

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 20A-0028CP

IN THE MATTER OF THE APPLICATION OF IRON MOUNTAIN TAXI FOR A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE AS A
COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

**RECOMMENDED DECISION OF
ADMINISTRATIVE LAW JUDGE
ROBERT I. GARVEY
VACATING STATUS CONFERENCE,
GRANTING WITHDRAWAL OF
APPLICATION, AND CLOSING PROCEEDING**

Mailed Date: May 11, 2020

I. STATEMENT

1. On January 16, 2020, Iron Mountain Taxi (Iron Mountain) initiated the above-captioned proceeding by filing an application seeking a Certificate of Public Convenience and Necessity to Operate as a Common Carrier by Motor Vehicle for Hire (Application) with the Colorado Public Utilities Commission (Commission).

2. On January 21, 2020, the Commission provided public notice of the Application to extend the permit by publishing a summary of the same in its Notice of Applications Filed:

For authority to operate as a common carrier by motor vehicle for hire for the transportation of

passengers in call-and-demand taxi service

between all points within Pitkin County, State of Colorado.

3. On January 31, 2020, San Miguel Mountain Ventures, LLC (San Miguel) filed its Petition for Intervention and Entry of Appearance through its counsel, Mark T. Valentine. This filing attached Commission Authority No. 1648 held by San Miguel.

4. On February 26, 2020, the Commission deemed the Application complete and referred it to the undersigned Administrative Law Judge for disposition.

5. On March 5, 2020, by Decision No. R20-0143-I a prehearing conference was scheduled for March 19, 2020.

6. On March 16, 2020, by Decision No. R20-0176-I, the prehearing conference was vacated due to the COVID-19 pandemic.

7. On March 26, 2020, Iron Mountain filed its Response to the Notice of Intervention.

8. On April 14, 2020, by Decision No. R20-0253-I, a Status Conference was scheduled for May 12, 2020.

9. On May 11, 2020, Iron Mountain filed its Withdrawal of Application. Iron Mountain states that due to unforeseen economic conditions and challenges, it wishes to withdraw its application.

10. Good cause is found to grant the withdrawal.

II. ORDER

A. The Commission Orders That:

1. The application seeking a Certificate of Public Convenience and Necessity to Operate as a Common Carrier by Motor Vehicle for Hire filed by Iron Mountain Taxi on January 16, 2020 is withdrawn and the proceeding is closed without prejudice.

2. The remote video-conference status conference scheduled for May 12, 2020, is vacated.

3. This Recommended Decision shall be effective on the day it becomes the Decision of the Commission, if that is the case, and is entered as of the date above

4. As provided by § 40-6-106, C.R.S., copies of this Recommended Decision shall be served upon the parties, who may file exceptions to it.

5. Response time to exceptions shall be shortened to seven days.

6. If no exceptions are filed within 20 days after service or within any extended period of time authorized, or unless the recommended decision is stayed by the Commission upon its own motion, the recommended decision shall become the decision of the Commission and subject to the provisions of § 40-6-114, C.R.S

7. If a party seeks to amend, modify, annul, or reverse a basic finding of fact in its exceptions, that party must request and pay for a transcript to be filed, or the parties may stipulate to portions of the transcript according to the procedure stated in § 40-6-113, C.R.S. If no transcript or stipulation is filed, the Commission is bound by the facts set out by the administrative law judge; and the parties cannot challenge these facts. This will limit what the Commission can review if exceptions are filed

8. If exceptions to this Recommended Decision are filed, they shall not exceed 30 pages in length, unless the Commission for good cause shown permits this limit to be exceeded.

(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

ROBERT I. GARVEY

Administrative Law Judge