

Decision No. R25-0150-I

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

PROCEEDING NO. 24A-0513CP

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IN THE MATTER OF THE APPLICATION OF QUICK CAR LLC, FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE AS A COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

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**INTERIM DECISION STRIKING GOLDEN WEST  
AIRPORT SHUTTLE, LLC'S INTERVENTION OF RIGHT**

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Issued Date: March 3, 2025

**I. STATEMENT**

1. This dismisses Golden West Airport Shuttle, LLC's ("Golden West") intervention of right with prejudice.

2. By Decision No. R25-0031-I, issued January 15, 2025, the undersigned Administrative Law Judge ("ALJ") scheduled a remote prehearing conference to commence on February 5, 2025, at 1:00 p.m. At the scheduled time and place, the undersigned convened the prehearing conference. As orally announced, the undersigned continued the prehearing conference to February 11, 2025, at 11:00 a.m.

3. Decision No. R25-0092-I memorialized continuance of the fully remote prehearing conference to February 20, 2025, at 11:00 a.m.

4. On February 20, 2025, the undersigned reconvened the prehearing conference.

5. Applicant Quick Car LLC ("Quick Car"), through counsel, and Intervenors Home James Transportation Services, LTD ("Home James") and Alpine Taxi/Limo, Inc. ("Alpine"),

through counsel, appeared and participated in the February 20 conference. The participants discussed deadlines and the hearing date.

6. Intervenor Golden West failed to appear.

## II. FINDINGS AND CONCLUSIONS

7. By Decision No. R25-0031-I, the undersigned acknowledged Golden West's claimed intervention of right.

8. In scheduling the prehearing conferences, the undersigned specifically advised the parties:

The parties are on notice that failure to appear at the prehearing conference may result in decisions adverse to their interests, including granting the complete relief opposing parties seek; dismissing Golden West as a party (and its Intervention); dismissing Home James as a party (and its Intervention); dismissing Alpine as a party (and its Intervention); and dismissing or granting the Application. The ALJ will deem any party's failure to appear at the prehearing conference to be a waiver of that party's objection to the rulings made during the prehearing conference.<sup>1</sup>

9. When memorializing continuance of the prehearing conference, the undersigned again advised the parties:

A party's failure to appear at the scheduled prehearing conference may result in decisions adverse to their interests.<sup>2</sup>

10. Golden West did not appear at the prehearing conference commenced on February 5, 2025. After the undersigned ALJ delayed the start of the prehearing conference for 15 minutes to allow the parties time to appear, Golden West still had not appeared. Intervenors Home James and Alpine's attorney was present at the prehearing conference and similarly waited for 15 minutes, thus expending intervenors' resources.

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<sup>1</sup> Decision No. R25-0031-I, at 6.

<sup>2</sup> Decision No. R25-0092-I, at 3.

11. Golden West did not appear at the continued February 20, 2025, prehearing conference. The undersigned ALJ again delayed the start of the prehearing conference for five minutes to allow the parties time to appear. Still, Golden West failed to appear. The other parties' legal counsel appeared at the conference and waited as well, thus expending parties' resources.

12. Golden West has not provided any explanation or basis for not attending either prehearing conference.

13. Rule 1409(a) provides:

After the close of the intervention period, the Commission may hold a prehearing conference to expedite the hearing, establish a procedural schedule, resolve procedural issues, or address any other preliminary matter. Parties and their representatives shall be prepared to discuss all procedural and substantive issues.

14. The undersigned scheduled a prehearing conference to efficiently expedite resolution of matters referred. In so doing, and to ensure that matters arising could be resolved, parties were specifically advised that by failing to appear that party would be waiving the opportunity to respond and would be bound by rulings made during the conference. Despite these specific advisements, Golden West neither appeared nor requested any relief based upon an inability to appear.

15. During the course of the conference, the undersigned addressed Golden West's failure to appear. Because Golden West did not appear it could not present any opposition, and the undersigned orally announced that Golden West's intervention would be dismissed. This ruling is memorialized in this decision.

**III. ORDER**

**A. It Is Ordered That:**

1. Golden West Airport Shuttle, LLC's intervention of right is stricken.
2. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

KELLY A. ROSENBERG

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Administrative Law Judge

ATTEST: A TRUE COPY

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

Rebecca E. White,  
Director