

Decision No. C14-0566

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14C-0244-INS

IN THE MATTER OF COMMISSION ACTION AGAINST THE CERTIFICATE(S) AND PERMIT(S) OF MOTOR CARRIERS CONCERNING FINANCIAL RESPONSIBILITY PURSUANT TO § 40-10.1-112, C.R.S., AND RULE 4 CCR 723-6-6008 OF THE RULES REGULATING TRANSPORTATION BY MOTOR VEHICLES.

**DECISION GRANTING APPLICATION FOR REHEARING,
REARGUMENT, OR RECONSIDERATION**

Mailed Date: May 29, 2014

Adopted Date: May 21, 2014

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of the request to amend Recommended Decision No. R14-0373 (Recommended Decision) such that Contract Carrier Permit No. B-10005 (Permit) is not revoked, filed on May 1, 2014, by Paramount Youth Services LLC (Paramount). Being duly advised in the matter and consistent with the discussion below, we construe the request as an Application for Rehearing, Reargument or Reconsideration (RRR) and grant the RRR.

2. On April 10, 2014, the Recommended Decision was issued. The Recommended Decision revoked the certificates and permits of Paramount and nine other motor carriers for failure to maintain proof of financial responsibility (proof of insurance or surety bond), pursuant to § 40-10.1.107, C.R.S., and Rules 6007 and 6008 of the Rules Regulating Transportation by Motor Vehicle, 4 *Code of Colorado Regulations* 723-6.

3. On April 30, 2014, pursuant to § 40-6-109(2), C.R.S., the Recommended Decision became a Commission Decision.

4. On May 1, 2014, Paramount filed a request to amend the Recommended Decision. In its request, Paramount states that it has not provided any actual transportation under the Permit since October 2013, but wishes to keep the Permit in place in case services are needed in the future. The Permit gives Paramount authority to provide transportation to families between Division of Youth Corrections (DYC) facilities in Greeley, Fort Collins, Pueblo, Colorado Springs, and Denver, allowing the families to attend a placement assessment for their child who is in DYC custody. Paramount notes in its request that the program with the DYC was a pilot, and may be resumed in the future. Paramount explains that Paramount will also be filing an application to suspend the Permit. That application to suspend was filed on May 2, 2014 in Proceeding No. 14A-0402BP-Suspension, and requests a suspension of the Permit from February 1, 2014, through January 31, 2015. No interventions were received against the application to suspend the Permit.

5. We find that Paramount has shown good cause to amend Recommended Decision No. R14-0373 and remove Paramount from the list of Respondents whose certificates and permits were revoked by the Recommended Decision. Pursuant to the timeframe established by Commission Rule of Practice and Procedure 1506(d), 4 CCR 723-1, we construe the Request as an Application for Rehearing, Reargument, and Reconsideration.

II. ORDER

A. The Commission Orders That:

1. The request to amend Recommended Decision No. R14-0373 filed by Paramount Youth Services LLC on May 1, 2014 is construed as an Application for Rehearing, Reargument, and Reconsideration and is granted, consistent with the discussion above.

2. The 20-day period provided for in § 40-6-114, C.R.S., within which to file applications for rehearing, reargument, or reconsideration begins on the first day following the effective date of this Decision.

3. This Decision is effective upon its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
May 21, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JOSHUA B. EPEL

GLENN A. VAAD

Commissioners

COMMISSIONER PAMELA J. PATTON
ABSENT.