

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 21A-0077R

IN THE MATTER OF THE APPLICATION OF THE REGIONAL TRANSPORTATION DISTRICT FOR PUBLIC UTILITIES COMMISSION REVIEW AND APPROVAL OF ITS ANNUAL INTERNAL SAFETY REVIEW REPORT FOR ITS RAIL FIXED GUIDEWAY SYSTEM.

**COMMISSION DECISION
GRANTING THE APPLICATION**

Mailed Date: March 10, 2021

Adopted Date: March 10, 2021

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. This matter comes before the Commission for consideration of an application (Application) requesting approval of the 2020 Annual Audit Report for Rail Fixed Guideway Systems Light Rail Operations filed by the Regional Transportation District (RTD) on February 11, 2021.

2. The Commission gave notice of this Application to all interested parties pursuant to § 40-6-108(2), C.R.S., on February 18, 2021.

3. On February 22, 2020, Staff sent a letter regarding discrepancies found between the Application and accident reports previously submitted to the Commission requesting clarification and/or correction of these discrepancies, and the annual report was missing the RTD Internal Safety Review reports.

4. On March 4, 2021, RTD filed a Response Directed to Commission's Director Doug Dean To Notice of Missing Information and Discrepancies (Response) addressing and correcting the noted discrepancies and providing the missing information from the annual report.

5. The Application includes the annual report certification letter signed by the new General Manager/CEO of RTD and includes the RTD Internal Safety Review (ISR) reports from the winter and summer of 2020 outlining the activities conducted by RTD during 2020.

6. No intervention was received opposing the Application.

7. The Commission has reviewed the Application with Response and deems them complete within the meaning of § 40-6-109.5, C.R.S.

8. The Commission has jurisdiction in this matter under § 40-18-103, C.R.S.

9. Because the application is unopposed, we will determine this matter on the record without a formal hearing under § 40-6-109(5), C.R.S., and 4 *Code of Colorado Regulations* (CCR) 723-1-1403, Rules of Practice and Procedure.

10. The Application and Response submitted by RTD comply with the requirements outlined in 4 CCR 723-7-7351, Rules Regulating Railroads, Rail Fixed Guideways, Transportation by Rail, and Rail Crossings and provides copies of RTD's Internal Safety Reviews conducted during calendar year 2020.

11. Now being fully advised in the matter, we grant the Application and included deficiency Response.

II. ORDER

A. The Commission Orders That:

1. The application (Application) filed by the Regional Transportation District on February 11, 2021 with the response (Response) filed on March 4, 2021, requesting approval of

the 2020 Annual Audit Report for Rail Fixed Guideway Systems Light Rail Operations is deemed complete within the meaning of § 40-6-109.5, C.R.S.

2. The Application with Response is granted.

3. The 20-day time period provided by § 40-6-114(1), C.R.S., to file an application for rehearing, reargument, or reconsideration shall begin on the first day after the Commission mails this Decision.

4. The Commission retains jurisdiction to enter further required decisions in this proceeding.

5. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
March 10, 2021.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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JOHN GAVAN

MEGAN M. GILMAN

Commissioners