

Decision No. R25-0561

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 25F-0243TO

CHARLENE POTTER,

COMPLAINANT,

V.

FRED'S TOWING, LLC

RESPONDENT,

**RECOMMENDED DECISION
DISMISSING PROCEEDING WITHOUT PREJUDICE AND
VACATING HEARING**

Issued Date: July 30, 2025

I. STATEMENT

1. On May 27, 2025, Charlene Potter filed a Complaint against Fred's Towing, LLC, ("Respondent" or "Fred's Towing"). That filing commenced this proceeding.

2. On June 2, 2025, by Decision No. R25-0426-I, all attempts to collect any portion of amounts in dispute in the above-captioned proceeding were prohibited.

3. On June 4, 2025, Rebecca White, Director, served a copy of the Complaint together with an order requiring the defendant to satisfy or answer said complaint within 20 days, in accordance with § 40-6-108, C.R.S. An evidentiary hearing was scheduled for August 11, 2025.

4. On June 16, 2025, Fred's Towing filed its Answer.

5. On June 18, 2024, the above captioned proceeding was referred by minute entry to an Administrative Law Judge ("ALJ").

6. On June 25, 2025, by Decision No. R25-0479-I, a prehearing conference was scheduled for July 15, 2025.

II. PREHEARING CONFERENCE

7. At the prehearing conference the parties reached an agreement to settle the dispute by July 18, 2025. The ALJ requested the parties make a filing by July 21, 2025, if the conditions of the agreement had been met.

8. On July 21, 2025, the Respondent made a filing stating that the conditions of the agreement were met on July 18, 2025.

9. Since there is no longer a dispute, the above-captioned proceeding shall be dismissed without prejudice.

III. ORDER

The Commission Orders That:

1. The Complaint filed on May 27, 2025, by Charlene Potter against Fred's Towing, LLC, is dismissed without prejudice.

2. The evidentiary hearing scheduled for August 11, 2025 is vacated.

3. Proceeding 25F-0243TO is now closed.

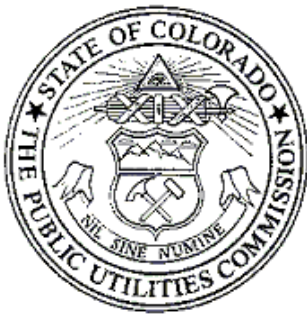
6. This Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if that is the case, and is entered as of the date above.

7. As provided by § 40-6-109, C.R.S., copies of this Recommended Decision served upon the parties, who may file exceptions to it.

- a. If no exceptions are filed within 20 days after service or within any extended period of time authorized, or unless the decision is stayed by the Commission upon its own motion, the recommended decision shall become the decision of the Commission and subject to the provisions of § 40-6-114, C.R.S.
- b. If a party seeks to amend, modify, annul, or reverse basic findings of fact in its exceptions, that party must request and pay for a transcript to be filed, or the parties may stipulate to portions of the transcript according to the procedure stated in § 40-6-113, C.R.S. If no transcript or stipulation is filed, the Commission is bound by the facts set out by the administrative law judge and the parties cannot challenge these facts. This will limit what the Commission can review if exceptions are filed.

8. If no transcript or stipulation is filed, the Commission is bound by the facts set out by the administrative law judge and the parties cannot challenge these facts. This will limit what the Commission can review if exceptions are filed. If exceptions to this Decision are filed, they shall not exceed 30 pages in length, unless the Commission for good cause shown permits this limit to be exceeded.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ROBERT I. GARVEY

Administrative Law Judge

ATTEST: A TRUE COPY

Rebecca E. White,
Director