

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03A-224CP-TRANSFER

THE APPLICATION OF ALAN GRIFFIN & WAYNE GROOME, DOING BUSINESS AS HISTORICAL TROLLEY TOUR, FOR APPROVAL TO TRANSFER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PUC NO. 55706S TO ALAN GRIFFIN, DOING BUSINESS AS DURANGO HISTORY TOURS.

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

Mailed Date: August 21, 2003

Adopted Date: August 20, 2003

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On May 21, 2003, Alan Griffin & Wayne Groome, doing business as Historical Trolley Tour, filed an application for approval to transfer Certificate of Public Convenience and Necessity (CPCN) PUC No. 55706S to Alan Griffin, doing business as Durango History Tours.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on June 2, 2003. The Commission set this matter for hearing on August 5, 2003.

3. No petition to intervene or otherwise participate in this proceeding has been filed. This proceeding is non-contested. 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 Alan Griffin, doing business as Durango History Tours, has been satisfactorily established.

6. Alan Griffin, doing business as Durango History Tours, is ready, willing, and able properly to perform the service as requested.

7. This application for permanent approval of the transfer of CPCN PUC No. 55706S is in the public interest.

II. ORDER

A. The Commission Orders That:

1. The hearing set for August 5, 2003, is vacated.
2. This application was deemed complete on August 21, 2003, within the meaning of § 40-6-109.5, C.R.S.
3. The application filed by Alan Griffin & Wayne Groome, doing business as Historical Trolley Tour, for approval to transfer Certificate of Public Convenience and Necessity PUC No. 55706S, subject to encumbrances, if any, against the authority, to Alan Griffin, doing business as Durango History Tours, is granted.
4. Alan Griffin, doing business as Durango History Tours, 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. 55706S is conditioned on the prior filing by Alan Griffin & Wayne Groome, doing business as Historical Trolley Tour, of delinquent reports, if any, covering operations under the certificate up to the consummation of the transfer.

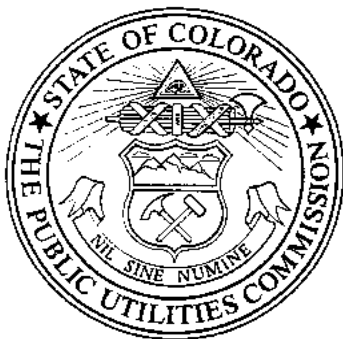
6. Alan Griffin, doing business as Durango History Tours, shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Alan Griffin, doing business as Durango History Tours, shall also adopt the tariff of Alan Griffin & Wayne Groome, doing business as Historical Trolley Tour, which shall become that of Alan Griffin, doing business as Durango History Tours, until changed in accordance with the public utilities law. Alan Griffin, doing business as Durango History Tours, shall pay the vehicle identification fee. Alan Griffin & Wayne Groome, doing business as Historical Trolley Tour, shall file a terminating annual report from January 1, 2003 to the date of this Order. An acceptance of transfer signed by both Alan Griffin & Wayne Groome, doing business as Historical Trolley Tour, and Alan Griffin, doing business as Durango History Tours, shall be filed with the Commission. Durango History Tours may not begin operations until it has received notice in writing from the Commission stating that it is in compliance and may begin service.

7. If Alan Griffin & Wayne Groome, doing business as Historical Trolley Tour, and Alan Griffin, doing business as Durango History Tours, 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. 55706S 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
August 20, 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-224CP

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

CERTIFICATE OF SERVICE

DOCKET NO. 03A-224CP-Transfer

DECISION NO. C03-0921
(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:

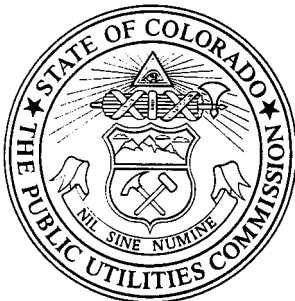
Alan Griffin & Wayne Groome
dba Historical Trolley Tour
P.O. Box 3963
Durango, CO 81302

TRANSFeree:

Alan Griffin
dba Durango History Tours
P.O. Box 3963
Durango, CO 81302

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

A handwritten signature in cursive script, reading "Bruce N. Smith".

Director