

(Decision No. C92-1395)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF LEWCO IRON &)
METALS, INC., FOR TEMPORARY)
AUTHORITY TO EXTEND OPERATIONS)
UNDER CONTRACT CARRIER PERMIT)
NO. B-9644.)
- - - - -

DOCKET NO. 92A-554BY-
EXTENSION-TA

**COMMISSION ORDER GRANTING
TEMPORARY AUTHORITY**

Mailed date: November 13, 1992
Adopted date: November 4, 1992

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On October 21, 1992, Lewco Iron & Metals, Inc., filed Docket No. 92A-554BY-Extension-TA for temporary authority to extend operations under Contract Carrier Permit No. B-9644 for the transportation of feed and feed ingredients from all points in the State of Colorado to the facilities of Highway Feed in Silt, Colorado. Restricted to providing service for only Highway Feed.

2. The Commission gave notice of the application on October 26, 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 indicates that there is an immediate and urgent need for the proposed service and operations. There presently does not exist adequate service to timely and adequately transport the subject traffic within the scope of this application.

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. Lewco Iron & Metals, Inc. is granted temporary authority to extend operations under Contract Carrier Permit No. B-9644 for a period of 180 days commencing from the mailed date of this order, with authority as set forth in the attached Appendix.

2. Lewco Iron & Metals, 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 November 4, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

COMMISSIONER CHRISTINE E. M.
ALVAREZ ABSENT.

ORDER-JJ

Appendix A
Page 1 of 1 Page
Decision No. C92-1395
Docket No. 92A-554BY-
Extension-TA
November 4, 1992

Transportation of

feed and feed ingredients

from all points in the State of Colorado to the facilities of Highway
Feed in Silt, Colorado.

Restricted to providing service for only Highway Feed.

ORDER-JJ

APPLICANT:

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