

~~BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO~~ 10-10-03

DOCKET NO. 02A-642BP-EXTENSION

IN THE MATTER OF THE APPLICATION OF ADMIRER TRANSPORTATION, INC., 8500 E. JEFFERSON AVE., #3-F, DENVER, CO 80237, FOR AN EXTENSION OF AUTHORITY UNDER CONTRACT CARRIER PERMIT NO. B-9814.

AND

DOCKET NO. 03A-020BP-EXTENSION

IN THE MATTER OF THE APPLICATION OF CARE-4-U TRANSPORTATION, INC., 2570 SOUTH DAYTON WAY, SUITE A-202, DENVER, CO 80231 FOR AN EXTENSION OF AUTHORITY UNDER CONTRACT CARRIER PERMIT NO B-9835.

AND

DOCKET NO. 03A-050BP

IN THE MATTER OF THE APPLICATION OF SUPERIOR CARE & TRANSPORTATION, INC., 15678 EAST QUINCY LANE, AURORA, CO 80015 FOR AUTHORITY TO OPERATE AS A CONTRACT CARRIER BY MOTOR VEHICLE FOR HIRE.

**STIPULATED MOTION FOR IMPOSITION OF RESTRICTIVE AMENDMENT AND
CONDITIONAL WITHDRAWAL OF INTERVENTION OF METRO TAXI, INC. IN
DOCKET NO. 02A-642BP-EXT**

Metro Taxi, Inc., (Metro Taxi or Intervenor), by and through its attorney, Charles M. Williams, of Charles M. Williams, P.C., and Admired Transportation, Inc. (Admired or Applicant), by and through attorney, Charles J. Kimball of Kimball & Nespor, P.C., file the above stipulated motion with the Colorado Public Utilities Commission (Commission or PUC).
In support thereof the parties state as follows:

I. Applicant seeks the following authority in its permanent authority application:

For authority to extend operations under Contract Carrier Permit No. B9814 to include the transportation of passengers and their baggage as follows: (I) between all points within the Counties of Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, Jefferson, and Larimer, State of Colorado; and (II) between all points within the Counties of Adams, Arapahoe, Boulder,

~~Broomfield, Denver, Douglas, Jefferson, and Larimer, State of~~
Colorado. This application is restricted as follows: (1) Item (I) is restricted to providing transportation service for only Jefferson County Department of Social Services, 900 Jefferson County Parkway, Golden, Colorado 80401; and (2) Item (II) is restricted as follows: (A) to providing services for only Arapahoe County Community Services Department, (B) to providing services under the Medicaid, General Medical, and Older Americans Act Programs of the Arapahoe County Community Services Department; (C) against providing transportation which originates or terminates at Denver International Airport; and (D) to the use of a total of six vehicles.

A copy of the PUC Notice of the Application is attached hereto as Exhibit 1. A copy of the existing permit of Admired is attached hereto as Exhibit 2. By this application Admired seeks to add Boulder, Broomfield, and Larimer Counties to the permit and to provide service to the Jefferson County Department of Social Services as a contracting customer between all points in the Counties of Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, Jefferson and Larimer, State of Colorado.

II. Intervenor opposes this application, alleging a material interest in said proceeding.

III. Applicant has reviewed its application, the needs of its supporting witnesses, the services it proposes to render under the authority sought in said application, and the intervention of Metro Taxi. Applicant now finds that by restricting its application as set forth herein, Applicant can eliminate the interests of Intervenor without impairing its ability to perform the services envisioned by this application. Accordingly, Applicant hereby moves to restrictively amend its application to eliminate that part of the application seeking to serve Jefferson County Department of Social Services (Part I of the application as noticed). If the amendment is accepted by the Commission, the authority sought in this application would be redefined as follows:

Transportation of passengers and their baggage, between all points in the area comprised of the Counties of Adams, Arapahoe, Boulder, Broomfield, Denver, Douglas, Jefferson, and Larimer, State of Colorado.

RESTRICTIONS:

1. Restricted to providing services for only the Arapahoe County Community Services Department.
2. Restricted to providing services under the Medicaid, General Medical, and Older Americans Act Programs of the Arapahoe County Community Services Department.
3. Restricted against providing transportation which originates or terminates at Denver International Airport.
4. Restricted to the use of a total of six vehicles.

