

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-264CP-EXTENSION

IN THE MATTER OF THE APPLICATION OF MTV GROUP, LLC, FOR AN ORDER OF
THE COMMISSION AUTHORIZING AN EXTENSION OF OPERATIONS UNDER
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PUC NO. 55728.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
MANA L. JENNINGS-FADER
VACATING HEARING AND
PROCEDURAL SCHEDULE**

Mailed Date: July 26, 2004

I. STATEMENT

1. On May 17, 2004, MTV Group, LLC (Applicant), filed an Application for Extension of Authority under Certificate of Public Convenience and Necessity PUC No. 55728 for Transportation of Passengers and Their Baggage, Scheduled Service (Application). The Application commenced this docket.

2. The Commission gave public notice of the Application and established a procedural schedule. *See* Notice of Applications Filed dated June 1, 2004. Golden West Commuter, LLC (Golden West), intervened of right. Metro Taxi, Inc. (Metro), intervened of right. These are the only intervenors, and both oppose the granting of the Application.

3. Golden West filed a Motion to Vacate and Reschedule Hearing. By Decision No. R04-0793-I, the undersigned Administrative Law Judge granted that motion; vacated the then-existing hearing date; and scheduled a hearing in this matter for August 17, 2004.

4. On July 20, 2004, Applicant and Metro filed a Stipulated Motion for Imposition of Restrictive Amendment and Conditional Withdrawal of Intervention. On July 22, 2004, Applicant and Golden West filed a Stipulation of Parties, Motion to Restrictively Amend Application and to Withdraw Intervention.

5. If these two motions are granted and the proffered restrictive amendments accepted, the interventions will be withdrawn; this matter will be uncontested; and the Application may be considered without a hearing. In light of these two motions and proffered restrictive amendments, the hearing scheduled for August 17, 2004, and the Commission-established procedural schedule will be vacated. If the stipulations are not accepted, a new hearing date will be scheduled and a new procedural schedule established.

II. ORDER

A. It Is Ordered That:

1. The hearing scheduled in this matter for August 17, 2004, is vacated.
2. The procedural schedule established in the Notice of Applications Filed is vacated.
3. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge

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