

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14V-0797CP

IN THE MATTER OF PETITION FOR WAIVER/VARIANCE OF COMMON/CONTRACT
CARRIER RULES AND MOTION TO SHORTEN NOTICE PERIOD.

**INTERIM DECISION GRANTING
REQUEST FOR SHORTENED NOTICE**

Mailed Date: August 6, 2014
Adopted Date: July 30, 2014

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of a request filed on July 23, 2014 by MKBS, LLC, doing business as Metro Taxi (Metro Taxi), to shorten the Commission notice and intervention period to ten days (Shortened Notice Request). The Shortened Notice Request was submitted concurrently with a Petition for a Waiver/Variance from Commission Rule 6255(b) of the Rules Regulating Transportation by Motor Vehicle, 4 *Code of Colorado Regulations* (CCR) 723-6 (Petition).

B. Findings and Conclusions

2. Rule 1206(d) of the Commission's Rules of Practice and Procedure, 4 *Code of Colorado Regulations* (CCR) 723-1, states that "[u]nless shortened by Commission decision or rule, the intervention period for notice mailed by the Commission shall expire 30 days after the mailing date."

3. Rule 1003(b), 4 CCR 723-1, provides that "[i]f a petition requests a waiver or variance to be effective less than 40 days after the date of filing, the petition must include a

request to waive or shorten the Commission notice and intervention period found in paragraph (d) of rule 1206.”

4. Metro Taxi, in this Petition, requests a waiver of Rule 6255(b) “from July 31, 2014 or date of approval through July 31, 2015.” Metro Taxi also requests that the notice and intervention period be shortened to ten days.

5. In support of its Shortened Notice Request, Metro Taxi states that “other taxi companies affected by Rule 6255(b) are having similar difficulties achieving compliance and have, or are likely to, request a waiver and extension of the August 1, 2014, deadline as well. Thus, the potentially interested parties are unlikely to have any objections. No other party will be prejudiced by a shortening [of] the period to 10 days.”

6. We find that good cause exists to grant Metro Taxi’s Shortened Notice Request. The Petition will be placed on the next transportation notice, which is scheduled to be published on August 11, 2014, for a period of ten days. Interventions shall be due by **5:00 p.m. on August 21, 2014.**

II. ORDER

A. It Is Ordered That:

1. The request by MKBS, LLC, doing business as Metro Taxi, to shorten the notice and intervention period for the Petition for Waiver/Variance from Commission Rule 6255(b) of the Rules Regulating Transportation by Motor Vehicle, 4 *Code of Colorado Regulations* 723-6, to ten days is granted.

2. The Petition for Waiver/Variance from Commission Rule 6255(b) of the Rules Regulating Transportation by Motor Vehicle, 4 *Code of Colorado Regulations* 723-6, shall be placed on the next transportation notice, which is scheduled to be published on August 11, 2014,

for a period of ten days. Any person desiring to intervene or participate as a party in this proceeding, including Staff of the Commission, shall file a petition for leave to intervene, or under the Commission's Rules of Practice and Procedure, file other appropriate pleadings to become a party, by **5:00 p.m. on August 21, 2014.**

3. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
July 30, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JOSHUA B. EPEL

PAMELA J. PATTON

Commissioners

COMMISSIONER GLENN A. VAAD
ABSENT.