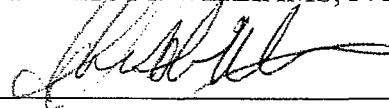
The parties believe that the proposed amendments are restrictive in nature, and do not require renoteice.

IV. Applicant and Intervenor respectively and respectfully urge the Commission's acceptance of the restrictive amendments set forth in Paragraph III above. Acceptance of the restrictive amendments would eliminate the interests of Metro Taxi and eliminate its need to expend additional resources in pursuit of its intervention in this proceeding. Eliminating the interests of Intervenor would lessen time spent at hearing.

V. Upon the Commission's finding the restrictive amendments set forth in Paragraph III above to be administratively acceptable, and accepting them in the form submitted, Metro Taxi's intervention can be deemed withdrawn. In the event the offered restrictive amendments are not accepted, or are accepted in a form other than as submitted, Metro Taxi specifically does not withdraw its intervention and gives notice to its intent to continue its opposition to the application.

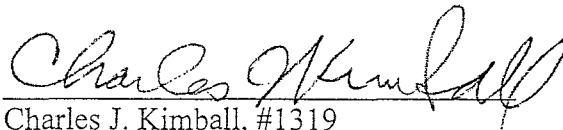
Respectfully submitted October 9th, 2003.

CHARLES M. WILLIAMS, P.C.



Charles M. Williams, #5342
303 East 17th Avenue, Suite 888
Denver, CO 80203
Phone: 303-831-9006
Fax: 303-830-6813
chazwilliams@earthlink.net
Attorney for Metro Taxi, Inc.

KIMBALL & NESPOR, P.C.



Charles J. Kimball, #1319
5400 Ward Road, Building 111, Suite 150
Arvada, CO 80002
Phone: 303-940-3335
Fax: 303-940-8832
Attorney for Admired Transportation, Inc.

CERTIFICATE OF MAILING

I, the undersigned, certify that on October 9th, 2003, I served the foregoing, STIPULATED MOTION FOR IMPOSITION OF RESTRICTIVE AMENDMENT AND CONDITIONAL WITHDRAWAL OF INTERVENTION OF METRO TAXI, INC. IN DOCKET NO. 02A-642BP-EXT., on the following via hand delivery or First Class Mail, postage prepaid, and addressed as follows:

John J. Roberts, Esq.
Assistant Attorney General
Business and Licensing Section
Office of the Attorney General
1525 Sherman Street, 5th Floor
Denver, CO 80203-1714
By First Class Mail


Gary Gramlick, PUC Trial Staff
Colorado Public Utilities Commission
1580 Logan Street
Office Level 2
Denver, CO 80203
By Hand Delivery

Dino Ioannides, Advisory Staff
Colorado Public Utilities Commission
1580 Logan Street
Office Level 2
Denver, CO 80203
By Hand Delivery

Stan Epshtein, Esq.
6795 East Tennessee Ave., Suite 380
Denver, CO 80224
Attorney for Superior Care
By First Class Mail

Charles J. Kimball
Kimball & Nespor, P.C.
5400 Ward Road, Building 111, Suite 150
Arvada, CO 80002
Attorney for Care-4-U Transportation and
Admired Transportation
By First Class Mail

Admired Transportation, Inc.
8500 East Jefferson Avenue, Suite 3F
Denver, CO 80237
By First Class Mail



PETITIONS TO INTERVENE IN THE PERMANENT PROCEEDINGS AS HEREINAFTER SUMMARIZED BELOW MUST BE FILED WITH THE COMMISSION WITHIN THIRTY (30) DAYS FROM THE DATE OF THIS NOTICE, UNLESS OTHERWISE NOTED. PETITIONS TO INTERVENE IN TEMPORARY AUTHORITY APPLICATIONS MUST BE FILED WITHIN FIVE (5) DAYS FROM THE DATE OF THIS NOTICE IN THE MANNER AS PROVIDED FOR THE FILING OF INTERVENTIONS TO APPLICATIONS AS SET FORTH IN THIS NOTICE. TEMPORARY APPLICATIONS ARE THOSE DOCKETS WITH THE LETTERS TA AFTER THE NUMBER.

