

(Decision No. C96-435)

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF CASINO COACH,)	
INC. FOR TEMPORARY AUTHORITY TO)	DOCKET NO. 96A-149BP-
EXTEND OPERATIONS UNDER CONTRACT)	
CARRIER PERMIT NO. B-9796.)	EXTENSION-TA
)	

**COMMISSION ORDER GRANTING
TEMPORARY AUTHORITY**

Mailed date: April 26, 1996
Adopted date: April 24, 1996

I. BY THE COMMISSION:

Statement, Findings and Conclusion:

1. On April 2, 1996, Casino Coach, Inc., filed an application (Docket No. 96A-149BP-Extension-TA) for temporary authority to extend operations under Contract Carrier Permit No. B-9796 for the transportation of passengers: (1) between all points in the area comprised of the Counties of Eagle and Summit, State of Colorado, and between said points, on the one hand, and points in the Counties of Clear Creek, Chaffee, Grand, and Fremont, State of Colorado, on the other hand; and (2) between all points in the area comprised of the Counties of Eagle and Summit, State of Colorado, on the one hand, and the Georgetown Loop Railroad located in Georgetown, Colorado, on the other hand. Item (1) of this application is restricted to providing service for Breckenridge Whitewater Rafting. Item (2) of this application is restricted to providing service for Georgetown Loop Railroad, Inc.

2. The Commission gave notice of the application on April 15, 1996. 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.

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 are no existing carriers capable of providing the specialty services required by both Breckenridge Whitewater Rafting, and Georgetown Loop Railroad, Inc.

6. The Commission finds that there is a need for additional transportation services, and will grant the application.

7. 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.

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

9. 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 Contract Carrier Permit No. B-9796 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.

C. ADOPTED IN OPEN MEETING April 24, 1996.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

1

ATTEST: A TRUE COPY

ROBERT J. HIX

Bruce N. Smith
Director

VINCENT MAJKOWSKI

Commissioners

COMMISSIONER CHRISTINE E.M. ALVAREZ
RESIGNED EFFECTIVE APRIL 5, 1996.

Appendix
Page 1 of 1 Page
Decision No. C96-435
Docket No. 96A-149BP-
Extension-TA
April 24, 1996

Temporary Authority

Transportation of
passengers

- I. Between all points in the area comprised of the Counties of Eagle and Summit, State of Colorado, and between said points, on the one hand, and points in the Counties of Clear Creek, Chaffee, Grand, and Fremont, State of Colorado, on the other hand; and
- II. Between all points in the area comprised of the Counties of Eagle and Summit, State of Colorado, on the one hand, and the Georgetown Loop Railroad located in Georgetown, Colorado, on the other hand.

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

- A. Item I is restricted to providing service for Breckenridge Whitewater Rafting; and
- B. Item II is restricted to providing service for Georgetown Loop Railroad, Inc.

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

CERTIFICATE OF SERVICE

DOCKET NO. 96A-149BP-EXTENSION-TA
DECISION NO. C96-435
(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:

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

ROUTE:

1
2
3
4
6-Docketing
9
10
10.1
20
21
30
31/2 copies
40/5 copies
50
60
Black Book
Operating Rights Unit
DMS (plus certificate)
ORDER-AHL

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

BRUCE N. SMITH
DIRECTOR