

Decision No. R04-0943-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04G-245EC

PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO,

COMPLAINANT,

V.

MICHAEL FORTUNA, DOING BUSINESS AS A COMFORTABLE RIDE,

RESPONDENT.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
DALE E. ISLEY
GRANTING MOTION TO SHORTEN
RESPONSE TIME TO MOTION
FOR TELEPHONE TESTIMONY**

Mailed Date: August 11, 2004

I. STATEMENT

1. On August 10, 2004, the Staff of the Colorado Public Utilities Commission (Staff) filed a Motion for Presentation of Testimony by Telephone (Motion for Telephone Testimony) and Request for Shortened Response Time (Motion for Shortened Response Time) in the captioned matter.

2. The Motion for Telephone Testimony requests that Staff be allowed to present the testimony of one its witnesses, Ms. Fazio, via telephone. The Motion for Shortened Response Time requests that response time to the Motion for Telephone Testimony be shortened to August 17, 2004.

3. The hearing of this matter is currently scheduled for August 26, 2004. It is appropriate to shorten response time to the Motion for Telephone Testimony in order to resolve the subject motion sufficiently in advance of the hearing to allow the parties to prepare for the same. Accordingly, the Motion for Shortened Response Time will be granted. It will be presumed that Respondent, Michael Fortuna, doing business as A Comfortable Ride, has no objection to the Motion for Telephone Testimony in the absence of submitting a timely response in opposition thereto.

II. ORDER

A. It Is Ordered That:

1. The Request for Shortened Response Time to the Motion for Presentation of Testimony by Telephone filed by the Staff of the Colorado Public Utilities Commission is granted.

2. Any desired response to the Motion for Presentation of Testimony by Telephone filed by the Staff of the Colorado Public Utilities Commission shall be filed on or before August 17, 2004.

3. This Order shall be effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge

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