

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF MARIE)
TARVIN-GARLAND TO TRANSFER 400)
SHARES OF THE ISSUED AND)
OUTSTANDING SHARES OF CAPITAL)
STOCK OF COLORADO CARTAGE, INC.,)
RECORD OWNER OF CERTIFICATE OF)
PUBLIC CONVENIENCE AND NECESSITY)
PUC NOS. 1293, 2070&I, 15357, AND)
13062 TO THE CORPORATION AND)
THEREBY TRANSFER CONTROL TO)
LANNY HAWTHORNE.)
- - - - -)

DOCKET NO. 92A-494CY-
STOCK TRANSFER

**COMMISSION ORDER
GRANTING STOCK TRANSFER**

Mailed date: November 16, 1992
Adopted date: November 4, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. Proper notice of the filing of this application has been given under § 40-6-108(2), C.R.S. No petition to intervene or otherwise participate in this proceeding has been filed by any person within the time prescribed. This proceeding is noncontested. Under § 40-6-109(5), C.R.S., this matter may be determined without a hearing.

2. The evidence submitted warrants approval of the transfer of the capital stock, as requested.

3. The Transferee is fit, willing, and able to perform the

operations required by Certificate of Public Convenience and Necessity PUC Nos. 1293, 2070&I, 15357, and 13062. The transfer is compatible with the public interest.

THEREFORE THE COMMISSION ORDERS THAT:

1. Marie Tarvin-Garland is authorized to transfer 400 shares of the issued and outstanding shares of capital stock of Colorado Cartage, Inc., record owner of Certificate of Public Convenience and Necessity PUC Nos. 1293, 2070&I, 15357, and 13062 to the corporation and thereby transfer control to Lanny Hawthorne.

2. The right of Transferee to operate under this Order shall depend on compliance with the present and future laws and Commission rules and regulations, and the prior filing by Transferor of delinquent reports, if any, covering operations under the Certificates up to the time of the Transfer of the capital stock.

3. The right of Transferee to operate under this Order shall depend on its compliance with all present and future laws and Commission rules and regulations and the prior filing by Transferor of delinquent reports, if any, covering operations under the Certificates up to the time of transfer.

4. Transferee shall file an acceptance of stock transfer signed by the buyers and sellers. Operations may not begin until these requirements have been met. If the Applicants do not comply with the requirements of this ordering paragraph within 60 days of the effective date of this Order then ordering paragraph 1 above, which grants authority to the Transferee, shall be void, and the authority granted shall then be void. On good cause shown, the Commission may grant additional time for compliance, if the request for additional time is filed within the 60 days.

5. This Order is effective on its date of mailing.

ADOPTED IN OPEN MEETING November 4, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

COMMISSIONER CHRISTINE E. M.
ALVAREZ ABSENT.

ORDER-JK

SELLER:

Marie Tarvin-Garland
1215 Rim Road
El Paso, TX 79902

BUYERS:

Lanny Hawthorne
P. O. Box 861
Gunnison, CO 81230

Douglas Peterson
P. O. Box 861
Gunnison, CO 81230

RECORD OWNER:

Colorado Cartage, Inc.
P. O. Box 861
Gunnison, CO 81230

ROUTE:

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