

Decision No. C14-1074

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14V-0622CP

IN THE MATTER OF THE PETITION OF MT ACQUISITIONS LLC DOING BUSINESS AS MOUNTAINS TAXI FOR AN ORDER OF THE COMMISSION AUTHORIZING A WAIVER OF RULES REGULATING TRANSPORTATION BY MOTOR VEHICLE.

**COMMISSION DECISION
GRANTING EXTENSION OF TIME**

Mailed Date: September 5, 2014
Adopted Date: August 27, 2014

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of a Motion filed on August 8, 2014, by Charles J. Kimball, counsel for MT Acquisitions LLC, doing business as Mountains Taxi (Petitioner) requesting that the Commission grant an additional 14 days to comply with the terms of Commission Decision No. C14-0783 (Decision).

B. Findings

2. On June 5, 2014, Petitioner filed a petition to grant a waiver of Commission Rule 6255(b) (Age of Vehicles) of the Commission's Rules Regulating Transportation by Motor Vehicle, 4 *Code of Colorado Regulations* 723-6, to five vehicles. Rule 6255(b) states that the maximum age of motor vehicles for taxicab carriers operating within or between the Counties of Arapahoe, Adams, Boulder, Broomfield, Denver, Douglas, El Paso, and Jefferson shall be eight model years.

3. The Commission noticed the petition to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on June 16, 2014, for a period of ten days. No interventions were filed against the petition.

4. The Decision granted the petition for the five vehicles sought by Petitioner, but imposed a requirement that Petitioner must submit a completed vehicle inspection report for each vehicle within 30 days following the mailing date of the Decision, July 10, 2014, or the Decision would become void.

5. Furthermore, Ordering Paragraph No. 3 of the Decision states “For good cause shown, the Commission may grant additional time for compliance if the request for additional time is filed within the 30 days.”

6. Petitioner had until August 11, 2014 (the first business day after the 30 days had elapsed) to comply with the Decision or file a request for additional time. A Motion requesting additional compliance time was timely filed on August 8, 2014.

7. In the Motion filed on August 8, 2014, Mr. Kimball states that Petitioner would like to request a two week extension of time, as four of the required vehicle inspection reports had been submitted but the fifth vehicle had been involved in an accident and was in a body shop awaiting repair.

8. The vehicle inspection report for the fifth vehicle was submitted on August 15, 2014, completing the compliance requirements of Petitioner.

C. Conclusions

9. The Commission concludes that Petitioner has shown good cause to extend the time for compliance with the requirements of the Decision for an additional 14 days from the original deadline of August 11, 2014.

II. ORDER

A. The Commission Orders That:

1. The request of MT Acquisitions LLC, doing business as Mountains Taxi filed on August 8, 2014, that the Commission grant an additional 14 days for it to complete the requirements set forth in Decision No. C14-0783 is granted, *nunc pro tunc*.

2. MT Acquisitions LLC is granted through August 25, 2014 to complete the requirements set forth in Decision No. C14-0783.

3. 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.

4. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
August 27, 2014.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JOSHUA B. EPEL

PAMELA J. PATTON

GLENN A. VAAD

Commissioners