

(Decision No. C96-1077)

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

\* \* \*

THE APPLICATION OF SAN JUAN )  
TOURS, INC. FOR AUTHORITY TO )  
TRANSFER CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY PUC )  
NO. 55&I TO COLORADO TOUR LINE, )  
L.L.C. )

DOCKET NO. 96A-390CP-  
TRANSFER

**COMMISSION ORDER  
GRANTING TRANSFER**

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Mailed date: October 22, 1996  
Adopted date: October 16, 1996  
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**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 December 2, 1996.

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 December 2, 1996 is hereby vacated.
2. This application was deemed complete on October 17, 1996, within the meaning of § 40-6-109.5, C.R.S.
3. Applicants are authorized to transfer Certificate of Public Convenience and Necessity PUC No. 55&I, subject to encumbrances, if any, against said authority.
4. The right of the 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.

**C.** ADOPTED IN OPEN MEETING October 16, 1996.

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ATTEST: A TRUE COPY

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

ROBERT J. HIX

Bruce N. Smith  
Director

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VINCENT MAJKOWSKI

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R. BRENT ALDERFER

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Commissioners

ORDER-AJW

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

**CERTIFICATE OF SERVICE**

DOCKET NO. 96A-390CP-TRANSFER  
DECISION NO. C96-1077  
(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.

TRANSFeree:

Colorado Tour Line, L.L.C.  
3704 West Colorado Avenue  
Colorado Springs, CO 80904

TRANSFEROR:

San Juan Tours, Inc.  
P. O. Box 17527  
Denver, CO 80217-0527

ATTORNEY FOR TRANSFEROR AND  
TRANSFeree:

David E. Driggers, Esq.  
JONES & KELLER, P.C.  
Suite No. 1600  
1625 Broadway  
Denver, CO 80202

ROUTE:

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31 (2 copies)  
40 (5 copies)  
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Black Book  
Operating Rights Unit  
DMS (plus certificate)

ORDER-AJW

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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