

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-056CP-SUSPENSION

THE APPLICATION OF DELBERT SMITH AND LAURA SMITH, DOING BUSINESS AS SAN JUAN BACKCOUNTRY, FOR AUTHORITY TO SUSPEND OPERATIONS UNDER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PUC NO. 55703.

**COMMISSION ORDER GRANTING
SUSPENSION OF OPERATIONS**

Mailed Date: April 2, 2004
Adopted Date: March 31, 2004

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On February 6, 2004, Delbert Smith and Laura Smith, doing business as San Juan Backcountry (San Juan Backcountry), filed an application seeking authority to suspend operations under Certificate of Public Convenience and Necessity (CPCN) PUC No. 55703.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on February 23, 2004. The Commission set this matter for hearing on April 27, 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 suspension.

5. The application for authority to suspend CPCN PUC No. 55703 is in the public interest.

II. ORDER

A. The Commission Orders That:

1. The hearing set for April 27, 2004, is vacated.
2. This application was deemed complete on March 31, 2004, within the meaning of § 40-6-109.5, C.R.S.
3. The application filed by San Juan Backcountry for authority to suspend operations under Certificate of Public Convenience and Necessity PUC No. 55703 is granted.
4. The suspension of motor vehicle operations under Certificate of Public Convenience and Necessity PUC No. 55703 is authorized from February 6, 2004 through April 30, 2004.
5. Prior to reinstatement, San Juan Backcountry shall cause to be filed with the Commission certificates of insurance as required by Commission rules. San Juan Backcountry shall also pay the appropriate vehicle identification fee.
6. 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.

7. This Order is effective on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
March 31, 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

I/TRANS/ORDERS/04A-056CP