

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 13A-0892CP-XFER

IN THE MATTER OF THE APPLICATION FOR AUTHORITY TO TRANSFER CONTROL
OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. 1481 FROM MKBS
LLC, D/B/A METRO TAXI TO SUPERTAXI, INC.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
PAUL C. GOMEZ
GRANTING UNOPPOSED MOTION
TO AMEND PROCEDURAL SCHEDULE**

Mailed Date: February 4, 2014

I. STATEMENT

1. On January 29, 2014, SuperTaxi, Inc., (SuperTaxi) filed an Unopposed Motion to Amend Procedural Schedule and Request for Waiver of Response Time (Motion). SuperTaxi represents that due to developments, a modification to the procedural schedule adopted by Interim Decision No. R13-5701-I is required. Specifically, SuperTaxi requests that the timing regarding the filing of expert reports be modified.

2. The expert report of Dr. Mundy filed on behalf of SuperTaxi was to be supplemented upon the receipt of additional information. Dr. Mundy has completed the supplement to his report and SuperTaxi requests that it be allowed to append the supplement to Dr. Mundy's initial expert report.

3. In addition, SuperTaxi requests that Intervenors Freedom Cabs, Inc. (Freedom) and Union Taxi Cooperative (Union Taxi) be granted additional time to respond to the supplemented Mundy expert report, in addition to filing their rebuttal report, if any, due January 29, 2014, through and including February 10, 2014.

4. In addition, because Staff has agreed to extend the deadline for certain discovery requests served on the Applicants, Applicants request that Staff be excused from filing its expert rebuttal report on January 29, 2014, and be granted additional time through, and including February 7, 2014, to file its rebuttal expert report in its entirety, including any response to the supplement to the Mundy report.

5. Despite the tight timeframes resulting from SuperTaxi's Motion, good cause is nevertheless found to grant the relief requested. Therefore, SuperTaxi will be permitted to append Dr. Mundy's initial expert report with the supplemental information as discussed above. Intervenors will be permitted to file, in addition to any expert rebuttal report filed on January 29, 2014, a response to Dr. Mundy's supplement to his expert report no later than February 10, 2014. The time for Staff to file a response to Dr. Mundy's supplement to his expert report, as well as its own expert rebuttal report due on January 29, 2014 is extended to February 7, 2014. Response time to the Motion will be waived.

II. ORDER

A. It is Ordered That:

1. The Unopposed Motion to Amend Procedural Schedule and Request for Waiver of Response Time of SuperTaxi, Inc. is granted consistent with the discussion above.
2. The supplement to Dr. Mundy's initial report filed on January 29, 2014 shall be permitted.

3. The time for Intervenor Freedom Cab, Inc. and Union Taxi Cooperative to file their respective rebuttal reports and responses to the supplement to Dr. Mundy's initial report shall be extended to February 10, 2014.

4. The time for Commission Staff to file its expert rebuttal report and its response to the supplement to Dr. Mundy's initial report shall be extended to February 7, 2014.

5. Response time to the Unopposed Motion is waived.

6. This Order is effective immediately.

(S E A L)



ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

PAUL C. GOMEZ

Administrative Law Judge