

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-122CP-SUSPENSION

THE APPLICATION OF OUT 'N ABOUT, INC., FOR AUTHORITY TO SUSPEND OPERATIONS UNDER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY PUC NO. 55263.

**COMMISSION ORDER GRANTING
SUSPENSION OF OPERATIONS**

Mailed Date: April 29, 2004
Adopted Date: April 28, 2004

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On March 11, 2004, Out 'N About, Inc., filed an application seeking authority to suspend operations under Certificate of Public Convenience and Necessity (CPCN) PUC No. 55263.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on March 22, 2004. The Commission set this matter for hearing on May 21, 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.

II. ORDER

A. The Commission Orders That:

1. The hearing set for May 21, 2004, is vacated.
2. This application was deemed complete on April 28, 2004, within the meaning of § 40-6-109.5, C.R.S.
3. The application filed by Out 'N About, Inc., for authority to suspend operations under Certificate of Public Convenience and Necessity PUC No. 55263 is granted.
4. The suspension of motor vehicle operations under Certificate of Public Convenience and Necessity PUC No. 55263 is authorized from February 1, 2004, through July 31, 2004.
5. On or before June 30, 2004, Out 'N About, Inc., shall file a written request either to reinstate Certificate of Public Convenience and Necessity PUC No. 55263 or to extend the suspension period.
6. Prior to reinstatement, Out 'N About, Inc., shall cause to be filed with the Commission certificates of insurance as required by Commission rules.
7. The failure to file a timely written request either to reinstate Certificate of Public Convenience and Necessity PUC No. 55263 or to extend the suspension period may result in revocation of the certificate without further notice.
8. The 20-day time period provided by §40-6-141(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 on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
April 28, 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-121CP