

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-068CP-STOCK TRANSFER

THE APPLICATION OF CASINO TRANSPORTATION, INC., RECORD OWNER OF CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PUC NOS. 48419, AND 52393, FOR APPROVAL TO PERMIT MR. CRAIG CALDWELL TO TRANSFER A PORTION OF HIS ISSUED AND OUTSTANDING SHARES OF CAPITAL STOCK IN CASINO TRANSPORTATION, INC., TO MR. DAVID KEEFE AND MR. ROBERT WATERMAN.

**COMMISSION ORDER PERMITTING
STOCK TRANSFER**

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

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On February 18, 2004, Casino Transportation Inc (Casino Transportation), record owner of Certificate of Public Convenience and Necessity (CPCN) PUC Nos. 48419, and 52393, filed an application for approval to permit Mr. Craig Caldwell to transfer a majority of his issued and outstanding shares of capital stock in Casino Transportation to Mr. David Keefe and Mr. Robert Waterman.

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 23, 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 permitting the requested stock transfer.

5. The financial standing of Mr. David Keefe and Mr. Robert Waterman has been satisfactorily established.

6. Mr. David Keefe and Mr. Robert Waterman, as controlling shareholders, are ready, willing, and able to properly perform the duties to ensure continued adequate operations under CPCN PUC Nos. 48419, and 52393.

7. This application for approval to permit Mr. Craig Caldwell to transfer a portion of his issued and outstanding shares of capital stock in Casino Transportation to Mr. David Keefe and Mr. Robert Waterman is in the public interest.

II. ORDER

A. The Commission Orders That

1. The hearing set for April 23, 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 Casino Transportation for approval to permit Mr. Craig Caldwell to transfer a majority of his issued and outstanding shares of capital stock of Casino Transportation, the record owner of Certificate of Public Convenience and Necessity PUC Nos. 48419, and 52393 to Mr. David Keefe and Mr. Robert Waterman is granted.

4. Mr. David Keefe and Mr. Robert Waterman may not consummate the approved stock purchase transaction until (1) Casino Transportation has filed delinquent reports, if any,

covering operations under the certificate up to the consummation of the stock transfer, and (2) an acceptance of stock transfer signed by Mr. Craig Caldwell, Mr. David Keefe, and Mr. Robert Waterman is filed with the Commission.

5. If Mr. Craig Caldwell, Mr. David Keefe, and Mr. Robert Waterman, do not comply with the requirements of this Order within 60 days of its effective date, then the approval to transfer a majority of the issued and outstanding shares of capital stock of Casino Transportation, the record owner of Certificate of Public Convenience and Necessity PUC No. 48419, and 52393, 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.

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-068CP