

Decision No. C03-0796

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

DOCKET NO. 03A-243CP-TRANSFER

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THE APPLICATION OF RICHARD OBERLE, DOING BUSINESS AS COLORADO TOUR TRANSPORTATION, FOR APPROVAL TO TRANSFER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PUC NO. 55712 TO COLORADO TOUR TRANSPORTATION, LLC.

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**COMMISSION ORDER APPROVING TRANSFER OF  
CERTIFICATE OF PUBLIC CONVENIENCE  
AND NECESSITY**

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Mailed Date: July 23, 2003  
Adopted Date: July 23, 2003

**I. BY THE COMMISSION:**

**A. Statement, Findings and Conclusions**

1. On June 5, 2003, Richard Oberle, doing business as Colorado Tour Transportation, filed an application for approval to transfer Certificate of Public Convenience and Necessity (CPCN) PUC No. 55712 to Colorado Tour Transportation, LLC.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on June 16, 2003. The Commission set this matter for hearing on August 19, 2003.

3. No petition to intervene or otherwise participate in this proceeding has been filed. This proceeding is noncontested. Under § 40-6-109(5), C.R.S., this matter may be determined without a hearing.

4. The information submitted with this application warrants the grant of the requested transfer.

5. The financial standing of Colorado Tour Transportation, LLC, has been satisfactorily established.

6. Colorado Tour Transportation, LLC, is ready, willing, and able to properly perform the service as requested.

7. This application for permanent approval of the transfer of CPCN PUC No. 55712 is in the public interest.

## **II. ORDER**

### **A. The Commission Orders That:**

1. The hearing set for August 19, 2003, is vacated.
2. This application was deemed complete on July 23, 2003, within the meaning of § 40-6-109.5, C.R.S.
3. The application filed by Richard Oberle, doing business as Colorado Tour Transportation, for approval to transfer Certificate of Public Convenience and Necessity PUC No. 55712, subject to encumbrances, if any, against the authority, to Colorado Tour Transportation, LLC, is granted.
4. Colorado Tour Transportation, LLC, shall operate in accordance with all applicable Commission rules and regulations.

5. Approval of the transfer of Certificate of Public Convenience and Necessity PUC No. 55712 is conditioned on the prior filing by Richard Oberle, doing business as Colorado Tour Transportation, of delinquent reports, if any, covering operations under the certificate up to the consummation of the transfer.

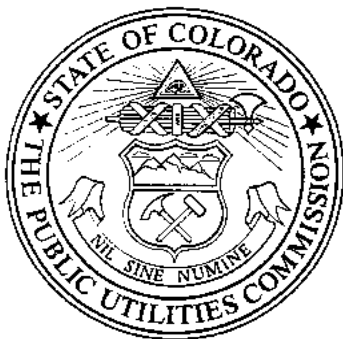
6. Colorado Tour Transportation, LLC, shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Colorado Tour Transportation, LLC, shall also adopt the tariff of Richard Oberle, doing business as Colorado Tour Transportation, which shall become that of Colorado Tour Transportation, LLC, until changed in accordance with the public utilities law. Colorado Tour Transportation, LLC, shall pay the vehicle identification fee. Richard Oberle, doing business as Colorado Tour Transportation, shall file a terminating annual report from the first of January to the date of this Order. An acceptance of transfer signed by both Richard Oberle, doing business as Colorado Tour Transportation, and Colorado Tour Transportation, LLC, shall be filed with the Commission. Colorado Tour Transportation, LLC, may not begin operations until it has received notice in writing from the Commission that it is in compliance and may begin service.

7. If Richard Oberle, doing business as Colorado Tour Transportation, and Colorado Tour Transportation, LLC, do not comply with the requirements of this Order within 60 days of its effective date, then the approval to transfer Certificate of Public Convenience and Necessity PUC No. 55712 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 60 days.

8. This Order is effective immediately on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING  
July 23, 2003.**

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

GREGORY E. SOPKIN

POLLY PAGE

JIM DYER

Commissioners

I/TRANS/ORDERS/03A-243CP-TRANSFER

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

**CERTIFICATE OF SERVICE**

DOCKET NO. 03A-243CP-Transfer

DECISION NO. C03-0796

(Page 1 of 1 Page)

I, Bruce N. Smith, Director of the Public Utilities Commission of the State of Colorado, certify that I served a true and correct copy of the above Commission Decision -- entered in the above numbered matter of record -- upon each of the persons whose names and addresses appear below, by mailing the same in sealed envelopes properly addressed, with sufficient postage prepaid to carry the same to its destination to the following:

TRANSFEROR:

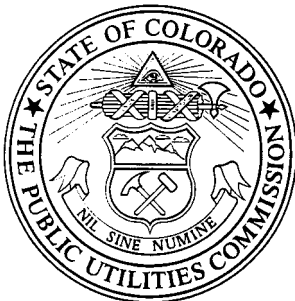
Richard Oberle  
dba Colorado Tour Transportation  
P.O. Box 280  
Winter Park, CO 80482

TRANSFeree:

Colorado Tour Transportation, LLC  
P.O. Box 280  
Winter Park, CO 80482

ROUTE:

6, 60, and all PUC staff, including staff that may be listed as parties, received this decision electronically.



WITNESS MY HAND AND THE SEAL OF  
THE PUBLIC UTILITIES COMMISSION OF  
THE STATE OF COLORADO

*Bruce N. Smith*

Director