

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14V-0171EC

IN THE MATTER OF THE PETITION OF ANCEL, INC., DOING BUSINESS AS AVI LIMO
FOR AN ORDER OF THE COMMISSION AUTHORIZING A WAIVER OF RULE 6007(A)
OF THE RULES REGULATING TRANSPORTATION BY MOTOR VEHICLE, 4 CCR 723-6,
AND PETITION FOR SHORTENED NOTICE.

**INTERIM DECISION
GRANTING SHORTENED NOTICE**

Mailed Date: March 10, 2014

Adopted Date: March 5, 2014

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of a Petition for Shortened Notice for the Petition¹ for an Order of the Commission authorizing a waiver of Rule 6007(a) (Financial Responsibility) of the Rules Regulating Transportation by Motor Vehicle 4 *Code of Colorado Regulations* 723-6 (CCR) filed on February 24, 2014, by Ancel, Inc., doing business as Avi Limo (Avi Limo).

B. Findings and Conclusions

2. Avi Limo may provide luxury limousine service under limited regulation carrier Permit No. LL-02243. Rule 6007(a) (Financial Responsibility) requires that a limited regulation carrier operating vehicles with a seating capacity of 9 to 15 passengers must obtain and file with

¹ The Petition for a shortened notice and the Petition for a waiver of Rule 6007(a) were submitted on the same form.

the Commission liability insurance of a combined single limit liability of \$1,500,000 for these vehicles.²

3. Rule 1206(d) (Commission Notice) of the Rules of Practice and Procedure, 4 CCR 723-1 requires that the intervention period for a notice mailed by the Commission shall expire 30 days after the mailing date. In this Petition, Avi Limo requests a shortened notice period but does not request that the 30-day notice period be shortened to a specific period of time.

4. Rule 1401(a) of the Commission's Rules of Practice and Procedure, 4 CCR 723-1 states:

Except as provided by paragraph (d) of this rule, any person may file a notice of intervention as of right or a motion to intervene by permission within 30 days of notice of any administrative or adjudicatory proceeding, unless the Commission's notice or a specific rule or statute provides otherwise.

5. Rule 1003(a) provides that:

The Commission has promulgated these rules to ensure orderly and fair treatment of all persons. The Commission may, for good cause shown, grant waivers or variances from tariffs, Commission rules, and substantive requirements contained in Commission decisions. In making its determination the Commission may take into account, but is not limited to, considerations of hardship, equity, or more effective implementation of overall policy on an individual basis.

6. Avi Limo did not provide any financial justification to support the request to shorten the notice period for this Petition but did state "My policy is in effect till 9-30-14 and it would be economical to start the new policy at the renewal date."

7. The Commission is aware that the increased insurance requirements named in Rule 6007(a) may result in an increase in insurance policy costs for limited regulation carriers.

² The rule amendments adopted in Proceeding No. 13R-0009TR on February 14, 2014, increased the minimum level of liability insurance coverage for vehicles with a seating capacity of up to 8 passengers from \$500,000 to \$1,500,000 and from \$1,000,000 to \$1,500,000 for vehicles with a seating capacity of 9 to 15 passengers.

Therefore, we find that good cause exists to grant Avi Limo's shortened notice request. The notice period for this Petition will be shortened to ten days.

II. ORDER

A. It Is Ordered That:

1. The request by Ancel, Inc., doing business as Avi Limo to shorten the notice period for the Petition for a Waiver from Rule 6007(a) (Financial Responsibility) of the Rules Regulating Transportation by Motor Vehicle, 4 *Code of Colorado Regulations* 723-6 filed on February 24, 2014, is granted. The notice period shall be ten days.³

2. This Decision is effective upon its Mailed Date.

B. **ADOPTED IN COMMISSIONERS' WEEKLY MEETING March 5, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JOSHUA B. EPEL

PAMELA J. PATTON

GLENN A. VAAD

Commissioners

³ This Petition will be included in the Commission's Notice of Applications Filed as mailed on March 10, 2014. Therefore, the ten-day notice period shall expire at 5:00 p.m. on March 20, 2014.