

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

DOCKET NO. 02R-596TR

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IN THE MATTER OF THE PROPOSED REPEAL AND REENACTMENT OF ALL RULES  
REGULATING TRANSPORTATION BY MOTOR VEHICLE, AS FOUND IN 4 CCR 723-6,  
723-9, 723-15, 723-23, 723-31, AND 723-33, FOR ULTIMATE RECODIFICATION AS 723-6.

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**INTERIM ORDER OF  
ADMINISTRATIVE LAW JUDGE  
MANA L. JENNINGS-FADER  
GRANTING MOTION AND  
SCHEDULING ADDITIONAL  
HEARING DATES**

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Mailed Date: February 3, 2003

**I. STATEMENT**

1. By Decision No. C02-1271, the Commission opened this rulemaking proceeding; ordered publication of the proposed transportation rules in the *Colorado Register*; and established hearing dates and filing dates for comments in this proceeding.

2. Two parties filed written comments in advance of the hearing.

3. On January 21, 2003, Metro Taxi, Inc. (Metro), filed a Motion to Set Additional Hearing Dates and for Permission to File Supplemental Comments. In its motion at ¶ 3, Metro asks that the Commission “disclose[] what substantive and procedural changes are being proposed in the restated [transportation] rules if what is intended is other than merely replacing and restating the body of existing [transportation] rules.”

4. On January 23 and 24, 2003, a hearing was held in the captioned docket. The interested parties who attended the hearing also requested that additional hearing dates be

scheduled in this docket and that interested persons be permitted to file additional or supplemental comments.

5. During the course of the hearing, Staff of the Commission (Staff) presented, and testified concerning, Exhibit 1. That exhibit consists of cross-references between the provisions of existing Commission rules and the provisions of the proposed transportation rules. (A copy of Exhibit 1 is appended to this Decision as Attachment 1.) At the hearing the undersigned Administrative Law Judge (ALJ) found that Exhibit 1, in conjunction with the Staff's oral testimony, provided sufficient information to permit interested parties to understand the changes being proposed and, thus, was sufficient to satisfy Metro's request for Commission disclosure of the proposed changes. As a result, the ALJ determined that additional disclosure would not be required.

6. At the hearing the ALJ announced that additional hearings will be held in this docket on June 3, 2003, continuing to June 4, 2003, as necessary. The additional hearing dates will be noticed in the *Colorado Register*.

7. Interested persons may submit written comments on the rules and may present those comments orally at hearing, unless the ALJ deems oral presentations unnecessary. Interested persons are encouraged to submit written comments in advance of the scheduled hearing dates. An interested party who wishes to submit written comments should file those written comments no later than May 13, 2003. An interested party who wishes to submit reply comments should file those written reply comment no later than May 27, 2003. The Commission requests that written comments include, where appropriate, suggested alternative language to any proposed rule or any section of a rule with which a commenter disagrees. The Commission requests that interested persons who submit comments do so in electronic format

and on paper. The Commission may post comments submitted in electronic format to the Commission's web site. The Commission will consider all submissions.

8. Promulgation of the proposed rules will result in the repeal of the existing rules regulating transportation. Interested persons may submit comments regarding whether specific provisions in the now existing rules should be retained and incorporated into the proposed rules.

9. To review a copy of the proposed rules, interested parties are directed to Decision No. C02-1271, Attachment B.

## **II. ORDER**

### **A. It is Ordered That:**

1. Additional hearings in this matter are scheduled as follows:

DATES: June 3, 2003, continuing to June 4, 2003, as necessary

TIME: 9:00 a.m.

PLACE: Commission Hearing Room  
Office Level 2 (OL2)  
1580 Logan Street  
Denver, Colorado

At the time set for hearing in this matter, interested persons may submit written comments and may present comments orally unless the Administrative Law Judge deems oral comments unnecessary. At the hearings referenced above, the Administrative Law Judge may set further hearing dates to continue the discussion and comment.

2. Interested persons may file, and are encouraged to file, written comments in this matter before the hearing. Interested persons are requested to file written comments, on paper and in electronic format, no later than May 13, 2003. Interested persons are requested to file

reply comments, on paper and in electronic format, no later than May 27, 2003. The Commission will consider all submissions, whether oral or written.

3. The Commission shall cause notice of these public hearings to be given in the *Colorado Register*.

4. The Motion to Set Additional Hearing Dates and for Permission to File Supplemental Comments filed by Metro Taxi, Inc., is granted, consistent with the discussion above.

5. This Order is effective on its Mailed Date.

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

MANA L JENNINGS-FADER

Administrative Law Judge