

Decision No. C04-1388

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04L-599CP

RE: IN THE MATTER OF THE FILING OF TIME SCHEDULE 3 ON LESS-THAN-STATUTORY NOTICE BY GOLDEN WEST COMMUTER, LLC.

**ORDER REGARDING PUBLIC
NOTICE OF TIME SCHEDULE CHANGES**

Mailed Date: November 26, 2004
Adopted Date: November 23, 2004

I. BY THE COMMISSION:

A. Statement

1. On November 10, 2004, Golden West Commuter, LLC (Golden West) filed Time Schedule Number 3 to become effective on less-than-statutory notice, on December 1, 2004.

2. Golden West proposes substantial time schedule changes regarding transportation of passengers from west Denver and Lakewood and Denver International Airport. However, as of the Commission Open Meeting of November 23, 2004, Golden West has not yet posted notice of those time schedule changes in accordance with Rule 31 of the Commission's Rules of Practice and Procedure, 4 *Code of Colorado Regulations* (CCR) 723-1. In addition, on November 23, 2004 this Commission received a fax communication from Golden West requesting postponement of the effective date of the schedule changes to December 15, 2004. The communication did not make reference to posting a public notice of the proposed changes.

3. The Commission finds in accordance with Rule 31 of the Commission's Rules of Practice and Procedure, 4 CCR 723-1, that notice is required to be published and posted in each vehicle, terminal, and office.

II. ORDER

A. The Commission Orders That:

1. Golden West Commuter, LLC shall publish notice of the proposed schedule change and immediately post notice of the change in every vehicle used in scheduled service, terminal, and office of the carrier through December 15, 2004, the new effective date.

2. The 20-day time-period provided by § 40-6-114(1), C.R.S., to file an application for rehearing, re-argument, or reconsideration shall begin on the first day after the Commission mails or serves this Order.

3. This Order is effective on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
NOVEMBER 23, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners