

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

DOCKET NO. 04A-554BP-EXTENSION

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IN THE MATTER OF THE APPLICATION OF VAIL SUMMIT RESORTS, INC., DOING  
BUSINESS AS KEYSTONE RESORT, INC., FOR AUTHORITY TO EXTEND OPERATIONS  
UNDER CONTRACT CARRIER PERMIT NO. B-9862.

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**INTERIM ORDER OF  
ADMINISTRATIVE LAW JUDGE  
MANA L. JENNINGS-FADER  
SHORTENING RESPONSE TIME**

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Mailed Date: December 9, 2004

**I. STATEMENT**

1. On October 27, 2004, Vail Summit Resorts, Inc., doing business as Keystone Resorts, Inc. (Applicant), filed a verified Application for an Extension of Contract Carrier Permit Number B-9862 (Application). Applicant did not file its direct testimony and exhibits with its Application. The Application commenced this docket.

2. The Commission gave public notice of the Application. *See* Notice of Application Filed (Notice), dated November 1, 2004. In that Notice, the Commission established a 30-day intervention period and a procedural schedule. This Order does not disturb the procedural schedule.<sup>1</sup>

3. Mr. Craig S. Suwinski (Suwinski) filed a Requested Intervention - By Right or Permission on November 24, 2004. This filing is *pro se* and was timely made.

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<sup>1</sup> Pursuant to the procedural schedule, Applicant's testimony, or a detailed summary of testimony, and copies of its exhibits are to be filed within ten days of the expiration of the intervention period. Intervenor(s) (if any) are to file their testimony, or a detailed summary of testimony, and copies of their exhibits within 20 days of the expiration of the intervention period.

4. Mr. Randall Seegers (Seegers) filed a Requested Intervention - By Right or Permission on November 24, 2004. This filing is *pro se* and was timely made.

5. The intervention period expired on December 1, 2004. Based on a review of the Commission file in this matter, Suwinski and Seegers are the only persons to file to intervene.

6. On December 2, 2004, the Commission issued its Order Setting Hearing and Notice of Hearing in this matter. Hearing is scheduled for January 6, 2004.

7. On December 8, 2004, Applicant filed a Motion to Strike Suwinski's Requested Intervention - By Right or Permission.

8. On December 8, 2004, Applicant filed a Motion to Strike Seegers' Requested Intervention - By Right or Permission.

9. Pursuant to Rule 4 *Code of Colorado Regulations* 723-1-22(b), response time to the motions to strike is 14 days unless otherwise ordered. The 14-day response time is too long given the hearing date and the filing deadlines established in the procedural schedule. Response time to the motions to strike will be shortened to and including Friday, **December 17, 2004**.

10. On December 9, 2004, the Administrative Law Judge gave notice of this Order to the parties.

## **II. ORDER**

### **A. It Is Ordered That:**

1. The response time to the Motion to Strike Suwinski's Requested Intervention - By Right or Permission is shortened to and including December 17, 2004.

2. The response time to the Motion to Strike Seegers' Requested Intervention - By Right or Permission is shortened to and including December 17, 2004.

3. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Administrative Law Judge