DOCKET NO. 02A-640BP
DOCKET NO. 02A-640BP-TA

BLACKCAT PROMOTIONS, INC.
P.O. BOX 489
FORT COLLINS, CO 80522

FOR AUTHORITY TO OPERATE AS A CONTRACT CARRIER BY MOTOR VEHICLE FOR HIRE FOR THE TRANSPORTATION OF PASSENGERS AND THEIR BAGGAGE, BETWEEN ALL POINTS WITHIN A 25-MILE RADIUS OF THE INTERSECTION OF MULBERRY STREET AND COLLEGE AVENUE, FORT COLLINS, COLORADO. THIS APPLICATION IS RESTRICTED TO PROVIDING TRANSPORTATION SERVICES FOR: (1) AGGIE THEATER, 204 SOUTH COLLEGE AVENUE, FORT COLLINS, COLORADO 80524; (2) CHOICE CITY SHOTS, 123 WEST LA PORTE AVENUE, FORT COLLINS, COLORADO 80524; (3) CIAO VINO WINE BAR, 126 WEST MOUNTAIN AVENUE, FORT COLLINS, COLORADO 80524; (4) COOPERSMITH BREWING COMPANY, 5 OLD TOWN SQUARE, FORT COLLINS, COLORADO 80524; (5) CROWN PUB, 134 SOUTH COLLEGE, FORT COLLINS, COLORADO 80524; (6) ELLIOT'S MARTINI BAR, 234 LINDEN, FORT COLLINS, COLORADO 80524; (7) HIGH COUNTRY BEVERAGE, 5706 WRIGHT DRIVE, LOVELAND, COLORADO 80538; (8) LINDENS BREWING COMPANY, 214 LINDEN, FORT COLLINS, COLORADO 80524; (9) LUCKY JOE'S SALOON, 25 OLD TOWN SQUARE, FORT COLLINS, COLORADO 80524; (10) MULLIGAN'S FOOD AND ALE, 2439 SOUTH COLLEGE, FORT COLLINS, COLORADO 80525; (11) RIO GRANDE MEXICAN RESTAURANT, 141 WEST MOUNTAIN AVENUE, FORT COLLINS, COLORADO 80524; (12) STEAK-OUT SALOON, 152 WEST MOUNTAIN AVENUE, FORT COLLINS, COLORADO 80524; (13) SUITE 152, 23 OLD TOWN SQUARE, FORT COLLINS, COLORADO 80524; (14) SULLIVAN'S TAVERN, 820 CITY PARK AVENUE, FORT COLLINS, COLORADO 80521; (15) STARLIGHT NIGHTCLUB, 167 NORTH COLLEGE, FORT COLLINS, COLORADO 80524; (16) TAIPAN RESTAURANT, 144 NORTH MASON, FORT COLLINS, COLORADO 80524; (16) TONY'S RESTAURANT AND LOUNGE, 224 SOUTH COLLEGE, FORT COLLINS, COLORADO 80524; (17) TRAIL HEAD TAVERN, 148 WEST MOUNTAIN AVENUE, FORT COLLINS, COLORADO 80524; (18) VAULT RESTAURANT, 146 NORTH COLLEGE, FORT COLLINS, COLORADO 80524; AND (19) ZYDECO'S, 11 OLD TOWN SQUARE, FORT COLLINS, COLORADO 80524. THIS MATTER IS SET FOR HEARING BEFORE THE COMMISSION ON FEBRUARY 21, 2003.

