

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 18G-0725EC

Civil Penalty Assessment Notice: 122667

PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO,

Complainant,

v.

ALPINE LIMOUSINE LLC.

Respondent.

**FIRST AMENDMENT TO JOINT STIPULATION AND SETTLEMENT
AGREEMENT**

Staff of the Public Utilities Commission (Staff) and Respondent Alpine Limousine LLC. (Respondent) (collectively, the Parties, and singularly, Party) enter into this First Amendment to Stipulation Agreement (Agreement Amendment).

BACKGROUND AND RECITALS

1. The Parties entered into the Joint Stipulation and Settlement Agreement (Settlement Agreement) for this case and filed it, as well as an accompanying motion, with the Public Utilities Commission on November 13, 2018.
2. The Settlement Agreement reflects the agreement between the Parties to resolve the alleged violations in Civil Penalty Assessment Notice 122667.
3. The Administrative Law Judge assigned to this proceeding issued Interim Decision Number R18-1043-I on November 21, 2018 (Interim Decision). The

Interim Decision ordered that the parties provide clarification to paragraphs 2 and 6(b)(v) of the Settlement Agreement.

4. This proceeding is not set for a hearing.

FIRST AMENDMENT TO AGREEMENT

5. In consideration of the following promises and agreements set out in the Settlement Agreement and the Agreement Amendment, and for other good and valuable consideration, the Parties have mutually agreed to amend the Settlement Agreement to provide as follows:

- (a) Paragraph 2 of the Settlement Agreement shall be amended to add a sentence at the end of the paragraph that states: "The reduced amount of the CPAN of \$7,259.38 includes a penalty amount of \$6,312.50 and a 15 percent surcharge of \$946.88."

- (b) Paragraph 6(B)(v) is amended to add a sentence at the end of the paragraph that states: "The term stated in this paragraph 6(B)(v) shall be in effect for one year after the Public Utilities Commission approves and accepts the Settlement Agreement."

6. The Settlement Agreement and this Agreement Amendment constitute the entire agreement between the Parties relating to the subject matters addressed therein.

7. Except as expressly set forth in this Agreement Amendment, the Settlement Agreement is unaffected and shall continue in full force and effect in accordance with its terms.

8. This Agreement Amendment may be signed in counterparts.

Dated this 30th day of November, 2018.

COMPLAINANT STAFF OF THE COLORADO PUBLIC UTILITIES COMMISSION

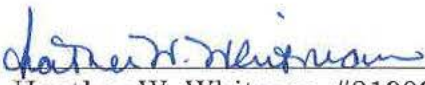
By: _____
Anthony Cummings
Lead Criminal Investigator
Colorado Public Utilities Commission
1560 Broadway, Suite 250
Denver, CO 80202

RESPONDENT

By: _____
Hasabelrasol Ibrahim, for
Alpine Limousine LLC.
1582 S. Parker Road, Suite 202
Denver, CO 80231

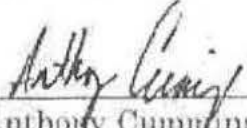
Approved as to form:

CYNTHIA H. COFFMAN
Attorney General

By: 
Heather W. Whitman, #31909
Assistant Attorney General
Revenue and Utilities Section
Colorado Department of Law
1300 Broadway, 8th floor
Denver, CO 80203
Phone: (720) 508-6147
Fax: (720) 505-6038
E-mail: Heather.Whitman@coag.gov

Attorney for Colorado Public Utilities Commission Staff

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By: 
Anthony Cummings
Lead Criminal Investigator
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Heather W. Whitman, #31909
Assistant Attorney General
Revenue and Utilities Section
Colorado Department of Law
1300 Broadway, 8th floor
Denver, CO 80203
Phone: (720) 508-6147
Fax: (720) 505-6038
E-mail: Heather.Whitman@colorado.gov

Attorney for Colorado Public Utilities Commission Staff