

Decision No. R04-0732-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03A-432CP

IN THE MATTER OF THE APPLICATION OF ROCKY MOUNTAIN POWDER, INC.,
4950 SOUTH YOSEMITE, F-2, #118, GREENWOOD VILLAGE, COLORADO 80111 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
DALE E. ISLEY
GRANTING REQUEST TO
EXTEND COMPLIANCE PERIOD**

Mailed Date: July 1, 2004

I. STATEMENT

1. The captioned application of Rocky Mountain Powder, Inc. (RMPI), was granted by Decision No. R04-0470 on May 6, 2004. No exceptions were filed to that decision. Therefore, it became effective and administratively final on May 26, 2004.

2. Section III, Paragraph 6 of Decision No. R04-0470 requires RMPI to comply with certain filing requirements (*i.e.*, tariff, insurance, issuance, and vehicle identification fee) within 60 days of the effective date of the decision. In this case, on or before July 26, 2004. However, it allows the Commission to extend the compliance period if good cause is shown.

3. On June 28, 2004, RMPI filed a request for a 60-day extension of time to meet the above-described filing requirements. In support of that request, RMPI states that it has had some difficulty communicating with the Commission's Staff concerning the preparation of a tariff. In addition, it cites recent computer problems encountered by the Colorado Secretary of State's office which has prevented it from finalizing certain business arrangements. Also, its desire to

update or replace certain transportation equipment has resulted in delays in securing the necessary insurance.

4. Good grounds having been shown, RMPI's request for a 60-day extension of time to comply with Section III, Paragraph 6 of Decision No. R04-0470 will be granted. No further extensions will be granted absent a showing of extraordinary circumstances.

II. ORDER

A. It Is Ordered That:

1. The request of Rocky Mountain Powder, Inc., for a 60-day extension of time to comply with the insurance filing requirement encompassed by Section III, Paragraph 6 of Decision No. R04-0470 is granted. Rocky Mountain Powder, Inc., shall comply with such filing requirements on or before September 23, 2004.

2. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge