

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0253BP-TRANSFER

IN THE MATTER OF THE APPLICATION FOR AUTHORITY TO TRANSFER CONTRACT CARRIER PERMIT NO. B-10012 FROM MEGERSA BEFKADU ADEBA DOING BUSINESS AS SHALOM TRANSPORTATION TO MEDEMDEMIA T. MERIN DOING BUSINESS AS SHALOM TRANSPORTATION.

**COMMISSION DECISION APPROVING TRANSFER
OF CONTRACT CARRIER PERMIT**

Mailed Date: May 16, 2014

Adopted Date: May 14, 2014

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. On March 24, 2014, Megerssa Befkadu Adeba, doing business as Shalom Transportation, filed an application for approval to transfer Contract Carrier Permit No. B-10012 to Medemdemia T. Merin, doing business as Shalom Transportation. A supplement to the application was filed on May 8, 2014.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on April 7, 2014.

3. No petition to intervene or otherwise participate in this proceeding has been filed. This proceeding is uncontested. Under § 40-6-109(5), C.R.S., this matter may be determined without a hearing.

4. The information submitted with this application complies with Rule 6205(c) of the Rules Regulating Transportation by Motor Vehicle, 4 *Code of Colorado Regulations* (CCR) 723-6, and warrants the granting of the requested transfer. In particular, pursuant to

Rule 6205(c)(XVI), 4 CCR 723-6, the information submitted with the application establishes the following:

- (A) the transferor has not abandoned the authority and has not allowed the authority to become dormant;
- (B) the transferor has been and is engaged in *bona fide* operations under its authority;
- (C) the transfer is not contrary to the public interest;
- (D) the transfer will not result in the common control or ownership of duplicating or overlapping authorities; and,
- (E) the transferee will engage in *bona fide* regulated intrastate carrier operations and is fit to do so.

Furthermore, the application includes a statement from the Colorado Secretary of State showing that the trade name registrant was changed to the transferee. The application also includes a signed letter of support from the customer.

5. The financial standing of Medemdemia T. Merin, doing business as Shalom Transportation, has been satisfactorily established.

6. This application for permanent approval of the transfer of Contract Carrier Permit No. B-10012 is in the public interest and will be granted.

II. ORDER

A. The Commission Orders That:

1. This application was deemed complete on May 14, 2014, within the meaning of § 40-6-109.5, C.R.S.

2. The application filed by Megerssa Befkadu Adeba, doing business as Shalom Transportation, for approval to transfer Contract Carrier Permit No. B-10012, subject to encumbrances, if any, against the authority, to Medemdemia T. Merin, doing business as Shalom Transportation, is granted.

3. Medemdemia T. Merin, doing business as Shalom Transportation, shall operate in accordance with all applicable Commission rules and regulations.

4. Megerssa Befkadu Adeb, doing business as Shalom Transportation, shall file a terminating annual report from the first of January to the date of this Decision.

5. Medemdemia T. Merin, doing business as Shalom Transportation, shall not commence operation until she has:

- (a) caused proof of insurance (Form E or self-insurance) or surety bond (Form G) coverage to be filed with the Commission in accordance with applicable rules;
- (b) paid to the Commission, the motor vehicle fee (\$5) for each vehicle to be operated under authority granted by the Commission, or in lieu thereof, paid the fee for such vehicle(s) pursuant to the Unified Carrier Registration Agreement;
- (c) filed an adoption notice that adopts as her own the currently effective tariff of Megerssa Befkadu Adeb, doing business as Shalom Transportation;
- (d) paid the applicable issuance fee (\$5);
- (e) filed an acceptance of transfer form, executed by Megerssa Befkadu Adeb, doing business as Shalom Transportation, and Medemdemia T. Merin, doing business as Shalom Transportation; and,
- (f) received notice in writing from the Commission that she is in compliance with the above requirements and may begin service.

6. If Megerssa Befkadu Adeb, doing business as Shalom Transportation, and Medemdemia T. Merin, doing business as Shalom Transportation, do not comply with the requirements of this Decision within 60 days of its effective date, then the approval to transfer Contract Carrier Permit No. B-10012 shall be void. For good cause shown, the Commission may grant additional time for compliance if the request for additional time is filed within the 60 days.

7. Within six months of the Mailed Date of this Decision, Medemdemia T. Merin, doing business as Shalom Transportation, shall file an advice letter and tariff in her own name.

8. 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 orders this Decision.

9. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
May 14, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

PAMELA J. PATTON

GLENN A. VAAD

Commissioners

CHAIRMAN JOSHUA B. EPEL
ABSENT.