

Decision No. R25-0905-I

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

PROCEEDING NO. 25G-0473TO

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COLORADO PUBLIC UTILITIES COMMISSION,

COMPLAINANT,

V.

SWFT TOWING,

RESPONDENT.

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PROCEEDING NO. 25G-0474TO

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COLORADO PUBLIC UTILITIES COMMISSION,

COMPLAINANT,

V.

SWFT TOWING,

RESPONDENT.

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PROCEEDING NO. 25G-0475TO

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COLORADO PUBLIC UTILITIES COMMISSION,

COMPLAINANT,

V.

SWFT TOWING,

RESPONDENT.

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**INTERIM DECISION  
CONSOLIDATING PROCEEDINGS AND SCHEDULING  
PREHEARING CONFERENCE**

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Issued Date: December 16, 2025

**I. STATEMENT**

1. Proceeding No 25G-0473T concerns Civil Penalty Assessment Notice (“CPAN”) No. 145263 issued by Commission Staff (“Staff”) on November 5, 2025, against Respondent SWFT Towing (“Respondent” or “SWFT Towing”). The CPAN assessed a total penalty of \$1,581.25 for one violation of Rule 6007(k) 4 *Code of Colorado Regulations* (CCR) 723-6, and one violation of Rule 6511(d) 4 CCR 723-6 as more specifically listed in the CPAN.

2. Proceeding No 25G-0474TO concerns CPAN No.145700 issued by Staff on October 15, 2025, against Respondent. The CPAN assessed a total penalty of \$2,530.00 for two violations of Rule 6508 (b)(III) 4 CCR 723-6, as more specifically listed in the CPAN.

3. Proceeding No 25G-0475TO concerns CPAN No.145436 issued by Staff on November 3, 2025, against Respondent. The CPAN assessed a total penalty of \$2,213.75 for one

violation of Rule 6007(e)(II) 4 CCR 723-6, one violation of Rule 6509(a) 4 CCR723-6, one violation of Rule 6511(j)(III) 4 CCR 723-6, and one violation of Rule 6512(c) 4 CCR 723-6 as more specifically listed in the CPAN.

4. On December 5, 2025, Staff filed its Notice of Intervention as of Right and Entry of Appearance in Proceeding No 25G-0473TO and Proceeding No. 25G-0474TO.

5. On December 8, 2025, Staff filed its Notice of Intervention as of Right and Entry of Appearance in Proceeding No 25G-0475TO.

6. On November 26, 2025, the Commission referred all three proceedings to an Administrative Law Judge (“ALJ”) by minute entry.

## **II. CONSOLIDATION OF PROCEEDINGS**

7. Rule 4 CCR 723-1-1402 governs consolidation. As pertinent here, the Rule provides that the Commission may, upon its own initiative or upon motion of a party, consolidate proceedings where the issues are substantially similar and the rights of the parties will not be prejudiced. Whether to grant consolidation is within the Commission's discretion.

8. The ALJ finds that consolidation of the above-captioned proceedings would minimize or eliminate the risk of inconsistent decisions, serve administrative efficiency and economy, and would minimize the need for parties to submit duplicative evidence.

9. In considering administrative efficiency, the ALJ finds that consolidation of Proceeding Nos. 25G-0473TO, 25G-0474TO, and 25G-0475TO is appropriate pursuant to Rule 4 CCR 723-1-1402. It is found that the issues in these three dockets are substantially similar, and the rights of the parties will not be prejudiced.

**III. PREHEARING CONFERENCE**

10. Given the procedural posture of the case, it is appropriate to hold a prehearing conference to address several issues. The parties to this proceeding should be prepared to discuss all procedural and substantive issues, including, but not limited to, deadlines for witness lists, exhibits, hearing procedures and a date for a hearing.

11. Participants will appear at the prehearing conference from remote locations by videoconference and may not appear in person for the prehearing conference. The remote prehearing conference will be held using the web-hosted service, Zoom. Attachment A hereto includes important technical information and requirements to facilitate holding the prehearing conference remotely. All those participating in the hearing must carefully review and follow all requirements in this Decision and Attachment A.

12. To minimize the potential that the videoconference hearing may be disrupted by non-participants, the link and meeting ID or access code to attend the hearing will be provided to the participants by email before the hearing, and the participants will be prohibited from distributing that information to anyone not participating in the hearing. Parties will receive an email with information needed to join the hearing at the email addresses on file with the Commission for this Proceeding. As such, it is important that all parties ensure that the Commission has the correct email address for them.

13. The ALJ will deem any party's failure to appear at the prehearing conference to be a waiver of any objection to the rulings made during the prehearing conference.

14. A prehearing conference in this matter will be scheduled as ordered.

**IV. ORDER**

**A. It is Ordered That:**

1. Proceeding Nos. 25G-0474TO and 25G-0475TO are consolidated with Proceeding No. 25G-0473TO. **Proceeding No. 25G-0473TO is the primary (or lead) proceeding.**

2. All proceeding numbers and captions in the consolidated proceeding shall be listed on all future filings, as shown above on this Order. The primary or lead proceeding identified in Ordering Paragraph No. 1, and its caption, shall appear first.

3. Given the consolidation, documents shall be filed in Proceeding No. 25G-0473TO; and no document shall be filed in Proceeding Nos. 25G-0474TO and 25G-0475TO.

4. A remote prehearing conference is scheduled as follows:

DATE: January 13, 2026

TIME: 10:00 a.m.

PLACE: By video conference: using the Zoom web conferencing platform at a link be provided to the participants by email.

5. Participants in the hearing may not distribute the hearing link, access, or ID code to anyone not participating in the hearing. Participants may not appear in person at the Commission for the above-scheduled hearing. Instead, they must participate in the hearing from remote locations, consistent with the requirements of this Decision.

6. All participants must comply with the requirements in Attachment A to this Decision, which is incorporated into this Decision.

7. The Parties shall be held to the advisements in this Decision.

**Before the Public Utilities Commission of the State of Colorado**

**Decision No. R25-0905-I**

**Proceeding Nos. 25G-0473TO, 25G-0474TO & 25G-0475TO**

8. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

ROBERT I. GARVEY

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Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Rebecca E. White".

Rebecca E. White,  
Director