

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 03A-507CP-TRANSFER

THE APPLICATION OF SHAMROCK TAXI OF FORT COLLINS, INC., DOING BUSINESS AS SHAMROCK SHUTTLE FOR APPROVAL TO TRANSFER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PUC NO. 49759 TO SHAMROCK CHARTERS, INC, DOING BUSINESS AS SHAMROCK AIRPORT EXPRESS.

**COMMISSION ORDER APPROVING TRANSFER OF
CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY**

Mailed Date: January 23, 2004
Adopted Date: January 14, 2004

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On November 14, 2003, Shamrock Taxi of Fort Collins, Inc., doing business as Shamrock Shuttle (Shamrock Shuttle) filed an application for approval to transfer Certificate of Public Convenience and Necessity (CPCN) PUC No. 49759 to Shamrock Charters, Inc., doing business as Shamrock Airport Express (Shamrock Airport Express).

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on December 1, 2003. The Commission set this matter for hearing on February 3, 2004.

3. No petition to intervene or otherwise participate in this proceeding has been filed. This proceeding is uncontested. Under § 40-6-109(5), C.R.S., this matter may be determined without a hearing.

4. The information submitted with this application warrants granting the requested transfer.

5. The financial standing of Shamrock Airport Express has been satisfactorily established.

6. Shamrock Airport Express is ready, willing, and able properly to perform the service as requested.

7. This application for permanent approval of the transfer of CPCN PUC No. 49759 is in the public interest.

II. ORDER

A. The Commission Orders That:

1. The hearing set for February 3, 2004, is vacated.

2. This application was deemed complete on January 14, 2004, within the meaning of § 40-6-109.5, C.R.S.

3. The application filed by Shamrock Shuttle for approval to transfer Certificate of Public Convenience and Necessity PUC No. 49759, subject to encumbrances, if any, against the authority, to Shamrock Airport Express is granted.

4. Shamrock Airport Express shall operate in accordance with all applicable Commission rules and regulations.

5. Approval of the transfer of Certificate of Public Convenience and Necessity PUC No. 49759 is conditioned on the prior filing by Shamrock Shuttle of delinquent reports, if any, covering operations under the certificate up to the consummation of the transfer.

6. Shamrock Airport Express shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Shamrock Airport Express shall also adopt the tariff of Shamrock Shuttle, which shall become that of Shamrock Airport Express until changed in accordance with the public utilities law. Shamrock Airport Express shall pay the vehicle identification fee. Shamrock Shuttle shall file a terminating annual report from the first of January to the date of this Order. An acceptance of transfer signed by both Shamrock Shuttle and Shamrock Airport Express shall be filed with the Commission. Shamrock Airport Express may not begin operations until it has met these requirements and notice in writing has been received from the Commission that it is in compliance and may begin service.

7. If Shamrock Shuttle and Shamrock Airport Express do not comply with the requirements of this Order within 60 days of its effective date, then the approval to transfer Certificate of Public Convenience and Necessity PUC No. 49759 shall be void. For good cause shown, the Commission may grant additional time for compliance if the request for additional time is filed within the 60 days.

8. 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 Order.

9. This Order is effective immediately on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
January 14, 2004.**

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

GREGORY E. SOPKIN

POLLY PAGE

JIM DYER

Commissioners

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