

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

THE APPLICATION OF PETRO-CHEMICAL)
TRANSPORT, INC. FOR TEMPORARY)
APPROVAL TO CONDUCT OPERATIONS)
UNDER PARAGRAPH (9) OF CERTIFICATE)
OF PUBLIC CONVENIENCE AND)
NECESSITY PUC NO. 1515&I PENDING)
DETERMINATION OF THE APPLICATION)
TO ACQUIRE A PORTION OF THE)
CERTIFICATE FROM RUAN TRANSPORT)
CORPORATION.)
-----)

DOCKET NO. 90A-532CY-
TRANSFER PORTION-TA

COMMISSION ORDER GRANTING
TEMPORARY APPROVAL

September 19, 1990

STATEMENT, FINDINGS, AND CONCLUSIONS

BY THE COMMISSION:

1. On August 23, 1990, Petro-Chemical Transport, Inc., filed Docket No. 90A-532CY-Transfer Portion-TA for temporary approval to assume control of operations under Paragraph (9) of Certificate of Public Convenience and Necessity PUC No. 1515&I, pending consideration of the related application to permanently acquire a portion of the certificate.

2. The Commission gave Notice of the application on September 4, 1990. Interventions have been timely filed by Petco, Inc., Interstate and Frank C. Klein and Co., Inc.

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

4. Section 40-6-120, C.R.S., authorizes the Commission to grant temporary approval when it appears that the failure to grant the approval may result in destruction of or injury to the carrier or carrier properties.

5. Failure to grant temporary approval may result in destruction or injury to a portion of the carrier or carrier properties sought to be acquired, or interfere substantially with their future usefulness in the performance of adequate and continuous service.

6. Transferee is willing, ready and able to operate under all appropriate Commission rules and regulations, and will do so if temporary approval is granted.

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

THEREFORE THE COMMISSION ORDERS THAT:

1. Petro-Chemical Transport, Inc. is granted temporary approval for a period of 180 days commencing on September 20, 1990, to provide transportation by motor vehicle for hire to the extent of the authority granted by this Commission under Paragraph (9) of Certificate of Public Convenience and Necessity PUC No. 1515&I as fully described in the attached appendix.

2. Petro-Chemical Transport, Inc. shall not commence operations until all requirements have been met and notice in writing has been received from the Commission that the transferee is in compliance and may begin service.

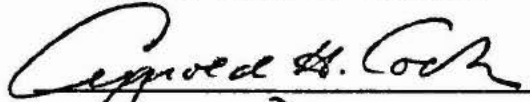
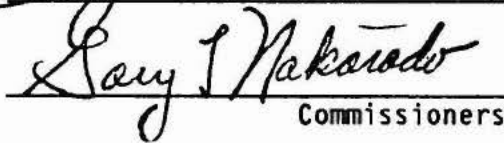
3. Unless Petro-Chemical Transport, Inc. meets all above requirements within 30 days, the authorized approval will be void.

4. 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.

This Order is effective immediately.

DONE IN OPEN MEETING September 19, 1990.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO



Commissioners

COMMISSIONER RONALD L. LEHR ABSENT.

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Appendix A
Page 1 of 1 page
Docket No. 90A-532CY-Transfer Portion-TA
Decision No. C90-1235
September 19, 1990

Transportation of petroleum products, in bulk, between points located in the State of Colorado.

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