

(Decision No. C95-83)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

THE APPLICATION OF DENNIS AND )	
CORLISS NETHERTON FOR TEMPORARY )	DOCKET NO. 95A-006BP-
AUTHORITY TO EXTEND OPERATIONS )	
UNDER CONTRACT CARRIER PERMIT )	EXTENSION-TA
NO. B-9768. )	

**COMMISSION ORDER GRANTING  
TEMPORARY AUTHORITY**

-----  
Mailed date: January 25, 1995  
Adopted date: January 25, 1995  
-----

**I. BY THE COMMISSION:**

**A. Statement, Findings, and Conclusion**

1. On January 4, 1995 Dennis and Corliss Netherton filed an application (Docket No. 95A-006BP-Extension-TA) for temporary authority to extend operations under Contract Carrier Permit No. B-9768 for the transportation of passengers and their baggage, in call-and-demand limousine service, between the facilities of the Veterans Affairs Medical Center at Fort Lyon, Colorado, on the one hand, and all points in the State of Colorado, on the other hand. This application is restricted to providing service for the Department of Veterans Affairs Medical Center,

Fort Lyon, Colorado.

- 2.The Commission gave notice of the application on January 9, 1995. No interventions opposing a grant of the application were filed.
- 3.Pursuant to § 40-6-120, C.R.S., the application for temporary authority is under consideration for a Commission order.
- 4.Pursuant to § 40-6-120(1), C.R.S., the state legislature has authorized 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. The Commission will therefore grant the application.
- 6.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.
- 7.This application for temporary authority is in the public interest and should be granted.

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

**II.ORDER:**

**A.The Commission Orders That:**

1.Dennis and Corliss Netherton are granted temporary authority to extend operations under Contract Carrier Permit No. B-9768 for a period of 180 days commencing from the Mailed Date of this Order, with authority as set forth in the attached Appendix.

2.Dennis and Corliss Netherton 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. If the Applicant does not comply with the requirements of this ordering paragraph within 60 days of the effective date of this Order, then ordering paragraph 1 above, which grants authority to the Applicant, shall be void, and the authority granted shall then be void. On good cause shown, the Commission may grant additional time for compliance, if the request for additional time is filed within the 60 days.

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.

**B.** This Order is effective on its Mailed Date.

ADOPTED IN OPEN MEETING January 25, 1995.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

1

ATTEST: A TRUE COPY

ROBERT J. HIX

Bruce N. Smith  
Director

---

CHRISTINE E.M. ALVAREZ

---

VINCENT MAJKOWSKI

---

Commissioners

ORDER-ACB

Appendix

Transportation of passengers and their baggage,  
in call-and-demand limousine service,

between the facilities of the Veterans Affairs Medical Center at Fort  
Lyon, Colorado, on the one hand, and all points in the State of  
Colorado, on the other hand.

This Temporary Authority is restricted to providing service for the  
Department of Veterans Affairs Medical Center, Fort Lyon, Colorado.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

**CERTIFICATE OF SERVICE**

DOCKET NO. 95A-006BP-EXTENSION-TA  
DECISION NO. C95-83  
(Page 1 of 1 Page)

I, Bruce N. Smith, Director of The Public Utilities Commission of the State of Colorado, certify that I served a true and correct copy of the above Commission Decision -- entered in the above numbered matter of record -- upon each of the persons whose names and addresses appear below, by mailing the same in sealed envelopes properly addressed, with sufficient postage prepaid to carry the same to its destination on the date noted on this certificate at Denver, Colorado.

APPLICANT:

Dennis and Corliss Netherton  
305 Vigil Avenue  
Las Animas, CO 81054

ROUTE:

1  
2  
3  
4  
6-Docketing  
9  
10  
20  
21  
30  
31/2 copies  
40/5 copies  
50  
60  
Black Book  
Text Management  
Operating Rights Unit,  
DMS (plus certificate)  
Index.  
ORDER-ACB

2

WITNESS MY HAND AND THE SEAL OF  
THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

---

BRUCE N. SMITH  
DIRECTOR