

Decision No. R04-0802-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04F-219CP

RDSM TRANSPORTATION. LTD., D/B/A YELLOW CAB COMPANY OF COLORADO
SPRINGS,

COMPLAINANT,

V.

SAMJA'S ENTERPRISES, INC., D/B/A EXPRESS AIRPORT TAXI/EXPRESS TAXI,

RESPONDENT.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
DALE E. ISLEY
SHORTENING RESPONSE TIME**

Mailed Date: July 20, 2004

I. STATEMENT

1. On July 20, 2004, Respondent, Samja's Enterprises, Inc., doing business as Express Airport Taxi/Express Taxi (Express Taxi), filed a pleading in the captioned proceeding entitled "Motion Under 4 CCR 723-1-3" (Motion). The Motion requests modification of Decision No. R04-0735-I issued by the undersigned administrative law judge (ALJ) on July 2, 2004.¹

¹ The Motion cites 4 *Code of Colorado Regulations* (CCR) 723-1-3 which generally allows the Commission to permit variance from its procedural rules. However, the relief requested is more appropriately addressed by 4 CCR 723-1-86(b)(2) which allows a party aggrieved by an interim order to file a motion with the ALJ to set aside, modify, or stay such interim order before a recommended decision is entered. Therefore, the Motion will be construed as a request to modify Decision No. R04-0735-I in the manner described therein pursuant to 4 CCR 723-1-86(b)(2).

2. Under the procedural schedule established in this case the witness/exhibits list of Complainant, RDSM Transportation, Ltd., doing business as Yellow Cab Company (RDSM), is due on August 2, 2004. *See*, Decision No. R04-0619-I. As a result, it is necessary to shorten response time to the Motion in order to resolve it expeditiously. Therefore, any desired response to the Motion shall be filed by RDSM on or before July 23, 2004.

II. ORDER

A. It Is Ordered That:

1. Any desired response to the Motion Under 4 CCR 723-1-3 filed by Respondent, Samja's Enterprises, Inc., doing business as Express Airport Taxi/Express Taxi, shall be filed on or before July 23, 2004.

2. This Order shall be effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge