

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-007CP

IN THE MATTER OF THE APPLICATION OF CARROLL GENE EADY, DOING BUSINESS AS CHECKER TAXI, FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE AS A COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
MANA L. JENNINGS-FADER
SHORTENING TIME TO
RESPOND TO MOTIONS**

Mailed Date: March 3, 2004

I. STATEMENT

1. On January 5, 2004, Carroll Gene Eady, doing business as Checker Taxi (Applicant), filed an Application for a Certificate of Public Convenience and Necessity to Operate as a Common Carrier by Motor Vehicle for Hire (Application). The Application commenced this docket.

2. On January 12, 2004, the Commission gave public notice of the Application in the Notice of Applications Filed. *See* Notice of Applications Filed, dated January 12, 2004, at 2.

3. On January 27, 2004, Tazco, Inc., doing business as Sunshine Taxi (Tazco), timely filed an intervention by right.

4. On February 2, 2004, Agnes Weir, doing business as Care Cars (Weir), timely filed an intervention by right.

5. On February 17, 2004, the Commission issued its Order Setting Hearing and Notice of Hearing. That Order set the hearing in this proceeding for March 17, 2004, in Fruita, Colorado.

6. On February 20, 2004, Weir and Applicant filed a Stipulation, Motion to Amend and Conditional Withdrawal of Intervention. This motion is now pending.

7. On March 2, 2004, Tazco filed a Motion to Dismiss or Alternative Motion *in Limine*; Motion to Change Hearing Location; and Request to Shorten Response Time. This Order addresses only the Request to Shorten Response Time (Request).

8. Rule 4 *Code of Colorado Regulations* 723-1-22(b), *inter alia*, provides for a 14-day response time to motions (here, the Request). On the motion of a party and for good cause, the Commission may shorten that response time. In this case, the Request states good cause; and shortening response time will not prejudice any party. The Administrative Law Judge will shorten the response time to the Motion to Dismiss or Alternative Motion *in Limine* and to the Motion to Change Hearing Location. Response to the Motion to Dismiss or Alternative Motion *in Limine* and to the Motion to Change Hearing Location will be due (that is, must be filed with the Commission) on or before March 10, 2004.

II. ORDER

A. It Is Ordered That:

1. The Request to Shorten Response Time to the Motion to Dismiss or Alternative Motion *in Limine* and the Motion to Change Hearing Location is granted.

2. Response time to the Motion to Dismiss or Alternative Motion *in Limine* and to the Motion to Change Hearing Location is shortened.

3. Response to the Motion to Dismiss or Alternative Motion *in Limine* and to the Motion to Change Hearing Location is due (*i.e.*, must be filed with the Commission) on or before March 10, 2004.

4. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge