

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03A-530BP-TRANSFER-ETA

THE APPLICATION OF ADMIRED TRANSPORTATION, INC., FOR EMERGENCY TEMPORARY APPROVAL TO ALLOW ADMIRED TRANSPORTATION, INC., TO ASSUME OPERATIONAL CONTROL OF CONTRACT CARRIER PERMIT NO. B-9814.

**COMMISSION ORDER GRANTING
EMERGENCY TEMPORARY APPROVAL**

Mailed Date: December 23, 2003

Adopted Date: December 17, 2003

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On December 12, 2003, Igor Zotman, the current president of Admired Transportation, Inc., filed an application for emergency temporary approval to allow Wagdy Wahba, the proposed president of Admired Transportation, Inc., to assume operational control of Admired Transportation, Inc.'s Contract Carrier Permit No. B-9814 pending Commission consideration of the related application to permanently transfer the permit.

2. Pursuant to § 40-6-120(2), C.R.S., the Commission may grant temporary approval of the transfer of a contract carrier permit "if it appears that failure to grant such temporary approval may result in destruction of or injury to such carrier or carrier properties sought to be acquired, or to interfere substantially with their future usefulness in the performance of adequate and continuous service to the public." Section 40-6-120(4), C.R.S., further states: "If the Commission is of the opinion that an emergency exists, it may issue emergency temporary authority or approval at once by making specific reference in its order to the circumstances

constituting the emergency, in which case no notice need be given, but any such emergency authority or approval shall expire no later than thirty days after it was issued."

3. The support filed on behalf of this application consists of a letter from Igor Zotman the current president of Admired Transportation, Inc. In his letter Mr. Zotman states he has recently accepted a job in San Francisco, California. Mr. Zotman will be moving to California and therefore will be unable to operate Permit No. B-9814.

4. A failure to grant emergency approval of an assumption of operational control could result in injury to Contract Carrier Permit No. B-9814 and ultimately affect service to the public.

5. Admired Transportation, Inc., with Wagdy Wahba as the proposed president, has adequate equipment and financial resources to begin immediate service within the scope of the authority named in Contract Carrier Permit No. B-9814.

6. This application for emergency temporary approval is in the public interest.

7. Admired Transportation Inc., is advised that the grant of emergency temporary approval of an assumption of operational control creates no presumption that either temporary approval of an assumption of operational control or permanent approval of the transfer will be granted.

II. ORDER

A. The Commission Orders That:

1. The application for emergency temporary approval of an assumption of operational control filed by Admired Transportation, Inc., is granted.

2. Admired Transportation, Inc., with Wagdy Wahba as president, is granted emergency temporary approval to conduct operations under Contract Carrier Permit No. B-9814 for a period of 30 days commencing from the Mailed Date of this Order.

3. Admired Transportation, Inc., shall operate in accordance with all applicable Commission rules and regulations.

4. Admired Transportation, Inc., shall not assume operational control of Permit No. B-9814 until it has (I) filed the proper insurance with the Commission; (II) adopted the tariff currently on file with the Commission for Permit No. B-9814; and (III) paid the appropriate vehicle identification fee. Admired Transportation, Inc., may not begin service until it has met these requirements and notice in writing has been received from the Commission stating that it is in compliance and may begin service.

5. The 20-day time period provided by § 40-6-114(1), C.R.S., to file an application for rehearing, reargument, or reconsideration shall begin on the first day after the Commission mails or serves this Order.

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

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
December 17, 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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