

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF INDIAN PEAKS)
OUTFITTERS, INC., FOR TEMPORARY)
AUTHORITY TO CONDUCT OPERATIONS) DOCKET NO. 92A-375CP-TA
AS A COMMON CARRIER BY MOTOR)
VEHICLE FOR HIRE.)
- - - - -

**COMMISSION ORDER GRANTING
TEMPORARY AUTHORITY**

Mailed date: September 3, 1992
Adopted date: August 26, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On July 27, 1992, Indian Peaks Outfitters, Inc., filed Docket No. 92A-375CP-TA for temporary authority to conduct operations as a common carrier by motor vehicle for hire for the transportation of passengers and their baggage, in call-and-demand limousine service, between the facilities of the Indian Peaks Outfitters Horseback Riding Stable located on Colorado State Highway 119 one mile south of Nederland, Colorado, on the one hand, and on the other hand: (1) points within one mile of Nederland, Colorado; and (2) points in Central City and Black Hawk, Colorado.

2. The Commission gave notice of the application on August 3, 1992. An intervention opposing a grant of the application was filed by Burt Green, doing business as Best Mountain Tours and/or The Mountain Men. On August 25, 1992, a "Motion to Withdraw Intervention" was filed by intervenor; therefore, this application will now be considered as a noncontested application.

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 indicates currently there exists no shuttle service dedicated exclusively to the service of bringing gambling patrons and/or their families to Indian Peaks Outfitters Horseback Riding Stable. If this application is granted, this would enable Applicant to provide a specific service to these patrons.

6. The Commission finds due to the facts stated in paragraph 5 above, there is an 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 an temporary authority makes no presumption that permanent authority will be granted.

THEREFORE THE COMMISSION ORDERS THAT:

1. Indian Peaks Outfitters, Inc. is granted temporary authority to conduct operations as a common carrier by motor vehicle for hire for a period of 180 days commencing from the mailed date of this order, with authority as set forth in the attached Appendix.

2. Indian Peaks Outfitters, Inc. 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 OPEN MEETING on August 26, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

ORDER-GY

Appendix A
Page 1 of 1 Page
Decision No. C92-1087
Docket No. 92A-375CP-TA
August 26, 1992

Transportation of

passengers and their baggage, in call-and-demand limousine service, between the facilities of the Indian Peaks Outfitters Horseback Riding Stable located on Colorado State Highway 119 one mile south of Nederland, Colorado, on the one hand, and on the other hand: (1) points within one mile of Nederland, Colorado; and (2) points in Central City and Black Hawk, Colorado.

ORDER-GY

APPLICANT:

Indian Peaks Outfitters, Inc.
P. O. Box 1508
170 Lakeview Place
Nederland, CO 80466

INTERVENOR:

Burt Green
dba Best Mountain Tours and/or The Mountain Men
3003 South Macon Circle
Aurora, CO 80014

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