

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-444CP-SUSPENSION

THE APPLICATION OF TIMBERLINE TRANSPORTATION SERVICES, INC. FOR
AUTHORITY TO SUSPEND OPERATIONS UNDER CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY PUC NO. 29375.

**COMMISSION ORDER GRANTING
SUSPENSION OF OPERATIONS**

Mailed Date: October 14, 2004
Adopted Date: October 14, 2004

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On August 26, 2004, Timberline Transportation Services, Inc. (Timberline Transportation Services) filed an application seeking authority to suspend operations under Certificate of Public Convenience and Necessity (CPCN) PUC No. 29375 from August 25, 2004, through February 25, 2005.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on September 7, 2004. The Commission set this matter for hearing on November 8, 2004.

3. No petition to intervene or otherwise participate in this proceeding has been filed. This proceeding is uncontested. Under § 40-6-109(5), C.R.S., this matter may be determined without a hearing.

4. The information submitted with this application warrants granting the requested suspension.

5. The application for authority to suspend CPCN PUC No. 29375 is in the public interest.

II. ORDER

A. The Commission Orders That:

1. The hearing set for November 8, 2004, is vacated.

2. This application was deemed complete on October 14, 2004, within the meaning of § 40-6-109.5, C.R.S.

3. The application filed by Timberline Transportation Services for authority to suspend operations under Certificate of Public Convenience and Necessity PUC No. 29375 is granted.

4. The suspension of motor vehicle operations under Certificate of Public Convenience and Necessity PUC No. 29375 is authorized from August 25, 2004 through February 25, 2005.

5. On or before January 25, 2005, Timberline Transportation Services shall file a written request either to reinstate Certificate of Public Convenience and Necessity PUC No. 29375 or to extend the suspension period.

6. Prior to reinstatement, Timberline Transportation Services shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Timberline Transportation Services shall also file a proper tariff and pay the appropriate vehicle identification fee.

7. The failure to file a timely written request either to reinstate Certificate of Public Convenience and Necessity PUC No. 29375 or to extend the suspension period may result in revocation of the certificate without further notice.

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

9. This Order is effective on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
October 14, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners