

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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THE APPLICATION OF MURRAY A.)
PIERCE AND CHARLES R. WRANOSKY,)
DOING BUSINESS AS EASTERN PLAINS)
EXPRESS CO., FOR AUTHORITY TO)
TRANSFER CERTIFICATE OF PUBLIC) DOCKET NO. 92A-157CY-TRANSFER
CONVENIENCE AND NECESSITY PUC)
NO. 15042 TO EASTERN PLAINS)
EXPRESS, INC.)
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**COMMISSION ORDER
GRANTING TRANSFER**

Mailed date: May 28, 1992
Adopted date: May 27, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. Proper notice of the filing of this application has been given under § 40-6-108(2), C.R.S. No petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed. This proceeding is noncontested. Under § 40-6-109(5), C.R.S., this matter may be determined without a hearing.

2. The evidence submitted warrants the approval of the transfer as ordered.

3. The financial standing of the Transferee has been satisfactorily established and the transfer is in the public interest.

4. The Transferee is fit, willing, and able to properly engage in bona fide motor carrier operations under the authority to be transferred.

THEREFORE THE COMMISSION ORDERS THAT:

1. Applicants are authorized to transfer Certificate of Public Convenience and Necessity PUC No. 15042, subject to encumbrances, if any, against said authority.

2. The right of Transferee to operate under this Order shall depend on its compliance with all present and future laws and Commission rules and regulations, and the prior filing by Transferor of delinquent reports, if any, covering operations under the Certificate up to the time of transfer.

3. Transferee shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Transferee shall also adopt the tariff of the Transferor which shall become that of Transferee until changed according to law. Transferee shall pay the vehicle identification fee. Transferor shall file a terminating annual report from the 1st of January to the date of this Order. Applicants shall file an acceptance of transfer signed by both the Transferor and Transferee. Operations may not begin until these requirements have been met. If the Applicants do not comply with the requirements of this ordering paragraph within 60 days of the effective date of this Order then ordering paragraph 1 above, which grants authority to the Transferee, shall be void, and the authority granted shall then be void. On good cause shown, the Commission may grant additional time for compliance, if the request for additional time is filed within the 60 days.

- 2 -

4. This Order is effective on its date of mailing.

ADOPTED IN OPEN MEETING on May 27, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

ORDER-FD

TRANSFeree:

Eastern Plains Express, Inc.
4870 Newport Street
Commerce City, CO 80022

TRANSFEROR:

Murray A. Pierce and Charles R. Wranosky
dba Eastern Plains Express Co.
4870 Newport Street
Commerce City, CO 80022

MISCELLANEOUS:

Brad Mallon, Director
Office of Policy & Research
Dept. of Regulatory Agencies
1560 Broadway, Suite No. 1550
Denver, CO 80202

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