

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

INCREASED RATES AND CHARGES FOR)	
THE TRANSPORTATION OF PASSENGERS)	
FILED BY SYNERGISTICS, INC.,)	
DOING BUSINESS AS COLORADO)	
GAMBLER'S EXPRESS, INC. AND/OR)	INVESTIGATION & SUSPENSION
COLORADO SPRINGS/PUEBLO)	DOCKET NO. 93S-107CP
AIRPORTER, INC., IN 1ST REVISED)	
PAGE NO. 5 TO PASSENGER TARIFF,)	
COLORADO PUC NO. 2, SCHEDULED TO)	
BECOME EFFECTIVE FEBRUARY 26,)	
1993.)	

**ORDER OF COMMISSION SUSPENDING EFFECTIVE DATE
AND SETTING MATTER FOR HEARING**

Mailed Date: February 26, 1993
Adopted Date: February 24, 1993

IMPORTANT NOTICE: ANY PERSON DESIRING TO PARTICIPATE ONLY BY MAKING A STATEMENT MAY DO SO BY APPEARING AT THE HEARING. IF YOU DESIRE TO ASK QUESTIONS OF A WITNESS OR OTHERWISE PARTICIPATE AS A PARTY IN THIS RATE MATTER, YOU MUST REQUEST PERMISSION FROM THE COMMISSION TO BE AN INTERVENOR (EVEN IF YOU HAVE ALREADY FILED AN OBJECTION). ANYONE DESIRING TO INTERVENE MUST CAREFULLY FOLLOW THE LAW AND COMMISSION RULES FOR BECOMING AN INTERVENOR. FOR FURTHER INFORMATION ON HOW TO INTERVENE CALL (303) 894-2070, (PUC EXTERNAL AFFAIRS OFFICE).

STATEMENT, FINDINGS OF FACT, AND CONCLUSIONS

BY THE COMMISSION:

On January 25, 1993, Synergistics, Inc., doing business as

Colorado Gambler's Express, Inc. and/or Colorado Springs/Pueblo Airporter, Inc., filed 1st Revised Page No. 5 to Passenger Tariff, Colorado PUC No. 2. These proposed tariff changes result in increased rates for the transportation of passengers in call-and-demand service between the Colorado Springs Municipal Airport and points in the Colorado Springs area. Staff analysis indicates that the proposal may result in increases in rates of up to 33.3 percent.

The financial justification furnished by the carrier is based upon the seven-month period ending July 1992. No segregation of revenues and expenses for the airport transportation service has been provided and no pro-forma statement showing the effects of the proposed rates has been provided. The commission, therefore, is unable to determine revenue need or whether the proposed rates are just and reasonable.

The commission believes a hearing concerning the propriety of the tariff filing is required and the effective date of February 26, 1993, should be suspended.

THEREFORE THE COMMISSION ORDERS THAT:

1. It shall enter into a hearing concerning the lawfulness and propriety of 1st Revised Page No. 5 to Passenger Tariff, Colorado PUC No. 2, filed by Synergistics, Inc., doing business as Colorado Gambler's Express, Inc. and/or Colorado Springs/Pueblo Airporter, Inc.

2. This Investigation and Suspension Docket No. 93S-107CP is set for hearing before an administrative law judge on:

Date: May 25, 1993
Time: 9:00 a.m
Place: Logan Tower
Office Level Two
Denver, CO 80203

3. First Revised Page No. 5 to Passenger Tariff, Colorado PUC No. 2, is suspended for a period of 120 days, or until June 26, 1993, unless otherwise ordered by the commission.

4. The investigation in this proceeding shall not be limited to the matter and issue stated here for instituting this investigation, but shall include all matters and issues with respect to the lawfulness of the proposal under the Public Utilities Law.

5. A copy of this order shall be filed in the office of the commission and a copy shall be served upon Yolanda Watson, President, Synergistics, Inc., doing business as Colorado Gambler's Express and/or Colorado Springs/Pueblo Airporter, Inc., P. O. Box 5008, Woodland Park, CO 80866.

6. Neither the tariff filing suspended here nor that sought to be altered by this filing shall be changed until this proceeding has been completed or until the period of suspension or any extension has expired, unless otherwise ordered by the commission.

7. Any person, firm or corporation, including any who have previously filed an objection, who desires to intervene and participate as a party in this proceeding, shall file an appropriate pleading for intervention with the commission within 30 days after the mailed date of this decision and shall serve a copy of the pleading upon Respondent, its tariff publishing agent, and its attorney, if any. The Staff of the commission shall be a party in this proceeding and need not file an entry of appearance or notice of intervention since this proceeding will be opened upon Staff's suggestion. Rule 20 of the commission's Rules of Practice and Procedure is waived for this limited purpose.

8. Respondent is directed to file with the Executive Secretary of the commission six copies of a list containing the name, address, and title of each of its witnesses and ten copies of a list of the proposed testimony and exhibits to be presented at the hearing 60 days prior to the first day of hearing and serve copies upon intervenors and their attorneys, if any.

9. Intervenors (including Staff) are directed to file with the Executive Secretary of the commission ten copies of a list containing the name, address, and title of each witness, and ten copies of proposed testimony and exhibits to be presented at the hearing 20 days prior to the first day of hearing and serve copies upon Respondent, and other intervenors and their attorneys, if any.

10. No witness shall be permitted to testify nor shall any document be received in evidence, except in rebuttal, unless served and filed as required in this decision.

11. Upon motion of the commission or any party, the suspended tariff filing may be rejected by the commission if the Respondent does not meet the requirements in this decision, including but not limited to the prefiling requirements found in Ordering Paragraph 8, unless good cause for non-filing is shown.

APPLICANT:

Colorado Gambler's Express, Inc. and/or
Colorado Springs/Pueblo Airporter, Inc.
(Synergistics, Inc., doing business as)
Attn: Yolanda Watson, President
P. O. Box 5008
Woodland Park, CO 80866

ROUTE:

1
2
3
4
6-Docketing
9
10
15
20
40
50
60
Rates (2)
DMS (plus certificate)
Text Management
Agenda Book

CMTB

Colorado Gambler's Express, Inc. and/or
Colorado Springs/Pueblo Airporter, Inc.
(Synergistics, Inc., doing business as)
Attn: Yolanda Watson, President
P. O. Box 5008
Woodland Park, CO 80866