

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF R & R)
RESOURCES, INC., DOING BUSINESS)
AS GLENWOOD SPRINGS YELLOW CAB,)
FOR TEMPORARY APPROVAL TO ASSUME)
OPERATIONAL CONTROL OF)
CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY PUC)
NO. 21604 PENDING COMMISSION)
CONSIDERATION OF THE RELATED)
APPLICATION TO LEASE THE)
CERTIFICATE FROM STEPHEN L.)
VASILAKIS, DOING BUSINESS AS ELK)
CREEK TRANSIT.)
- - - - -)

DOCKET NO. 92A-202CP-
LEASE-TA

**COMMISSION ORDER GRANTING
TEMPORARY APPROVAL**

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

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On May 19, 1992, R & R Resources, Inc., doing business as Glenwood Springs Yellow Cab, filed Docket No. 92A-202CP-Lease-TA for temporary approval to assume operational control of Certificate of Public Convenience and Necessity PUC No. 21604 pending Commission consideration of the related application to lease the certificate from Stephen L. Vasilakis, doing business as Elk Creek Transit.

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

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

4. Section 40-6-120(1), C.R.S., authorizes the Commission to grant temporary approval ". . . if it appears that failure to grant such temporary approval may result in destruction of or injury to such carrier or carrier properties sought to be acquired or to interfere substantially with their future usefulness in the performance of adequate and continuous service to the public."

5. The support filed on behalf of this application indicates that Elk Creek Transit has had the authority in suspension for some time; it will not be able to operate the business in the future; and, the authority could be the subject of Commission show cause proceedings if not reinstated.

6. The Commission finds due to the facts stated in paragraph 5 above, that failure to grant the application could result in injury to the certificate and ultimately effect service to the public. The Commission will therefore grant the application.

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

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

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

THEREFORE THE COMMISSION ORDERS THAT:

1. R & R Resources, Inc., doing business as Glenwood Springs Yellow Cab, is granted temporary approval to conduct operations under Certificate of Public Convenience and Necessity PUC No. 21604 for a period of 180 days commencing from the mailed date of this order.

2. R & R Resources, Inc., doing business as Glenwood Springs Yellow Cab, shall not commence operations 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.

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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.

DONE IN SPECIAL OPEN MEETING June 19, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

CHAIRMAN ARNOLD H. COOK ABSENT.

ORDER-FT

LESSEE:

R & R Resources, Inc.
dba Glenwood Springs Yellow Cab
0068 160 Road
Glenwood Springs, CO 81601

LESSOR:

Stephen L. Vasilakis
dba Elk Creek Transit
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New Castle, CO 81647

MISCELLANEOUS:

Brad Mallon, Director
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