

Decision No. R04-0231

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03A-441BP

IN THE MATTER OF THE APPLICATION OF THOMAS J. SALISBURY, DOING
BUSINESS AS SANDBOX BUSES, FOR AN ORDER OF THE COMMISSION
AUTHORIZING THE ABANDONMENT OF OPERATIONS UNDER THE APPLICANT'S
CONTRACT CARRIER PERMIT NO. B-9857.

**RECOMMENDED DECISION OF
ADMINISTRATIVE LAW JUDGE
KEN F. KIRKPATRICK
CANCELING CONTRACT CARRIER PERMIT**

Mailed Date: March 8, 2004

I. STATEMENT

1. By letter filed October 1, 2003, Applicant Thomas J. Salisbury, doing business as Sandbox Buses filed a letter seeking to abandon its Contract Carrier Permit No. B-9857. As grounds it is stated that the shipper is no longer in business. Therefore the application should be granted and the permit canceled.

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. Permit No. B-9857, held by Thomas J. Salisbury, doing business as Sandbox Buses, Lamar, Colorado, is canceled.

2. 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.

3. 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.

4. 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