

Decision No. C23-0152

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 23A-0070BP-TA

IN THE MATTER OF THE APPLICATION OF FLATIRONS TRANSPORTATION LLC DOING BUSINESS AS GREEN RIDE CHARTER SERVICES FOR TEMPORARY AUTHORITY TO OPERATE AS A CONTRACT CARRIER BY MOTOR VEHICLE FOR HIRE.

**COMMISSION DECISION GRANTING
TEMPORARY AUTHORITY**

Mailed Date: March 1, 2023

Adopted Date: March 1, 2023

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. On February 10, 2023, Flatirons Transportation LLC, doing business as Green Ride Charter Services (Applicant),¹ filed an application for temporary authority to conduct operations as a contract carrier of passengers by motor vehicle for hire.

2. Applicant requests temporary authority for 90 days to operate as a contract carrier and provide transportation for Hensel Phelps in Boulder, Colorado, as more fully described in the Appendix attached to this Decision.

3. The Commission gave notice of the application on February 13, 2023, for a period of five days in accordance with § 40-10.1-204(4), C.R.S.

4. There are no interventions opposing a grant of the application.

¹ Applicant currently operates under Certificate of Public Convenience and Necessity PUC No. 55893 with the trade names Green Ride Boulder &/or Boulder Shuttle.

5. Pursuant to § 40-10.1-204(1), C.R.S., the Commission may, in its discretion and without hearings or other proceedings, grant temporary authority for contract carrier service when “there appears to be an immediate and urgent need to any point or within a territory having no such service capable of meeting the need.” Such temporary authority is valid for not more than an aggregate of 180 days.

6. In support of the temporary authority, the requisite customer support letter from Hensel Phelps states:

Hensel Phelps Construction Co. would like to contract shuttle services from [Applicant] to move employees and contractors between an outlying parking area located at the east campus of the University of Colorado, on Discovery Dr. and Colorado Blvd, in Boulder Colorado to a construction project located at 1295 University Ave, Boulder CO 80301.

The application states that the contract is proposed to start on March 13, 2023.

7. The Commission finds and concludes that the information submitted with this application shows that an immediate and urgent need for the requested transportation service exists, and there is no other carrier capable of meeting the need.

8. Applicant has adequate equipment and financial resources to begin immediate service within the scope of the authority sought.

9. This application for temporary authority is in the public interest and will be granted for the requested 90 days.

10. Applicant is advised that the grant of a temporary authority creates no presumption that a permanent authority will be granted.

II. ORDER

A. The Commission Orders That:

1. The application filed on February 10, 2023, by Flatirons Transportation LLC, doing business as Green Ride Charter Services, for temporary authority to conduct operations as a contract carrier of passengers by motor vehicle for hire is granted.

2. Flatirons Transportation LLC, doing business as Green Ride Charter Services, is granted temporary authority to conduct operations as a contract carrier for a period of 90 days commencing from the Mailed Date of this Decision, with authority as set forth in the Appendix attached to this Decision.

3. Flatirons Transportation LLC, doing business as Green Ride Charter Services, shall not commence operations until it has complied with the requirements of Colorado laws and Commission rules, including without limitation:

- (a) causing proof of insurance (Form E or self-insurance) or surety bond (Form G) coverage to be filed with the Commission in its full name which includes the trade name Green Ride Charter Services;
- (b) paying to the Commission, the motor vehicle fee (\$50.00) for each vehicle to be operated under authority granted by the Commission, or in lieu thereof, paid the fee for such vehicle(s) pursuant to the Unified Carrier Registration Agreement;
- (c) having an effective tariff on file with the Commission. The tariff should comply with Rule 6208 of the Rules Regulating Transportation by Motor Vehicle, 4 *Code of Colorado Regulations* (CCR) 723-6. The tariff shall be filed in a *new* Advice Letter/Tariff proceeding on not less than one days' notice prior to a proposed effective date. In calculating the proposed effective date, the date received at the Commission is not included in the notice period and the entire notice period must expire prior to the proposed effective date; and,
- (d) paying the applicable issuance fee (\$5.00).

4. If Flatirons Transportation LLC, doing business as Green Ride Charter Services, does not comply with the requirements of this Decision within 30 days of its effective date, then the temporary authority shall be void. For good cause shown, the Commission may grant additional time for compliance if the request for additional time is filed within the 30 days.

5. The Commission will notify Flatirons Transportation LLC, doing business as Green Ride Charter Services, in writing when the Commission's records demonstrate compliance with Ordering Paragraph No. 3.

6. Flatirons Transportation LLC, doing business as Green Ride Charter Services, shall operate in accordance with all applicable statutes, orders, and rules of the Commission. The Commission may issue an order to cease and desist or to suspend, revoke, alter, or amend any certificate or permit for violation of, or refusal to observe any statute, order, or rule of the Commission, consistent with § 40-10.1-112 (1), C.R.S.

7. 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.

8. 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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Commissioners