

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

DOCKET NO. 03A-435CP

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THE APPLICATION OF KYLE BUIS, DOING BUSINESS AS PEGASUS TRANSIT, FOR  
AUTHORITY TO CONDUCT OPERATIONS AS A COMMON CARRIER BY MOTOR  
VEHICLE FOR HIRE.

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**COMMISSION ORDER GRANTING  
PERMANENT AUTHORITY**

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Mailed Date: November 20, 2003  
Adopted Date: November 19, 2003

**I. BY THE COMMISSION:**

**A. Statement, Findings and Conclusions**

1. On October 3, 2003, Kyle Buis doing business as Pegasus Transit, (Pegasus Transit), filed an application for permanent authority to conduct operations as a common carrier by motor vehicle for hire for the transportation of passengers and their baggage, in scheduled service: (1) between the Colorado and Wyoming state lines, on the one hand, and the Harmony Road Park and Ride at the intersection of Harmony Road and I-25, Ft. Collins, Colorado, on the other hand, with service to the intermediate points of the Transfer Station at Colorado State University, Ft. Collins, Colorado; and The Square, 420 Centro Way, Ft. Collins, Colorado; (2) between the Transfer Station at Colorado State University, Ft. Collins, Colorado, on the one hand, and 3033 8th Avenue (31st Street and U. S. Highway 85), Evans, Colorado, on the other hand, with service to the intermediate points of The Square, 420 Centro Way, Ft. Collins, Colorado; the Harmony Road Park and Ride at the intersection of Harmony Road and I-25, Ft. Collins, Colorado; the Total Station at the intersection of I-25 and U. S. Highway 34; the

intersection of U. S. Highway 34 and 47th Avenue, Greeley, Colorado, the Greeley Mall, Greeley, Colorado; (3) between the Transfer Station at Colorado State University, Ft. Collins, Colorado, on the one hand, and the intersection of Colfax Avenue and Broadway, Denver, Colorado, on the other hand, with service to the intermediate points of The Square, 420 Centro Way, Ft. Collins; the Harmony Road Park and Ride at the intersection of Harmony Road and I-25, Ft. Collins, Colorado; the Park and Ride at the intersection of I-25 and U. S. Highway 34, 1701 Bryant Street, Denver, Colorado; 1000 Chopper Drive, Denver, Colorado; and 2001 Blake Street, Denver, Colorado; (4) between the intersection of Colfax Avenue and Broadway, Denver, Colorado, on the one hand, and the intersection of Kiowa Street and Nevada Avenue, Colorado Springs, Colorado, on the other hand, with service to the intermediate points of the Monument Park and Ride at the intersection of Colorado Highway 105 and I-25; the intersection of Rio Grande and Wilcox, Castle Rock, Colorado; the Park Meadows Mall, Littleton, Colorado; the Arapahoe Park and Ride at the intersection of Yosemite Street and I-25, Greenwood Village, Colorado; 1701 Bryant Street, Denver, Colorado; and 1000 Chopper Drive, Denver, Colorado; (5) between the Transfer Station at Colorado State University, Ft. Collins, Colorado, on the one hand, and the Budweiser Event Center, at the Larimer County Fairgrounds, on the other hand, with service to the intermediate points of The Square, 420 Centro Way, Ft. Collins; the Harmony Road Park and Ride at the intersection of Harmony Road and I-25, Ft. Collins, Colorado; and the Park and Ride at the intersection of I-25 and U. S. Highway 34; and (6) between points on either side of Harmony Road, Ft. Collins, Colorado, that are between JFK Parkway and the Harmony Road Park and Ride.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on October 6, 2003. The Commission set this matter for hearing on December 12, 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 in support of this application warrants the grant of the requested authority.

5. The present or future public convenience and necessity requires, or will require, the transportation service as requested.

6. Pegasus Transit is ready, willing, and able to properly perform the service as requested.

7. This application for permanent authority is in the public interest.

## **II. ORDER**

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

1. The hearing set for December 12, 2003, is vacated.
2. This application was deemed complete on November 19, 2003, within the meaning of § 40-6-109.5, C.R.S.

3. Pegasus Transit is granted a Certificate of Public Convenience and Necessity to operate as a common carrier by motor vehicle for hire with authority as set forth in the Appendix.

This Order is a CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY.

4. Pegasus Transit shall operate in accordance with all applicable Commission rules and regulations.

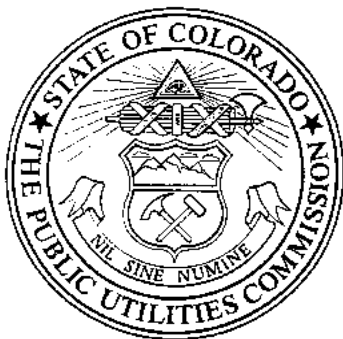
5. Pegasus Transit shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Pegasus Transit shall file a proper tariff and pay the issuance fee and annual vehicle identification fee. Pegasus Transit may not begin operations until these requirements have been met and it has received notice in writing from the Commission that it is in compliance and may begin service.

6. If Pegasus Transit does not comply with the requirements of this Order within 60 days of its effective date, then the authority to conduct 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 60 days.

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

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING  
NOVEMBER 19, 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

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Transportation of passengers and their baggage in scheduled service:

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