

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

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

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

**COMMISSION ORDER GRANTING
TEMPORARY APPROVAL**

Mailed Date: January 12, 2004

Adopted Date: January 7, 2004

I. BY THE COMMISSION:

A. Statement

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

2. The Commission gave notice of the application on December 29, 2003.

3. There are no interventions opposing a grant of the application.

4. Pursuant to § 40-6-120(2), C.R.S., the Commission may grant temporary approval of a certificate transfer "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."

B. Findings of Fact

5. The support filed on behalf of this application consists of a letter from Igor Zotman the current president of Admired Transportation. 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.

C. Conclusions

6. A failure to grant temporary 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.

7. Admired Transportation, 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.

8. This application for temporary approval is in the public interest.

9. Admired Transportation is advised that the grant of temporary approval of an assumption of operational control creates no presumption that permanent transfer approval will be granted.

II. ORDER**A. The Commission Orders That:**

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

2. Admired Transportation, with Wagdy Wahba as president, is granted temporary approval to conduct operations under Contract Carrier Permit No. B-9814 for a period of 150 days commencing from the Mailed Date of this Order.

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

4. Admired Transportation shall not operate under 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 may not begin service until it has met these requirements and it has received notice in writing from the Commission stating that it is in compliance and may begin service.

5. If Admired Transportation does not comply with the requirements of this Order within 30 days of its effective date, then the temporary approval 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 30 days.

6. 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.

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

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
January 7, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

(S E A L)



GREGORY E. SOPKIN

POLLY PAGE

JIM DYER

Commissioners

ATTEST: A TRUE COPY

Bruce N. Smith
Director