

Decision No. R24-0519-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 24A-0127CP

IN THE MATTER OF THE APPLICATION OF BLUE21 LLC DOING BUSINESS AS BLUE SHUTTLE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE AS A COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

**INTERIM DECISION
GRANTING MOTION TO EXTEND THE DEADLINE TO
FILE WITNESS LIST AND EXHIBITS**

Issued Date: July 18, 2024

I. STATEMENT

1. On March 18, 2024, Blue21 LLC, doing business as Blue Shuttle (“Blue Shuttle”) initiated this proceeding by filing an application (“Application”) seeking a Certificate of Public Convenience and Necessity (“CPCN”) to Operate as a Common Carrier by Motor Vehicle for Hire (“Application”) with the Colorado Public Utilities Commission (“Commission” or “PUC”).

2. On March 18, 2024, the Commission provided public notice of the Application by publishing a summary of the same in its Notice of Applications Filed:

3. On April 8, 2024, Blue Shuttle filed an amendment to its Application which restricts the proposed service against providing transportation service to and from Red Rocks Park and Amphitheater and to and from Lookout Mountain. With the amendment the proposed service is amended to the following:

For authority to operate as a common carrier by motor vehicle for
hire for the transportation of

Passengers in-call-and-demand shuttle service

between all points in the Counties of Adams, Arapahoe,
Boulder, Denver

RESTRICTIONS

Restricted against providing transportation to and from Red Rocks
Park and Amphitheater and to and from Lookout Mountain

4. On April 15, 2024, Mountain Star Transportation LLC, doing business as Explorer Tours (“Explorer”) filed its Intervention through Roman Lysenko. Mr. Lysenko is identified as the president and owner of Explorer in the filing. This filing attached PUC No. 55952 held by Explorer.

5. On April 15, 2024, Explorer filed its Notice of Conditional Withdrawal (“Notice”). In the Notice, Explorer states that if the restrictive amendment filed by Blue Shuttle is approved, Explorer shall withdraw its intervention.

6. On April 17, 2024, Denvers Airport Transport, LLC (“Denvers Airport”) filed its Intervention. This filing noted PUC No. 55995 held by Denvers Airport.

7. On April 24, 2024, the Commission deemed the Application complete and referred it by minute entry to the undersigned Administrative Law Judge (“ALJ”) for disposition.

8. On May 22, 2024, by Decision No. R24-0345-I the intervention of Denvers Airport was granted, the amendment was granted, and a prehearing conference was scheduled for June 6, 2024.

9. On June 6, 2024, the prehearing conference was held, and the Parties agreed to a procedural schedule.

10. On June 14, 2024, by Decision No. R24-0418-I, a procedural schedule was adopted in the above captioned proceeding. The procedural schedule called for Applicant’s exhibits and witness list to be filed by July 12, 2024.

11. On July 12, 2024, Blue Shuttle filed its Motion to Extend the Deadline to File Witness and Exhibit List (“Motion”).

12. In the Motion, Blue Shuttle states that it has recently retained counsel and wishes to extend the deadline for exhibits and witness list as follows:

Applicant Deadline	August 2, 2024
Intervenor Deadline	August 23, 2024
Hearing (unchanged)	September 19, 2024

13. Good cause is found to grant the Motion.

II. ORDER

A. It Is Ordered That:

1. The Motion to Extend the Deadline to File Witness and Exhibit List filed on July 12, 2024, by Blue21 LLC (doing business as Blue Shuttle) is granted.
2. The procedural schedule is modified as stated above.
3. The Parties shall be held to the advisements in this Decision.

4. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ROBERT I. GARVEY

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads 'Rebecca E. White'.

Rebecca E. White,
Director