

Decision No. R04-0321-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-089BP

IN THE MATTER OF THE APPLICATION OF DARREL SEGERS, D/B/A DESIGNATED DRIVER SERVICES, 3012 ½ HILL COURT, GRAND JUNCTION, COLORADO 81504, FOR AUTHORITY TO OPERATE AS A CONTRACT CARRIER BY MOTOR VEHICLE FOR HIRE.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
DALE E. ISLEY
GRANTING MOTION TO RESTRICTIVELY
AMEND APPLICATION AND
FOR WITHDRAWAL OF INTERVENTION**

Mailed Date: March 31, 2004

I. STATEMENT

1. The captioned application of Darrel Segers, doing business as Designated Driver Services (Segers), was filed with the Colorado Public Utilities Commission on February 19, 2004, and was published in the Commission's "Notice of Applications Filed" on March 8, 2004.

2. Agnes Weir, doing business as Care Cars (Care Cars), and Tazco, Inc., doing business as Sunshine Taxi, have filed interventions in this matter.

3. On March 25, 2004, Segers and Care Cars filed a pleading entitled "Stipulation, Motion to Amend and Conditional Withdrawal of Intervention" (Motion).¹

¹ The Motion contains erroneous references to "Star Taxi" as Segers trade name. The caption to the Motion also erroneously describes the application as one seeking a "certificate of public convenience and necessity" to operate as a contract carrier.

4. Under the terms of the Motion, Segers and Care Cars request that the application be restrictively amended so as to limit the authority sought against the transportation of passengers for the purposes of medical care, treatment, or therapy, where the carrier's driver accompanies and aids the passengers to and from locations inside medical facilities and their residences.

5. The Motion also requests that the Care Cars intervention be deemed withdrawn upon Commission approval of the above-described restrictive amendment.

6. It is found that the restrictive amendment proposed in the Motion is restrictive in nature, clearly stated, and enforceable. Such amendment will, therefore, be accepted and the intervention previously filed in this matter by Care Cars may be deemed withdrawn.

II. ORDER

A. The Commission Orders That:

1. The Stipulation, Motion to Amend and Conditional Withdrawal of Intervention filed in the captioned proceeding by Darrel Segers, doing business as Designated Driver Services, and Agnes Weir, doing business as Care Cars, is granted.

2. Unless further restricted, any authority granted to Darrel Segers, doing business as Designated Driver Services, in this proceeding will be restricted against the transportation of passengers for the purposes of medical care, treatment, or therapy where the carrier's driver accompanies and aids the passengers to and from locations inside medical facilities and their residences.

3. The intervention previously filed in this proceeding by Agnes Weir, doing business as Care Cars, is withdrawn.

4. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge