

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 25A-0202CP

IN THE MATTER OF THE APPLICATION OF EMERALD EXPRESS TRANSPORTATION INC FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE AS A COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

**INTERIM DECISION
GRANTING MOTIONS TO RESCHEDULE HEARING AND
FOR EXTENSION, VACATING HEARING, AND
VACATING AND RESCHEDULING REMOTE
PREHEARING CONFERENCE**

Issued Date: September 25, 2025

I. STATEMENT

A. Background

1. On May 19, 2025, Emerald Express Transportation Inc. (“Emerald Express”) filed the application described in the caption above (“Application”).

2. On May 23, 2025, Emerald Express filed: (a) an amendment to the Application that revised the description of the geographic scope of the authority sought (“Amendment”); and (b) Application for Temporary Authority for the same geographic scope of authority sought in the Amendment. The Application for Temporary Authority was a duplicate of the same application filed in Proceeding No. 25A-0197CP-TA, which the Commission denied in Decision No. C25-0456 on June 16, 2025.

3. On May 27, 2025, the Commission issued public notice of the authority sought by Emerald Express in the Application as follows:

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

(1) Transportation of passengers in call-and-demand shuttle service between all points within the city of Steamboat Springs, Colorado, and between said points, on the one hand, and the Yampa Valley Regional Airport, Hayden, Colorado, on the other hand.

(2) Transportation of passengers in call-and-demand shuttle service between all points within the city of Craig, Colorado, and between said points, on the one hand, and the Yampa Valley Regional Airport, Hayden, Colorado, on the other hand.

4. On June 11, 2025, Alpine Taxi/Limo, Inc. (“Alpine Taxi”) filed a Notice of Intervention by Right, Alternative Motion for Intervention, Entry of Appearance, and Request for Hearing.

5. On June 17, 2025, NDW Enterprises LLC d/b/a Ski Town Transportation (“Ski Town Transportation”) filed an Intervention by Right to Permanent Authority Application.

6. On July 9, 2025, the Commission deemed the Application complete and referred the proceeding by minute entry to an Administrative Law Judge (“ALJ”). The proceeding was subsequently assigned to the undersigned ALJ.

7. On July 23, 2025, the ALJ issued Decision No. R25-0540-I that established a procedural schedule, and a deadline of August 1, 2025 for any Statements to be filed in which the filing party could specify the party’s preference for an in-person, remote, or hybrid hearing and, if the party prefers an in-person hearing, identification of the preferred location for the hearing and an explanation of why the hearing should not take place in one of the Commission’s hearing rooms in Denver. Decision No. R25-0540-I also set deadlines of August 22, 2025 and September 19, 2025 for Emerald Express, and Alpine Taxi and Ski Town Transportation, respectively, to each file and serve a witness list and exhibits.

8. On August 1, 2025, each party filed a Statement Regarding Hearing. All parties prefer an in-person hearing in Steamboat Springs.

9. On August 28, 2025, the ALJ issued Decision No. R25-0627-I that scheduled a remote prehearing conference for September 25, 2025 at 3:00 p.m. and an in-person hearing in Steamboat Springs for October 30-November 1, 2025.

10. On September 12, 2025, Alpine Taxi filed a Motion to Reschedule Hearing and for a Status Conference (“Motion to Reschedule Hearing”).

11. On September 19, 2025, Ski Town Transportation filed a Motion for Extension to File Witness List and Exhibits (“Motion for Extension”).

B. Motion to Reschedule Hearing

12. In the Motion to Reschedule Hearing, the attorney for Alpine Taxi states that he is unavailable from September 18 to October 3 due to a long-planned trip. Alpine Taxi conferred with the other parties and reports that the parties do not oppose rescheduling the hearing, but they cannot agree on a hearing date due to conflicting schedules. According to Alpine Taxi, Emerald Express desires the hearing to take place in October so that Emerald Express “will have a final decision before November 20 which would allow it to have a PUC issued CCN in time to serve during ski season.”¹ Emerald Express did not provide available dates for the hearing after November 7, 2025. Alpine Taxi requests that the hearing be vacated and that a status conference be scheduled at which to schedule the hearing.

13. The Motion to Reschedule will be granted and the hearing will be vacated. Further, because counsel for Alpine Taxi is not available until October 3, the remote prehearing conference will be vacated and rescheduled to October 10, 2025 at 11:00 a.m. In the interim, the

¹ Motion to Reschedule Hearing at 2.

ALJ expects a response to the email sent to the parties asking each of them to identify when from November 19-26 their counsel and witnesses are available. It should not require a prehearing conference for the parties to identify possible dates for the hearing in this proceeding.

C. Motion for Extension

14. Ski Town Transportation has stated good cause for the requested extension. Accordingly, the Motion for Extension shall be granted and Ski Town Transportation shall have until September 26, 2025 to file and serve its witness list and exhibits.

II. ORDER

A. It Is Ordered That:

1. The Motion to Reschedule Hearing and for a Status Conference filed by Alpine Taxi/Limo, Inc. on September 12, 2025 is granted.

2. The Motion for Extension to File Witness List and Exhibits filed by NDW Enterprises LLC d/b/a Ski Town Transportation on September 19, 2025 is granted.

3. The in-person evidentiary hearing scheduled for September 30-October 1, 2025 is vacated and will be rescheduled at a later date.

4. The remote prehearing conference scheduled for September 25, 2025 is vacated and rescheduled as follows:

DATE: October 10, 2025

TIME: 11:00 a.m.

WEBCAST: Commission Hearing Room

METHOD: Join by video conference using Zoom at the link to be provided in an email from the Administrative Law Judge or Staff of the Commission²

5. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

CONOR F. FARLEY

Administrative Law Judge

ATTEST: A TRUE COPY

Rebecca E. White,
Director

² Additional information about the Zoom platform and how to use the platform are available at: <https://zoom.us/>. All are strongly encouraged to participate in a test meeting prior to the scheduled hearing. See <https://zoom.us/test>.