

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-224CP-EXTENSION

THE APPLICATION OF DEANNA CLINE, DOING BUSINESS AS THE DEE HIVE TOURS,
FOR AUTHORITY TO EXTEND OPERATIONS UNDER CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY PUC NO.19428.

**COMMISSION ORDER GRANTING EXTENSION
TO CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY**

Mailed Date: June 28, 2004
Adopted Date: June 22, 2004

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On May 4, 2004, Deanna Cline, doing business as The Dee Hive Tours, (Dee Hive Tours), filed an application for permanent authority to extend operations under Certificate of Public Convenience and Necessity PUC No. 19428 to include the transportation of passengers and their baggage, in charter service: (I) between all points in Summit County, State of Colorado, on the one hand, and the Colorado Springs Municipal Airport, Colorado Springs, Colorado, and Denver International Airport, Denver, Colorado, on the other hand; and (II) between all points in Buena Vista, Colorado, on the one hand, and the Colorado Springs Municipal Airport, Colorado Springs, Colorado, and Denver International Airport, Denver, Colorado, on the other hand.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on May 17, 2004. The Commission set this matter for hearing on July 22, 2004.

3. No petition to intervene or otherwise participate in this proceeding has been filed. This proceeding is noncontested. 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 authority.

5. The present or future public convenience and necessity requires, or will require, the transportation service as requested.

6. Dee Hive Tours is ready, willing, and able properly to perform the service as requested.

7. This application for permanent authority is in the public interest.

II. ORDER

A. The Commission Orders That:

1. The hearing set for July 22, 2004, is vacated.

2. This application was deemed complete on June 22, 2004, within the meaning of § 40-6-109.5, C.R.S.

3. Dee Hive Tours is authorized to extend operations under Certificate of Public Convenience and Necessity PUC No. 19428 as follows: to include the transportation of passengers and their baggage, in charter service: (I) between all points in Summit County, State of Colorado, on the one hand, and the Colorado Springs Municipal Airport, Colorado Springs, Colorado, and Denver International Airport, Denver, Colorado, on the other hand; and (II) between all points in Buena Vista, Colorado, on the one hand, and the Colorado Springs Municipal Airport,

Colorado Springs, Colorado, and Denver International Airport, Denver, Colorado, on the other hand.

4. The complete authority under Certificate of Public Convenience and Necessity PUC No. 19428, as extended, shall be as set forth in the Appendix.

5. Dee Hive Tours shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Dee Hive Tours shall file a proper tariff and pay the issuance fee and annual vehicle identification fee. Dee Hive Tours may not begin extended operations until these requirements have been met and it has received notice in writing from the Commission stating that it is in compliance and may begin service.

6. If Dee Hive Tours does not comply with the requirements of this Order within 60 days of its effective date, then the authority to conduct operations 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.

7. This Order is effective immediately on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
June 22, 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-224CP

Transportation of passengers and their baggage:

- I. In sightseeing service, between points within Leadville, Colorado, on the one hand, and all points within a 25-mile radius of the intersection of 6th and Harrison in Leadville, Colorado, on the other hand;
- II. In taxi service, between all points in the County of Lake, State of Colorado;
- III. In charter service, between all points in the County of Lake, State of Colorado, and between said points on the one hand, and all points in the State of Colorado on the other hand;
- IV. In charter service, between Frisco, Colorado, on the one hand, and on the other hand:
 1. Trailhead areas along U.S. Highway 24 between its intersection with I-70 near Dowd, Colorado and Leadville, Colorado;
 2. The Vail Pass Trailhead area;
- V. In charter service, between all points in Summit County, State of Colorado, on the one hand, and the Colorado Springs Municipal Airport, Colorado Springs, Colorado, and Denver International Airport, Denver, Colorado, on the other hand; and
- VI. In charter service, between all points in Buena Vista, Colorado, on the one hand, and the Colorado Springs Municipal Airport, Colorado Springs, Colorado, and Denver International Airport, Denver, Colorado, on the other hand.

RESTRICTIONS: This Certificate is restricted as follows:

- A. Items (III) and (IV) are restricted against the use of vehicles with a passenger capacity of 32 or more;
- B. Item (IV) is restricted against providing sightseeing service within a 30-mile radius of Salida, Colorado, in a four-wheel drive vehicle between May and September annually, and against providing sightseeing service wherein passengers are picked-up or dropped off within a 30-mile radius of Salida, Colorado; and
- C. To the extent that Items (III) and (IV) contain overlapping authority, only one operating rights exists.

