

Decision No. C14-1484

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0633BP

IN THE MATTER OF THE APPLICATION OF SYLVER HOME CARE LLC DBA HOME HELPERS/DIRECTLINK #58650 FOR A PERMIT TO OPERATE AS A CONTRACT CARRIER BY MOTOR VEHICLE FOR HIRE.

**COMMISSION DECISION GRANTING
EXTENSION OF TIME**

Mailed Date: December 16, 2014

Adopted Date: December 10, 2014

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of a filing submitted on November 26, 2014 by Sylvester Korang-Amoakoh, the owner of Sylver Home Care LLC DBA Helpers/Directlink #58650 (Applicant), requesting that the Commission grant an additional 60 days to file the compliance items required by Decision No. R14-1111 (Decision).

B. Findings

2. On June 9, 2014, Applicant filed an application for permanent authority to conduct operations as a contract carrier by motor vehicle for hire.

3. The Commission noticed the application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on June 16, 2014. Interventions were filed and the proceeding was referred to an Administrative Law Judge.

4. On September 10, 2014, the Decision was issued and granted Applicant a permit to operate as a contract carrier by motor vehicle for hire. The Decision also set forth certain requirements to be completed by Applicant prior to the commencement of operations.

5. Specifically, Ordering Paragraph No. 5 of the Decision states that Applicant shall not commence operations until it has complied with the requirements of Colorado law and Commission regulations, including without limitation:

- (a) [Applicant] shall file with the Commission a copy of the written contract with the Colorado Department of Health Care Policy and Financing to provide non-emergency medical transportation...;
- (b) causing proof of insurance (Form E or self-insurance) or surety bond (Form G) coverage to be filed with the Commission;
- (c) paying 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;
- (d) having an effective tariff on file with the Commission. [Applicant] shall file an advice letter and tariff on not less than ten days' notice. The advice letter and tariff shall be filed as a new Advice Letter proceeding and shall comply with all applicable rules. In calculating the proposed effective date, the date received at the Commission is not included in the notice period and the entire notice period must expire prior to the effective date. (Additional tariff information can be found on the Commission's website at dora.colorado.gov/puc and by following the transportation common and contract carrier links to tariffs); and
- (e) paying the applicable issuance fee (\$5).

6. Furthermore, Ordering Paragraph No. 6 of the Decision states:

If [Applicant] does not comply with the requirements of Ordering Paragraph No. 5 above, within 60 days of the effective date of this Decision, then Ordering Paragraph No. 3 above shall be void. On good cause shown, the Commission may grant [Applicant] additional time for compliance with this Decision.

7. The Decision became effective on September 30, 2014. Therefore, Applicant had until December 1, 2014 (as the 60th day, November 29, 2014, was a Saturday) to comply with

the Decision or file a request for additional time. A request for additional time was timely filed on November 26, 2014.

8. In the filing submitted on November 26, 2014, Mr. Korang-Amoakoh states: “I wish for the [extension] date on my permit number. This is due [to] the fact that the processing of my Medicaid provider contract application is taking so long, I will humbly ask for another 60 days [extension].”

C. Conclusions

9. The Commission concludes that Applicant has shown good cause to extend the time for compliance with the requirements of the Decision for an additional 60 days from the original deadline of December 1, 2014.

II. ORDER

A. The Commission Orders That:

1. The request of Sylver Home Care LLC DBA Home Helpers/Directlink #58650 filed on November 26, 2014, that the Commission grant an additional 60 days to complete the requirements set forth in Decision No. R14-1111 is granted.

2. Sylver Home Care LLC DBA Home Helpers/Directlink #58650 is granted until January 30, 2015 to complete the requirements set forth in Decision No. R14-1111.

3. 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 or serves this Decision.

4. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
December 10, 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