

STATE OF
COLORADO

Mirbaba - DORA, Melody <melody.mirbaba@state.co.us>

Re: PUC v. Movers USA, LLC

1 message

Mirbaba - DORA, Melody <melody.mirbaba@state.co.us>

Tue, Feb 11, 2014 at 11:29 AM

To: Michael Axelrad <Michael.Axelrad@state.co.us>

Cc: "moversusa1@gmail.com" <moversusa1@gmail.com>, "cliff hinson (cliff.hinson@state.co.us)" <cliff.hinson@state.co.us>, "anthony.cummings@state.co.us" <anthony.cummings@state.co.us>, "william.schlitter@state.co.us" <william.schlitter@state.co.us>, Eric Meyer <Eric.Meyer@state.co.us>

Counsel,

We can address all the issues at tomorrow's hearing.

Regards,

Melody Mirbaba
Administrative Law Judge
Colorado Department of Regulatory Agencies
Public Utilities Commission
1560 Broadway, Ste 250
Denver, CO 80202
P 303.894.2902 | F 303.869.2065
E-mail melody.mirbaba@state.co.us

On Tue, Feb 11, 2014 at 11:26 AM, Michael Axelrad <Michael.Axelrad@state.co.us> wrote:

Dear Judge Mirbaba:

There are a couple of items that Staff believes should be brought to your attention before tomorrow's hearing. I have cc'd the Respondent at the most recent email address that Staff has in its files (moversusa1@gmail.com).

1. First, Investigator William Schlitter and I each received a telephone call yesterday from somebody representing the Respondent. She spoke directly with Mr. Schlitter; I received a voice mail. Both Mr. Schlitter and I were informed that Roni Levin, the representative of Movers USA, would not be available for tomorrow's hearing. In the voice mail she left for me, she indicated that she did not know what to do. I tried returning the call and left a voice mail, but have not heard back from this individual.

2. In reviewing the file in preparation for the hearing, I discovered that I had missed the deadline for filing Staff's exhibit and witness lists. In Interim Decision R13-1500-I, you set a deadline of January 22, 2014. I appears that I did not file these until January 23, 2014. I am mortified that I missed this deadline, and the full responsibility is mine. I also note that the copies of the exhibits that were mailed to Respondent have not been returned as undeliverable, and Respondent opted not to file and serve its own exhibit and witness lists. I do not believe that Respondent has been prejudiced in any way by my one-day delay in filing. I do not want Staff to suffer the consequences of my action, and Staff would like to move forward with the hearing tomorrow

and prove the Respondent's violations.

I discussed both of these issues with Staff, and we agreed it was important to make you aware of these issues prior to tomorrow's hearing.

We understand the importance of complying with the deadlines set in Interim Decisions issued by the Commission, and we commit to avoiding any further infractions in the future. We will await a response from you and your instructions as to how we are to proceed.

Respectfully submitted,

Michael J. Axelrad

Colorado Department of Law

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