

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04L-128CP

RE: IN THE MATTER OF THE APPLICATION OF DCS/PURGATORY, LLC. DOING BUSINESS AS MOUNTAIN TRANSPORT FOR AUTHORITY TO PUBLISH TIME SCHEDULE NUMBER 18, TO BECOME EFFECTIVE ON LESS-THAN-STATUTORY NOTICE.

**COMMISSION ORDER GRANTING SCHEDULE
CHANGES ON LESS-THAN-STATUTORY NOTICE**

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

I. BY THE COMMISSION:

A. Statement

1. On March 19, 2004, DCS/Purgatory, LLC., doing business as Mountain Transport, ("Mountain Transport"), filed an application for authority to publish Time Schedule Number 20 to become effective on less-than-statutory notice. Mountain Transport provides scheduled service between Durango, Colorado and Durango Mountain Resort.

2. Mountain Transport proposes to reduce scheduled service to one run per day starting at 7:05 in the morning and terminating at 5:55 in the evening.

3. In support of the application Mountain Transport states that loss in revenue from continued operations compels a reduction in service as of April 5, 2004.

4. Rule 31(f)(1) of the Commission's Rules of Practice and Procedure, 4 *Code of Colorado Regulations* 723-1, allows an order authorizing carriers to change tariffs or time schedules on less-than-statutory notice for good cause shown.

5. The Commission finds that good cause has been shown for the approval of the proposed changes in Time Schedule Number 20, and that the application should be granted.

II. ORDER

A. The Commission Orders That:

1. The application of DCS/Purgatory, LLC doing business as Mountain Transport to publish Time Schedule Number 20 on less-than-statutory notice is granted.

2. Time Schedule Number 20 shall be published on not less than one day's notice to the Commission and the general public.

3. 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.

4. This Order is effective on its Mailed Date.

**B. ADOPTED IN 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