

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 13A-0949CP-EXTENSION

IN THE MATTER OF THE APPLICATION OF HEAVENLY HANDS TRANSPORTATION SERVICES LLC, FOR AUTHORITY TO EXTEND OPERATIONS UNDER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. 55807.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
PAUL C. GOMEZ
VACATING AND RESETTING HEARING**

Mailed Date: February 12, 2014

I. STATEMENT

1. On August 30, 2013, Heavenly Hands Transportation, LLC (Applicant) filed an application for an extension of Certificate of Public Convenience and Necessity (CPCN) PUC No. 55807 (Application).

2. Applicant subsequently filed amendments to the Application which clarified that Applicant seeks only to eliminate restriction (G) from its current CPCN and which provided responses as to why Applicant is choosing to proceed without an attorney in this proceeding. Applicant also provided financial data which was filed as confidential.

3. Timely intervenors in this proceeding include, MKBS, LLC, doing business as Metro Taxi &/or Taxis Fiesta &/or South Suburban Taxi (Metro Taxi) and Colorado Cab Company LLC, doing business as Denver Yellow Cab and Boulder Yellow Cab (Colorado Cab).

4. On October 16, 2013, the Commission, at its regular weekly meeting, deemed the application complete and referred the matter to an Administrative Law Judge (ALJ) for disposition. The matter was subsequently assigned to the undersigned ALJ.

5. Several Decisions issued in this matter ordered Applicant to indicate its intentions regarding its Application, including obtaining legal counsel or show cause why legal counsel was not necessary. *See*, Interim Decision Nos. R13-1384-I issued November 1, 2013; R13-1457-I issued November 22, 2013; and R13-1514-I issued December 9, 2013. Interim Decision No. R13-1514-I required Applicant to obtain legal counsel or show cause no later than December 17, 2013.

6. On December 16, 2013, legal counsel entered an appearance on behalf of Applicant.

7. By Interim Decision No. R13-1586-I issued December 24, 2013, a pre-hearing conference was scheduled for January 10, 2014. At the scheduled date and time, the pre-hearing conference was convened. Appearances were entered by legal counsel for Applicant and for Metro Taxi.

8. By Interim Decision No. R14-0039-I issued January 13, 2014, a procedural schedule was adopted which, among other things, set an evidentiary hearing for February 13, 2014.

9. On February 11, 2014, Metro Taxi, Colorado Cab, and Applicant filed a Stipulated Motion to Continue Evidentiary Hearing (Stipulated Motion). According to the Stipulated Motion, due to a medical situation, Applicant's counsel cannot prepare for or attend the evidentiary hearing on February 13, 2014. As a result, the parties agree to continue the evidentiary hearing to April 17, 2014 and Applicant agrees to waive the 210-day deadline for the Commission to issue a decision pursuant to § 40-6-109.5(3), C.R.S.

10. Good cause is found to grant the relief requested in the Stipulated Motion. Because Applicant agrees to waive the 210-day deadline, the evidentiary hearing scheduled for February 13, 2014 will be vacated and rescheduled for April 17, 2014.

II. ORDER

A. It Is Ordered That:

1. The Stipulated Motion to Continue Evidentiary Hearing (Stipulated Motion) filed by MKBS, LLC, doing business as Metro Taxi &/or Taxis Fiesta &/or South Suburban Taxi &/or Northwest Suburban Taxi; Colorado Cab Company, LLC, doing business as Denver Yellow Cab and Boulder Yellow Cab; and Heavenly Hands Transportation Services, LLC is granted.

2. The evidentiary hearing scheduled for February 13, 2014 is vacated.

3. The evidentiary hearing is rescheduled as follows:

DATE: April 17, 2014

TIME: 10:00 a.m.

PLACE: Hearing Room
Colorado Public Utilities Commission
1560 Broadway, Suite 250
Denver, Colorado 80202

4. The 210 day deadline in which to issue a Commission decision pursuant to § 40-6-109.5(3), C.R.S. is waived.

5. Response time to the Stipulated Motion is waived.

6. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

PAUL C. GOMEZ

Administrative Law Judge

ATTEST: A TRUE COPY

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

Doug Dean,
Director