

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF ARTHUR)
MANGRAVITO, DOING BUSINESS)
AS ABLE FREIGHT, FOR EMERGENCY)
TEMPORARY AUTHORITY TO CONDUCT) DOCKET NO. 92A-045BY-ETA
OPERATIONS AS A CONTRACT)
CARRIER BY MOTOR VEHICLE FOR)
HIRE.)
- - - - -

**COMMISSION ORDER GRANTING
EMERGENCY TEMPORARY AUTHORITY**

Mailed date: January 30, 1992
Adopted date: January 29, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On January 24, 1992, Arthur Mangravito, doing business as Able Freight, filed Docket No. 92A-045BY-ETA for emergency temporary authority to conduct operations as a contract carrier by motor vehicle for hire for the transportation of printer ribbons and laser printer toner between Lafayette, Colorado and Longmont, Colorado. This application is restricted to providing service for only Aspen Imaging International, Inc.

2. By § 40-6-120, C.R.S., the application for emergency temporary authority is under consideration for a Commission order.

3. Section 40-6-120(1), C.R.S., authorizes the Commission to grant temporary authority when there appears to be ". . . an immediate and urgent need to any point or within a territory having no carrier service capable of meeting such need." Section 40-6-120(4) further states "If the Commission is of the opinion that an emergency exists, it may issue temporary authority or approval

at once by making specific reference in its order to the circumstances constituting the emergency, in which case no notice need be given, but any such emergency authority or approval shall expire no later than fifteen days after it was issued."

4. The support filed on behalf of this application by Aspen Imaging International, Inc. (Aspen) indicates that it attempted to buy or lease equipment to perform this service, but this was not cost-effective. Further, Aspen states that both an immediate and urgent need exists since failure to get the products manufactured in Lafayette into the distribution channel in Longmont would create extreme hardships on the company.

5. The Commission finds due to the facts stated in paragraph (4) above, the requirements for an emergency exists and the Commission will grant the application without notice pursuant to 40-6-120(4).

6. The Applicant has adequate equipment and financial resources to begin immediate service within the scope of the authority sought and is willing, ready and able to operate under all Commission rules and regulations governing carriers by motor vehicle.

7. This application for emergency temporary authority is in the public interest and should be granted.

8. The Applicant is advised that the granting of an emergency temporary authority makes no presumption that either a temporary or permanent authority will be granted.

THEREFORE THE COMMISSION ORDERS THAT:

1. Arthur Mangravito, doing business as Able Freight, is granted emergency temporary authority to conduct operations as a contract carrier for a period of 15 days commencing from the mailed date, with authority as set forth in the attached appendix.

2. Arthur Mangravito, doing business as Able Freight, shall not commence operations until all requirements have been met, including the proper filing of insurance, tariffs and payment of required fees. Operations may not begin until these requirements have been met, and the Applicant has been notified by the Commission that operations may begin.

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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 Order is effective on its date of mailing.

ADOPTED IN OPEN MEETING on January 29, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

ORDER-CV

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Appendix A
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Decision No. C92-130
Docket No. 92A-045BY-ETA

January 29, 1992

Transportation of
printer ribbons and laser printer toner
between Lafayette, Colorado and Longmont, Colorado.

Restriction:

This permit is restricted to providing service for only Aspen Imaging International, Inc.

ORDER-CV

APPLICANT:

Arthur Mangravito
d/b/a Able Freight
P. O. Box 39333
Denver, Colorado 80239

MISCELLANEOUS:

Brad Mallon, Director
Office of Policy & Research
Dept. of Regulatory Agencies
1560 Broadway, Suite 1550
Denver, Colorado 80202

ROUTE:

1	31 (5 copies)
2	40 (7 copies)
3	50
4	Bulletin Board
6-Docketing	Text Management
9	Operating Rights Unit
10	DMS (plus certificate)
15	
20	
30	ORDER-CV