

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 0V-0535T-C

IN THE MATTER OF THE PETITION OF PAUL THOMAS BLOEDE FOR A
WAIVER OF RULE 67.3 (PROOF OF MEDICAL FITNESS) OF THE RULES
REGULATING TRANSPORTATION BY MOTOR VEHICLE, 4 CCR 7-3-6 N

**RECOMMENDED DECISION OF
ADMINISTRATIVE LAW JUDGE
G. HARRIS ADAMS
DISMISSING PETITION WITHOUT PREJUDICE N**

Mailed Date: January 5, 2020

I. STATEMENT

On December 30, 2020, Paul Thomas Bloede (Petitioner) filed a verified Petition for Waiver/Variance of Safety Regulations – Truck Driver (Form PFW-T-C, revised 5/5/2019) (Petition). Petitioner requests a waiver of the specific subparagraph(s) of rule 67.3(c) of the Transportation Network Company Rules: “(II) – Diabetes mellitus currently requiring insulin for control.” Petitioner at 1. In support, Petitioner filed a Medical Examiner’s Certificate, a Medical Examination Report Form, a Certified Official Colorado Driver Record, and a copy of Petitioner’s Colorado driver’s license.

Petitioner seeks a one-year waiver of Commission Rule 67.3(c) of the Commission’s Rules Regulating Transportation by Motor Vehicle, to allow Petitioner to drive for a Transportation Network Company.

3 This proceeding was referred to an Administrative Law Judge for disposition by minute entry during the Commission’s weekly meeting held on December 3, 2020.

4 By Decision No. 00-093-I, issued December 30, 2020, Petitioner was informed that the Petition was incomplete, and he was ordered to either cure the deficiencies noted or to

4

5.

6.

II.

A.

1.

2.

3.

4.

a) If no exceptions are filed within 20 days after service or within any extended period of time authorized, or unless the decision is stayed by the Commission upon its own motion, the recommended decision shall become the decision of the Commission and subject to the provisions of § 40-6-114, C.R.S.

b) If a party seeks to amend, modify, annul, or reverse basic findings of fact in its exceptions, that party must request and pay for a transcript to be filed, or the parties may stipulate to portions of the transcript according to the procedure stated in § 40-6-113, C.R.S. If no transcript or stipulation is filed, the Commission is bound by the facts set out by the administrative law judge and the parties cannot challenge these facts. This will limit what the Commission can review if exceptions are filed.

5. If exceptions to this Decision are filed, they shall not exceed 30 pages in length, unless the Commission for good cause shown permits this limit to be exceeded.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

G. HARRIS ADAMS

Administrative Law Judge

ATTEST: A TRUE COPY

Doug Dean,
Director