

Decision No. R04-1309-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04A-273CP

IN THE MATTER OF THE APPLICATION OF LANA ADULT DAY CARE, INC., FOR A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE AS A
COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
MANA L. JENNINGS-FADER
GRANTING REQUEST AND ENLARGING
TIME WITHIN WHICH TO COMPLY**

Mailed Date: November 5, 2004

I. STATEMENT

1. On May 13, 2004, Lana Adult Day Care, Inc. (Applicant), filed an Application for a Certificate of Public Convenience and Necessity to Operate as a Common Carrier by Motor Vehicle for Hire (Application). The Application commenced this docket.

2. By Decision No. R04-0991, the undersigned Administrative Law Judge granted the Application, as amended. That Decision became the decision of the Commission on September 12, 2004.

3. Ordering paragraphs 9 through and including 11 of Decision No. R04-0991 establish specific prerequisites which Applicant must meet before it commences operation. One of the prerequisites is: Applicant must obtain insurance and cause to be filed with the Commission proof of insurance. Applicant must meet all specified requirements within 60 days of the date on which the Decision becomes final (that is, on or before November 11, 2004).

4. On October 25, 2004, Applicant filed a Request to Allow an Extension. In that filing Applicant seeks a 60-day enlargement of time within which to obtain insurance. Applicant states that this enlargement of time is necessary because, although it has contacted them, insurance carriers have neither responded nor agreed to provide the requested insurance.

5. The Request states good cause. As there are no other parties in this matter, granting the Request will not prejudice any party. The Request will be granted with the condition that Applicant cannot commence operations until it has fulfilled all of the requirements specified in Decision No. R04-0991. The time within which Applicant must fulfill those requirements will be enlarged to and including January 8, 2005.

II. ORDER

A. It Is Ordered That:

1. The Request to Allow an Extension is granted, subject to the condition that Lana Adult Day Care, Inc., cannot commence operations until it has met the requirements established in Decision No. R04-0991.

2. The time within which Lana Adult Day Care, Inc., must comply with the requirements established in Decision No. R04-0991 is enlarged to and including January 8, 2005.

3. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge

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