

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-039CP-SUSPENSION-PORZION

THE APPLICATION OF EAST WEST RESORT TRANSPORTATION, LLC., DOING BUSINESS AS COLORADO MOUNTAIN EXPRESS &/OR CME PREMIER &/OR PREMIER VIP TRANSPORTATION &/OR RESORT EXPRESS FOR AUTHORITY TO SUSPEND OPERATIONS UNDER A PORTION OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PUC NO. 7321.

**COMMISSION ORDER GRANTING
PARTIAL SUSPENSION OF OPERATIONS**

Mailed Date: March 26, 2004

Adopted Date: March 24, 2004

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On January 21, 2004, East West Resort Transportation, LLC., doing business as Colorado Mountain Express &/or CME Premier &/or Premier VIP Transportation &/or Resort Express filed an application seeking authority to suspend operations under the following portion of Certificate of Public Convenience and Necessity (CPCN) PUC No. 7321: Transportation of passengers and their baggage, in scheduled service, between Glenwood Springs, Colorado, and Rifle, Colorado, via I-70 and U.S. Highway No. 6 serving all intermediate points; and, in addition, serving all off-route points within one mile of said routes located west of a line drawn north and south through Empire, Colorado. The requested suspension period is from February 26, 2004 through August 26, 2004.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on January 26, 2004. The Commission set this matter for hearing on March 30, 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 included with this application warrants granting the requested partial suspension.

II. ORDER

A. The Commission Orders That:

1. The hearing set for March 30, 2004, is vacated.
2. This application was deemed complete on March 24, 2004, within the meaning of § 40-6-109.5, C.R.S.
3. The application filed by East West Resort Transportation, LLC., doing business as Colorado Mountain Express &/or CME Premier &/or Premier VIP Transportation &/or Resort Express for authority to suspend operations under the portion of Certificate of Public Convenience and Necessity PUC No. 7321 named in Paragraph (A)(1) of this decision is granted.
4. The suspension of motor vehicle operations under the above-described portion of Certificate of Public Convenience and Necessity PUC No. 7321 is authorized from February 26, 2004 through August 26, 2004.

5. On or before July 26, 2004, East West Resort Transportation, LLC., doing business as Colorado Mountain Express &/or CME Premier &/or Premier VIP Transportation &/or Resort Express shall file a written request either to reinstate the suspended portion of Certificate of Public Convenience and Necessity PUC No. 7321 or to extend the suspension period.

6. The failure to file a written request either to reinstate the suspended portion of Certificate of Public Convenience and Necessity PUC No. 7321 or to extend the suspension period on or before July 26, 2004 may result in revocation of the suspended portion of the certificate without further notice.

7. The 20-day time-period provided by § 40-6-114(1), C.R.S., to file an application for rehearing, re-argument, or reconsideration shall begin on the first day after the Commission mails or serves this Order.

8. This Order is effective on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
March 24, 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