

Decision No. C13-0318

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0111BP-EXTENSION

IN THE MATTER OF THE APPLICATION OF AGA MARBLE INC. DOING BUSINESS AS
DEPENDABLE TRANSPORTATION LLC FOR AUTHORITY TO EXTEND OPERATIONS
UNDER CONTRACT CARRIER PERMIT NO. B-9931.

**COMMISSION DECISION GRANTING
EXTENSION TO CONTRACT CARRIER PERMIT**

Mailed Date: March 25, 2014
Adopted Date: March 19, 2014

I. BY THE COMMISSION

A. Statement, Findings, and Conclusions

1. On February 3, 2014, AGA Marble Inc., doing business as Dependable Transportation (Applicant) filed an application for permanent authority to extend operations under Contract Carrier Permit No. B-9931 to include, in general, Non-Emergency Medical Transportation services for the Colorado Department of Health Care Policy and Financing in Douglas County for all points north of an east-west line drawn through Exit 172 of Interstate 25.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on February 10, 2014.

3. No interventions were filed against the application, which is therefore 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 the granting of the requested extension to Contract Carrier Permit No. B-9931. Applicant is a Colorado corporation

in good standing with the Secretary of State. The application includes the requisite customer support letter from First Transit, and a sufficient statement of fact and fitness.

5. A present and special need for the requested transportation services exists. A grant of the requested authority will not impair the efficient public service of any authorized common carrier adequately serving the same territory over the same general route or routes.

II. ORDER

A. The Commission Orders That:

1. This application was deemed complete on March 19, 2014, within the meaning of § 40-6-109.5, C.R.S.

2. AGA Marble Inc., doing business as Dependable Transportation is authorized to extend operations under Contract Carrier Permit No. B-9931 with authority as set forth in the Appendix attached to this Decision.

3. AGA Marble Inc., doing business as Dependable Transportation shall operate in accordance with all applicable Colorado law and Commission rules. All operations under the permit granted shall be strictly contract carrier operations.

4. AGA Marble Inc., doing business as Dependable Transportation shall not commence operation under the extended portion of the authority until it has complied with the requirements of Colorado law and Commission rules, including without limitation:

- (a) causing proof of insurance (Form E or self-insurance) or surety bond (Form G) coverage to be filed with the Commission;
- (b) paying to the Commission, the motor vehicle fee (\$5) for each vehicle to be operated under authority granted by the Commission, or in lieu thereof, paid the fee for such vehicle(s) pursuant to the Unified Carrier Registration Agreement;

- (c) having an effective tariff on file with the Commission. [AGA Marble Inc. doing business as Dependable Transportation shall file an advice letter and tariff on not less than ten days' notice. The advice letter and tariff shall be filed as a new Advice Letter proceeding and shall comply with all applicable rules. In calculating the proposed effective date, the date received at the Commission is not included in the notice period and the entire notice period must expire prior to the effective date. (Additional tariff information can be found on the Commission's website at dora.colorado.gov/puc and by following the transportation common and contract carrier links to tariffs)]; and,
- (d) paying the applicable issuance fee (\$5).

5. If AGA Marble Inc., doing business as Dependable Transportation does not cause proof of insurance or surety bond to be filed, pay the appropriate motor vehicle fees, file an advice letter and proposed tariff, and pay the issuance fee within 60 days of the effective date of this Decision, then the grant of the extended 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 60 days of the effective date of this Decision.

6. The Commission will notify AGA Marble Inc., doing business as Dependable Transportation in writing when the Commission's records demonstrate compliance with Ordering Paragraph No. 4 and may commence operations under the extended permit.

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

- 8. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
March 19, 2014.**

(S E A L)



ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Doug Dean".

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JOSHUA B. EPEL

PAMELA J. PATTON

GLENN A. VAAD

Commissioners