

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-589CP-TRANSFER

THE APPLICATION OF BOULDER SHUTTLE, LLC DOING BUSINESS AS BOULDER AIRPORTER FOR APPROVAL TO TRANSFER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PUC NO. 191 TO CONNEX NORTH HOLDING COMPANY, INC.

**COMMISSION ORDER APPROVING TRANSFER OF
CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY**

Mailed Date: December 22, 2004
Adopted Date: December 21, 2004

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On November 10, 2004 Boulder Shuttle LLC doing business as Boulder Airporter (Boulder Airporter) filed an application for approval to transfer Certificate of Public Convenience and Necessity (CPCN) PUC No. 191 to Connex North Holding Company, Inc.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on November 15, 2004. The Commission set this matter for hearing on January 18, 2005.

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 transfer.

5. The financial standing of Connex North Holding Company, Inc. has been satisfactorily established.

6. Connex North Holding Company, Inc. is ready, willing, and able to properly perform the service as requested.

7. This application for permanent approval of the transfer of CPCN PUC No. 191 is in the public interest.

II. ORDER

A. The Commission Orders That:

1. The hearing set for January 18, 2005 is vacated.

2. This application was deemed complete on December 21, 2004 within the meaning of § 40-6-109.5, C.R.S.

3. The application filed by Boulder Airporter for approval to transfer CPCN PUC No. 191, subject to encumbrances, if any, against the authority, to Connex North Holding Company, Inc. is granted.

4. Connex North Holding Company, Inc. shall operate in accordance with all applicable Commission rules and regulations.

5. Approval of the transfer of CPCN PUC No. 191 is conditioned on the prior filing by Boulder Airporter of delinquent reports, if any, covering operations under the certificate up to the consummation of the transfer.

6. Connex North Holding Company, Inc. shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Connex North Holding Company, Inc. shall also adopt the tariff of Boulder Airporter which shall become that of Connex North Holding

Company, Inc. until changed in accordance with the public utilities law. Connex North Holding Company, Inc. shall pay the appropriate vehicle identification fee. Boulder Airporter shall file a terminating annual report from the first of January to the date of this Order. An acceptance of transfer signed by both Boulder Airporter and Connex North Holding Company, Inc. shall be filed with the Commission. Connex North Holding Company, Inc. may not begin operations until these requirements have been met and it has received notice in writing from the Commission stating that it is in compliance and may begin service.

7. If Boulder Airporter and Connex North Holding Company, Inc. do not comply with the requirements of this Order within 60 days of its effective date, then the approval to transfer CPCN PUC No. 191 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.

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
December 21, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners