

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 25A-0164CP-EXT-TA

IN THE MATTER OF THE APPLICATION OF ASPEN/SNOWMASS EXPRESS LLC DOING BUSINESS AS DENVER AIRPORT SHUTTLE EXPRESS FOR TEMPORARY AUTHORITY TO EXTEND OPERATIONS UNDER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. 55834.

**COMMISSION DECISION GRANTING
TEMPORARY AUTHORITY**

Issued Date: May 2, 2025
Adopted Date: April 30, 2025

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. On April 11, 2025, Aspen/Snowmass Express LLC, doing business as Denver Airport Shuttle Express (“Applicant”), filed an Application for Temporary Authority to Extend Operations Under Certificate of Public Convenience and Necessity (“CPCN”) P.U.C. No. 55834. An amendment to the Application was filed on April 11, 2025.

2. Applicant requests temporary authority for 180 days to extend operations under CPCN P.U.C No. 55834 as follows:

For authority to operate as a common carrier by motor vehicle for hire for the transportation of passengers in call-and-demand shuttle service: (a) between all points within a 55-mile radius of the intersection of U.S. Highway 6 and Colorado State Highway 82 in Glenwood Springs, Colorado; (b) between Aspen/Pitkin County Airport, on the one hand, and all points within a 55-mile radius of Aspen/Pitkin County Airport, on the other hand; (c) between Aspen/Pitkin County Airport, on the one hand, and on the other hand, Denver International Airport and points within a 7-mile radius of the terminal at Denver International Airport.

3. The Commission gave notice of the application on April 14, 2025, for a period of five days pursuant to § 40-10.1-204(4), C.R.S.

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

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 common 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.”

6. In support of the temporary authority, Applicant states: (a) due to a construction project at Aspen/Pitkin County Airport (“ASE”) during the month of May, “there will be no available flights into and/or out of the ASE Airport to accommodate the traveling public;” and (b) there has been a lack of service issues at the ASE this past winter season from the current transportation provider. Applicant submitted a public support letter from the Aspen Chamber Resort Association, which states: “We are completely lacking in transportation options, especially during poor weather conditions when flights are diverted and cancelled.”

7. The Commission finds that the information submitted with this application shows that an immediate and urgent need for the requested transportation service exists, and that no other carrier has been shown to be capable of meeting the need.

8. The Commission also finds that Applicant has adequate equipment and financial resources to begin immediate service within the scope of the authority sought.

9. Therefore, this application for temporary authority is in the public interest and will be granted.

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 for temporary authority to extend operations under Certificate of Public Convenience and Necessity (“CPCN”) PUC No. 55834, filed on April 11, 2025, by Aspen/Snowmass Express LLC, doing business as Denver Airport Shuttle Express (“Applicant”), is granted.

2. Applicant is granted temporary authority to extend operations under CPCN PUC No. 55834 for a period of 180 days commencing from the Issued Date of this Decision. The extended authority is set forth in the Appendix attached to this Decision.

3. The applicant shall continue to operate in accordance with all applicable Colorado laws and Commission rules.

4. The applicant shall not be granted temporary authority and shall not commence the extended operations until it has fully complied with the following conditions:

- (a) cause proof of insurance (Form E or self-insurance) or surety bond (Form G) coverage to be filed with the Commission;
- (b) pay 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) file with the Commission and have an effective, publicly available advice letter and tariff for the extended operations. The tariff should comply with Rules 6208 and 6209 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 day’s 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) pay the applicable fee (\$5.00) for the issuance of the authority.

5. If Applicant does not comply with the requirements of this Decision within 30 days of its effective date, then the temporary authority to extend operations 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.

6. The Commission will notify Applicant in writing when the Commission's records demonstrate compliance with Ordering Paragraph No. 4.

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 immediately on its Issued Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
April 30, 2025.**

(S E A L)



ATTEST: A TRUE COPY

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

Rebecca E. White,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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MEGAN M. GILMAN

TOM PLANT

Commissioners