

(Decision No. C95-414)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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|------------------------------------|-----------------------|
| THE APPLICATION OF CASINO COACH,) | |
| INC. FOR TEMPORARY AUTHORITY TO) | |
| EXTEND OPERATIONS UNDER) | DOCKET NO. 95A-160CP- |
| CERTIFICATE OF PUBLIC) | EXTENSION-TA |
| CONVENIENCE AND NECESSITY PUC) | |
| NO. 49180.) | |

**COMMISSION ORDER GRANTING
TEMPORARY AUTHORITY**

Mailed date: May 12, 1995
Adopted date: May 4, 1995

I. BY THE COMMISSION:

A. Statement

1. On April 12, 1995, Casino Coach, Inc. filed an application (Docket No. 95A-160CP-Extension-TA) for temporary authority to extend operations under Certificate of Public Convenience and Necessity PUC No. 49180 for the transportation of passengers, in sightseeing service, between all points in the County of Eagle, State of Colorado, and between said points, on the one hand, and all points in the State of Colorado, on the other hand. This application is restricted as follows:

(1) to providing service which both originates and terminates in the County of Eagle, State of Colorado;

and (2) against providing service to points in the County of Lake, State of Colorado.

2.The Commission gave notice of the application on April 17, 1995.

No interventions opposing a grant of the application were filed.

3.By § 40-6-120, C.R.S., the application for temporary authority is under consideration for a Commission order.

B.Findings of Fact

1.Pursuant to § 40-6-120(1), C.R.S., the Commission is authorized 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."

2.The support filed on behalf of this application indicates that at present, no existing carriers are providing the requested service; and, with the onset of the summer tourist season the potential demand for such a service is great.

C.Conclusion

1.The Commission finds due to the facts stated in paragraph 2 above, there is as immediate and urgent need for additional transportation services. The Commission will grant the application.

2.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.

3.This application for temporary authority is in the public interest and should be granted.

4.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.Casino Coach, Inc. is granted temporary authority to extend operations under Certificate of Public Convenience and Necessity PUC No. 49180 for a period of 180 days commencing from the Mailed Date of this Order, with authority as set forth in the attached Appendix.

2.Casino Coach, 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. If the Applicant does not comply with the requirements of this ordering paragraph within 30 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 30 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 May 4, 1995.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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ATTEST: A TRUE COPY

ROBERT J. HIX

Bruce N. Smith
Director

CHRISTINE E.M. ALVAREZ

VINCENT MAJKOWSKI

Commissioners

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May 4, 1995

Transportation of

passengers, in sightseeing service,

between all points in the County of Eagle, State of Colorado, and between said points, on the one hand, and all points in the State of Colorado, on the other hand.

This **temporary authority** is restricted as follows:

A.To providing service which both originates and terminates in the County of Eagle, State of Colorado; and

B.Against providing service to points in the County of Lake, State of Colorado.

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BEFORE THE PUBLIC UTILITIES COMMISSION
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CERTIFICATE OF SERVICE

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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:

Casino Coach, Inc.
840 North Summit Boulevard
Box 2308
Frisco, CO 80443

ROUTE:

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2
3
4
6-Docketing
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WITNESS MY HAND AND THE SEAL OF
THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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BRUCE N. SMITH
DIRECTOR