

Decision No. R04-0184

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04G-066EC

COLORADO PUBLIC UTILITIES COMMISSION,

COMPLAINANT,

V.

WHITE DOVE LIMOUSINE, INC.,

RESPONDENT.

**RECOMMENDED DECISION OF
ADMINISTRATIVE LAW JUDGE
KEN F. KIRKPATRICK
CLOSING DOCKET**

Mailed Date: February 23, 2004

I. STATEMENT

1. This proceeding was instituted by the issuance of Civil Penalty Assessment Notice (CPAN) No. 28472. The CPAN alleged one violation of permitting a person to drive which had not been medically examined and certified. The CPAN further indicated that the penalty was \$200, or \$100 if paid within ten days. The CPAN was issued on February 13, 2004. On February 19, 2004, Respondent White Dove Limousine, Inc., paid \$100. Since the matter was paid within ten days it has paid in full and this docket should be closed.

2. In accordance with § 40-6-109, C.R.S., it is recommended that the Commission enter the following order.

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

1. White Dove Limousine, Inc., is assessed a civil penalty in the amount of \$100.

Payment of \$100 was received by the Commission on February 19, 2004.

2. Docket No. 04G-066EC is closed.

3. This Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if that is the case, and is entered as of the date above.

4. As provided by § 40-6-109, C.R.S., copies of this Recommended Decision shall be served upon the parties, who may file exceptions to it.

- a) If no exceptions are filed within 20 days after service or within any extended period of time authorized, or unless the decision is stayed by the Commission upon its own motion, the recommended decision shall become the decision of the Commission and subject to the provisions of § 40-6-114, C.R.S.

- b) If a party seeks to amend, modify, annul, or reverse basic findings of fact in its exceptions, that party must request and pay for a transcript to be filed, or the parties may stipulate to portions of the transcript according to the procedure stated in § 40-6-113, C.R.S. If no transcript or stipulation is filed, the Commission is bound by the facts set out by the administrative law judge and the parties cannot challenge these facts. This will limit what the Commission can review if exceptions are filed.

5. If exceptions to this Decision are filed, they shall not exceed 30 pages in length, unless the Commission for good cause shown permits this limit to be exceeded.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge