule, discovery procedures, and/or method for conducting the hearing. If no agreement is achieved, the report shall state as much and identify the competing schedules,

discovery procedures, and/or methods for conducting the hearing proposed by the parties. The parties are on notice that the ALJ will retain the discretion to change the method by which the hearing will be conducted.

7. The parties are urged to review the Commission's public calendar to identify suitable dates for the hearing in this proceeding and propose more than one date or consecutive dates for the hearing. The ALJ will not be available for a hearing from September 14-19 and November 6-14. The deadline for Black Hills to file the report is **August 1, 2025**.

C. Additional Advisements

8. The Parties are advised and are on notice that this proceeding is governed by the Rules of Practice and Procedure found at 4 CCR 723-1. The ALJ expects the Parties to be familiar with and to comply with these rules. The rules are available on the Commission's website (<https://puc.colorado.gov/pucrules>) and in hard copy from the Commission.

II. ORDER

A. It is Ordered That:

1. The deadline to file the Conferral Report addressed above is **August 1, 2025**.

2. This Decision is effective immediately.

(S E A L)



ATTEST: A TRUE COPY

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

CONOR F. FARLEY

Administrative Law Judge

A handwritten signature in black ink that reads "Rebecca E. White". The signature is written in a cursive style.

Rebecca E. White,
Director