DOCKET NO. 02A-642BP-EXTENSION

ADMIRED TRANSPORTATION, INC.
8500 E. JEFFERSON AVENUE #3-F
DENVER, CO 80237

FOR AUTHORITY TO EXTEND OPERATIONS UNDER CONTRACT CARRIER PERMIT NO. B-9814 TO INCLUDE THE TRANSPORTATION OF PASSENGERS AND THEIR BAGGAGE AS FOLLOWS: (I) BETWEEN ALL POINTS WITHIN THE COUNTIES OF ADAMS, ARAPAHOE, BOULDER, BROOMFIELD, DENVER, DOUGLAS, JEFFERSON, AND LARIMER, STATE OF COLORADO; AND (II) BETWEEN ALL POINTS WITHIN THE COUNTIES OF ADAMS, ARAPAHOE, BOULDER, BROOMFIELD, DENVER, DOUGLAS, JEFFERSON, AND LARIMER, STATE OF COLORADO. THIS APPLICATION IS RESTRICTED AS FOLLOWS: (1) ITEM (I) IS RESTRICTED TO PROVIDING TRANSPORTATION SERVICE FOR ONLY JEFFERSON COUNTY DEPARTMENT OF SOCIAL SERVICES, 900 JEFFERSON COUNTY PARKWAY, GOLDEN, COLORADO 80401; AND (2) ITEM (II) IS RESTRICTED AS FOLLOWS: (A) TO PROVIDING SERVICES FOR ONLY ARAPAHOE COUNTY COMMUNITY SERVICES DEPARTMENT, (B) TO PROVIDING SERVICES UNDER THE MEDICAID, GENERAL MEDICAL, AND OLDER AMERICANS ACT PROGRAMS OF THE ARAPAHOE COUNTY COMMUNITY SERVICES DEPARTMENT; (C) AGAINST PROVIDING TRANSPORTATION WHICH ORIGINATES OR TERMINATES AT DENVER INTERNATIONAL AIRPORT; AND (D) TO THE USE OF A TOTAL OF SIX VEHICLES. THIS MATTER IS SET FOR HEARING BEFORE THE COMMISSION ON FEBRUARY 24, 2003.

LETTER OF AUTHORITY

Issued By
Department of Regulatory Agencies

THE PUBLIC UTILITIES COMMISSION

OFFICE LEVEL TWO 1580 LOGAN STREET
DENVER, COLORADO 80203

Attachment A
Docket No. 02A-642BP-Ext.,
03A-020BP-Ext, & 03A-050BP
Decision No. R03-1165-I
October 14, 2003
Page 7 of 8

ISSUED TO:

Permit Number: B-9814

Admired Transportation, Inc.
11000 East Yale Avenue, Ste 139
Aurora, CO 80014

Transportation of passengers and their baggage,

between all points in the area comprised of the Counties of Denver, Adams, Arapahoe, Douglas, and Jefferson, State of Colorado.

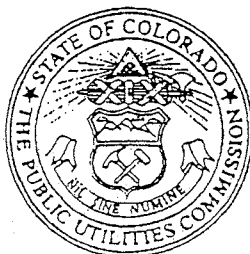
RESTRICTIONS:

1. Restricted to providing services for only the Arapahoe County Community Services Department.
2. Restricted to providing services under the Medicaid, general medical, and Older Americans Act Programs of the Arapahoe County Community Services Department.
3. Restricted against providing transportation which originates or terminates at Denver International Airport.
4. Restricted to the use of a total of six vehicles.

Decision No. C00-625
Mailed Date: June 8, 2000

EXHIBIT 2

(S E A L)



**CONTINUOUS
UNTIL REVOKED, CANCELED,
SUSPENDED, ALTERED, OR AMENDED**

THIS LETTER OF AUTHORITY MUST BE CARRIED IN THE CAB
OF EACH AND EVERY VEHICLE OPERATED UNDER THE
ABOVE AUTHORITY NUMBER.

LETTER OF AUTHORITY

Issued By
Department of Regulatory Agencies

Attachment A
Docket No. 02A-642BP-Ext.,
03A-020BP-Ext, & 03A-050BP
Decision No. R03-1165-I
October 14, 2003
Page 8 of 8

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OFFICE LEVEL TWO 1580 LOGAN STREET
DENVER, COLORADO 80203

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Admired Transportation, Inc.
11000 East Yale Avenue, Ste 139
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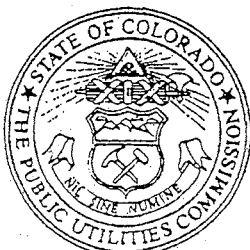
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