

(Decision No. C95-855)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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THE APPLICATION OF MOHAMMAD )  
IRSHAD KHAN AND IFTIKHAR AHMED )  
KHAN, DOING BUSINESS AS )  
BROOMFIELD TRANSPORTATION, FOR )  
TEMPORARY APPROVAL TO ASSUME )  
OPERATIONAL CONTROL OF )  
CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY PUC )  
NO. 12182&I PENDING COMMISSION )  
CONSIDERATION OF THE RELATED )  
APPLICATION TO PERMANENTLY )  
ACQUIRE THE CERTIFICATE FROM )  
MOPA LEASING CORPORATION, DOING )  
BUSINESS AS BROOMFIELD )  
TRANSPORTATION INC. )

DOCKET NO. 95A-389CP-  
TRANSFER-TA

**COMMISSION ORDER GRANTING  
TEMPORARY APPROVAL**

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Mailed date: September 6, 1995  
Adopted date: August 30, 1995  
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**I. BY THE COMMISSION:**

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

1. On August 15, 1995, Mohammad Irshad Khan and Iftikhar Ahmed Khan, doing business as Broomfield Transportation, filed an application (Docket No. 95A-389CP-Transfer-TA) for temporary approval to assume operational control of Certificate of Public Convenience and Necessity PUC No. 12182&I pending

Colorado Public Utilities Commission consideration of the related application to permanently acquire the certificate from Mopa Leasing Corporation, doing business as Broomfield Transportation, Inc.

2.The Commission gave notice of the application on August 21, 1995. No interventions opposing a grant of the application were filed.

3.By § 40-6-120, C.R.S., the application for temporary approval 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 approval if it appears that failure to grant such temporary approval may result in destruction of or injury to such carrier or carrier properties sought to be acquired or to interfere substantially with their future usefulness in the performance of adequate and continuous service to the public.

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 to be operated, and is willing, ready, and able to operate under all Commission rules and

regulations governing carriers by motor vehicle.

7.This application for temporary approval is in the public interest and should be granted.

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

THE COMMISSION ORDERS THAT:

1.Mohammad Irshad Khan and Iftikhar Ahmed Khan, doing business as Broomfield Transportation, is granted temporary approval to conduct operations under Certificate of Public Convenience and Necessity PUC No. 12182&I for a period of 180 days commencing from the Mailed Date of this Order.

2.Mohammad Irshad Khan and Iftikhar Ahmed Khan, doing business as Broomfield Transportation, shall not commence operations 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 August 30, 1995.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Commissioners