

Decision No. R04-0229

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04G-040CP

COLORADO PUBLIC UTILITIES COMMISSION,

COMPLAINANT,

V.

RIVERSIDE MANAGEMENT COMPANY, INC., A/K/A AIRLINK RESORT SHUTTLE
A/K/A AIRLINK SHUTTLE,

RESPONDENT.

**RECOMMENDED DECISION OF
ADMINISTRATIVE LAW JUDGE
DALE E. ISLEY
CLOSING DOCKET**

Mailed Date: March 8, 2004

I. STATEMENT

1. This proceeding was instituted by the issuance of Civil Penalty Assessment Notice (CPAN) No. 28417 on January 16, 2004. The CPAN assessed Respondent, Riverside Management Company, Inc., also known as Airlink Resort Shuttle or Airlink Shuttle (Airlink Shuttle), a penalty of \$400.00 for conducting motor carrier operations in violation of § 40-10-104(1), C.R.S.

2. On February 2, 2004, the Colorado Public Utilities Commission received full payment from Airlink Shuttle for the above-described assessment. That resolves this matter and, as a result, Docket No. 04G-040CP may now be closed.

3. 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. Respondent, Riverside Management Company, Inc., also known as Airlink Resort Shuttle or Airlink Shuttle, has paid the \$400.00 assessment set forth in Civil Penalty Assessment Notice No. 28417.

2. Docket No. 04G-040CP 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