

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF SHAMROCK TAXI)
OF FORT COLLINS, INC. FOR)
TEMPORARY APPROVAL TO ASSUME)
OPERATIONAL CONTROL OF)
CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY PUC)
NO. 49759 PENDING COMMISSION)
CONSIDERATION OF THE RELATED)
APPLICATION TO PERMANENTLY)
ACQUIRE THE CERTIFICATE FROM)
FORT COLLINS FUN COACH, INC.)
- - - - -

DOCKET NO. 92A-364CP-
TRANSFER-TA

**COMMISSION ORDER GRANTING
TEMPORARY APPROVAL**

Mailed date: August 4, 1992
Adopted date: July 31, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On July 15, 1992, Shamrock Taxi of Fort Collins, Inc. filed Docket No. 92A-364CP-Transfer-TA for temporary approval to assume operational control of Certificate of Public Convenience and Necessity PUC No. 49759 pending Commission consideration of the related application to permanently acquire the certificate from Fort Collins Fun Coach, Inc.

2. The Commission gave notice of the application on July 20, 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 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 Transferor has experienced numerous difficulties in the last three months operating his real estate company and that the Transferor's time availability to start up Fort Collins Fun Coach, Inc. in a timely manner has been totally impaired by his other activities. Transferor's also states that it is in the best interest of the Transferor to transfer the authority at this time to the Transferee to provide the needed service in the Fort Collins area.

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 Transferee has the necessary 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 Transferee is advised that the granting of temporary approval makes no presumption that the permanent transfer will be granted.

THEREFORE THE COMMISSION ORDERS THAT:

1. Shamrock Taxi of Fort Collins, Inc. is granted temporary approval to conduct operations under Certificate of Public Convenience and Necessity PUC No. 49759 for a period of 180 days commencing from the mailed date of this Order.

2. Shamrock Taxi of Fort Collins, Inc. shall not commence operations until all requirements have been met and notice in writing has been received from the Commission that the Transferee 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 OPEN MEETING on July 31, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

ORDER-GO

TRANSFeree:

Shamrock Taxi of Fort Collins, Inc.
P. O. Box 88
Windsor, CO 80550

TRANSFEROR:

Fort Collins Fun Coach, Inc.
3131 South College Avenue
Fort Collins, CO 80525

ROUTE:

1
2
3
4
6-Docketing
9
10
15
20
30
31 (5 copies)
40 (7 copies)
50
60
Black Book
Text Management
Operating Rights Unit
DMS (plus certificate)
ORDER-GO