

Decision No. C23-0149

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 23A-0062R

IN THE MATTER OF THE APPLICATION OF THE REGIONAL TRANSPORTATION DISTRICT FOR PUBLIC UTILITIES COMMISSION REVIEW AND APPROVAL OF ITS 2022 ANNUAL INTERNAL SAFETY REVIEW AND AUDIT REPORT FOR ITS RAIL FIXED GUIDEWAY SYSTEM.

**COMMISSION DECISION DEEMING THE APPLICATION
COMPLETE AND GRANTING THE APPLICATION**

Mailed Date: March 1, 2023

Adopted Date: March 1, 2023

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. This matter comes before the Commission for consideration of an application (Application) requesting approval of the 2022 Annual Audit Report for Rail Fixed Guideway Systems Light Rail Operations filed by the Regional Transportation District (RTD) on February 3, 2023.

2. The Commission gave notice of this Application to all interested parties pursuant to § 40-6-108(2), C.R.S., on February 3, 2023.

3. The Application includes the annual report certification letter signed by the General Manager/CEO of RTD and includes the RTD Internal Safety Review (ISR) reports from the winter of 2022, and outlining the activities conducted by RTD during 2022. The summer

2022 ISR is still in process and was delayed by the Federal Transit Administration Audit that occurred in December 2022.

4. No intervention was received opposing the Application.
5. The Commission has reviewed the Application with Response and deems them complete within the meaning of § 40-6-109.5, C.R.S.
6. The Commission has jurisdiction in this matter under § 40-18-103, C.R.S.
7. Because the application is unopposed, we will determine this matter on the record without a formal hearing under § 40-6-109(5), C.R.S., and 4 *Code of Colorado Regulations* (CCR) 723-1-1403, Rules of Practice and Procedure.
8. The Application and Response submitted by RTD comply with the requirements outlined in 4 CCR 723-7-7351, Rules Regulating Railroads, Rail Fixed Guideways, Transportation by Rail, and Rail Crossings and provides copies of RTD's Internal Safety Reviews conducted during calendar year 2022.
9. Now being fully advised in the matter, we grant the Application.

II. ORDER

A. The Commission Orders That:

1. The application (Application) filed by the Regional Transportation District on February 3, 2023, requesting approval of the 2022 Annual Audit Report for Rail Fixed Guideway Systems Light Rail Operations is deemed complete within the meaning of § 40-6-109.5, C.R.S.
2. The Application with Response is granted.

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 this Decision.

4. The Commission retains jurisdiction to enter further required decisions in this proceeding.

5. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
March 1, 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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MEGAN M. GILMAN

TOM PLANT

Commissioners