

(Decision No. C92-820)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF JERRY)	
JOHNSON, DOING BUSINESS AS)	
J & M STAGECOACH COMPANY FOR)	DOCKET NO. 92A-204CP-
TEMPORARY AUTHORITY TO EXTEND)	EXTENSION-TA
OPERATIONS UNDER CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY)	
PUC NO. 48579.)	
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**COMMISSION ORDER GRANTING
TEMPORARY AUTHORITY**

Mailed date: June 25, 1992
Adopted date: June 19, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On May 28, 1992, Jerry Johnson, doing business as J & M Stagecoach Company, filed Docket No. 92A-204CP-Extension-TA for temporary authority to extend operations under Certificate of Public Convenience and Necessity PUC No. 48579 by amending the vehicle size restriction to read: Restricted to the use of vehicles with a passenger capacity of at least 15 but no more than 20, including the driver.

2. The Commission gave notice of the application on June 8, 1992.

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

4. 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."

5. The support filed on behalf of this application states in the first three months of operation Applicant experienced low ridership on most all routes; they are required to run their complete routes because their authority is for scheduled service only; and, the use of smaller vehicles will reduce operating costs of the company.

The expense of operating a 20-passenger shuttle when there is low or no ridership is placing an extreme financial hardship on the company. Applicant has adjusted its schedules to help eliminate unused routes, but still needs to reduce equipment operating costs to ensure the success of the company. The ability to use a van with a capacity of 15 passengers is an urgent and immediate need for the survival of the company.

6. The Commission finds due to the facts stated in paragraph 5 above, there is as immediate and urgent need for additional transportation services. The Commission will grant the application.

7. 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.

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

9. The Applicant is advised that the granting of a temporary authority makes no presumption that permanent authority will be granted.

THEREFORE THE COMMISSION ORDERS THAT:

1. Jerry Johnson, doing business as J & M Stagecoach Company, is granted temporary authority to extend operations under Certificate of Public Convenience and Necessity PUC No. 48579 for a period of 180 days commencing from the mailed date of this order, with authority as set forth in the attached appendix.

2. Jerry Johnson, doing business as J & M Stagecoach Company, shall not commence operation until all requirements have been met and notice in writing has been received from the Commission that the Applicant is in compliance and may begin service.

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.

DONE IN SPECIAL OPEN MEETING June 19, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

CHAIRMAN ARNOLD H. COOK ABSENT.

ORDER-FQ

Appendix A
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Docket No. 92A-204CP-
Extension-TA
June 19, 1992

Transportation of passengers, and their baggage, on schedule,
between points within a six-mile radius of the intersection of Highway
74 and Highway 73, in Evergreen, Colorado, and between said points,
on the one hand, and points in Conifer, Central City, and Black Hawk,
Colorado, on the other hand.

Restricted to the use of vehicles with a passenger capacity of at
least 15 but no more than 20, including the driver.

ORDER-FQ

APPLICANT:

Jerry Johnson
dba J & M Stagecoach Company
28234 Tresine Drive
Evergreen, CO 80439

MISCELLANEOUS:

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