

Decision No. C04-1426

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-552BP

THE APPLICATION OF PRIMA ADULT DAY SERVICES, LLC FOR AUTHORITY TO
CONDUCT OPERATIONS AS A CONTRACT CARRIER BY MOTOR VEHICLE FOR HIRE.

**COMMISSION ORDER GRANTING
PERMANENT CONTRACT CARRIER PERMIT**

Mailed Date: December 7, 2004

Adopted Date: December 7, 2004

I. BY THE COMMISSION:

A. Statement, Findings and Conclusions

1. On October 20, 2004 Prima Adult Day Services, LLC filed an application for permanent authority to conduct operations as a contract carrier by motor vehicle for hire for the transportation of passengers and their baggage between all points in the Counties of Adams, Arapahoe, Denver, and Douglas, State of Colorado. This application is restricted as follows: (I) to providing transportation services only for passengers who are clients of Prima Adult Day Services, LLC, 6630 East Hampden Avenue #C, Denver, Colorado 80224; and (II) to the transportation of passengers who are recipients of Medicaid.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on November 1, 2004. The Commission set this matter for hearing on January 7, 2005.

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 authority.

5. A present and special need for the requested transportation service exists. Granting the requested authority will not impair the efficient public service of any authorized common carrier providing a similar service.

II. ORDER

A. The Commission Orders That:

1. The hearing set for January 7, 2005 is vacated.

2. This application was deemed complete on December 7, 2004 within the meaning of § 40-6-109.5, C.R.S.

3. Prima Adult Day Services, LLC is granted authority to operate as a Class B contract carrier by motor vehicle for hire with authority as set forth in the Appendix. This Order is a PERMIT.

4. Prima Adult Day Services, LLC shall operate in accordance with all applicable Commission rules and regulations.

5. Prima Adult Day Services, LLC shall cause to be filed with the Commission certificates of insurance as required by Commission rules. Prima Adult Day Services, LLC shall file a proper tariff and pay the issuance fee and appropriate annual vehicle identification fee. Prima Adult Day Services, LLC may not begin 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 Prima Adult Day Services, LLC 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. 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.

8. This Order is effective on its Mailed Date.

**B. ADOPTED IN THE COMMISSIONERS' WEEKLY MEETING
December 7, 2004.**

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners

Transportation of passengers and their baggage between all points in the Counties of Adams, Arapahoe, Denver, and Douglas, State of Colorado.

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