

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF BURT GREEN,)
DOING BUSINESS AS THE MOUNTAIN)
MEN, ALSO KNOWN AS BEST MOUNTAIN)
TOURS, FOR AUTHORITY TO TRANSFER)
CONTRACT CARRIER PERMIT NO.)
B-9404 TO THE MOUNTAIN MEN, INC.,)
ALSO KNOWN AS BEST MOUNTAIN)
TOURS.)

DOCKET NO. 95A-279BP-
TRANSFER

**COMMISSION ORDER
GRANTING TRANSFER**

Mailed date: August 21, 1995
Adopted date: August 9, 1995

I. BY THE COMMISSION:

A. Statement, Findings, and Conclusion

1. Proper notice of the filing of this application has been given under § 40-6-108(2), C.R.S. Also at that time this matter was set for hearing before the Commission on September 14, 1995.

2. No petition to intervene or otherwise participate in the proceeding has been filed by any person within the time prescribed. This proceeding is noncontested. Under § 40-6-109(5), C.R.S., this matter may be determined without a hearing.

- 3.The evidence submitted warrants the approval of the transfer as ordered.
- 4.The financial standing of the Transferee has been satisfactorily established and the transfer is in the public interest.
- 5.The Transferee is fit, willing, and able to properly engage in bona fide motor carrier operations under the authority to be transferred.

II. ORDER

A. The Commission Orders That:

- 1.The hearing set for September 14, 1995 is hereby vacated.
- 2.This application was deemed complete on August 9, 1995, within the meaning of § 40-6-109.5.
- 3.Applicants are authorized to transfer Contract Carrier Permit No. B-9404, subject to encumbrances, if any, against said authority.
- 4.The right of Transferee to operate under this Order shall depend on its compliance with all present and future laws and Commission rules and regulations, and the prior filing by Transferor of delinquent reports, if any, covering operations under the Permit up to the time of transfer.
- 5.Transferee shall cause to be filed with the Commission certificates of insurance as required by Commission

rules. Transferee shall also adopt the tariff of the Transferor which shall become that of Transferee until changed according to law. Transferee shall pay the vehicle identification fee. Transferor shall file a terminating annual report from the 1st of January to the date of this Order. Applicants shall file an acceptance of transfer signed by both the Transferor and Transferee. Operations may not begin until these requirements have been met. If the Applicants do 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 Transferee, 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.

B. This Order is effective on its Mailed Date.

ADOPTED IN OPEN MEETING August 9, 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

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

CERTIFICATE OF SERVICE

DOCKET NO. 95A-279BP-TRANSFER
DECISION NO. C95-744
(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.

TRANSFEROR:

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

ROUTE:

1
2
3
4
6-Docketing
9

TRANSFeree:

Burt Green
dba The Mountain Men, Inc.
aka Best Mountain Tours
3003 South Macon Circle
Aurora, CO 80014

10
20
21
30
31/2 copies
40/5 copies
50

ATTORNEY FOR TRANSFEROR AND

TRANSFeree:

Richard J. Bara, Esq.
Suite No. 315
1155 Sherman Street
Denver, CO 80203

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Operating Rights Unit
DMS (plus certificate)
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ORDER-AEH

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

BRUCE N. SMITH
DIRECTOR