

Decision No. R14-1368-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14G-0552TO

COLORADO PUBLIC UTILITIES COMMISSION,

COMPLAINANT,

V.

WILLIAM WEIHTROUCH, DOING BUSINESS AS DENVERPARKING.COM,

RESPONDENT.

PROCEEDING NO. 14G-0739TO

COLORADO PUBLIC UTILITIES COMMISSION,

COMPLAINANT,

V.

WILLIAM WEIHTROUCH, DOING BUSINESS AS DENVERPARKING.COM,

RESPONDENT.

PROCEEDING NO. 14G-0744TO

COLORADO PUBLIC UTILITIES COMMISSION,

COMPLAINANT,

V.

WILLIAM WEIHTROUCH, DOING BUSINESS AS DENVERPARKING.COM,

RESPONDENT.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
ROBERT I. GARVEY
RESCHEDULING HEARING**

Mailed Date: November 13, 2014

I. STATEMENT

1. On May 27, 2014, the Colorado Public Utilities Commission (Commission) served, Civil Penalty Assessment Notice or Notice of Complaint No. 108765 (CPAN) on William Weihrouch. The CPAN commenced this Proceeding.

2. The CPAN states that Mr. Weihrouch, doing business as denverparking.com, holds PUC Authority No. T-03312. The CPAN names Mr. Weihrouch, doing business as denverparking.com (Weihrouch or Respondent), as the Respondent.

3. On June 18, 2014, counsel for Trial Staff of the Commission (Staff) entered their appearance in this Proceeding. In that filing and pursuant to Rule 4 *Code of Colorado Regulations* 723-1-1007(a) of the Commission's Rules of Practice and Procedure, Staff counsel identified the trial Staff and the advisory Staff in this Proceeding.

4. On June 18, 2014, by Minute Order, Proceeding No. 14G-0552TO was referred to an administrative law judge (ALJ) by minute entry of the Commission.

5. By Interim Decision No. R14-0790-I, issued on July 9, 2014, a procedural schedule was adopted and an evidentiary hearing was scheduled for September 10, 2014 in Proceeding No. 14G-0552TO .

6. On July 16, 2014, Staff filed their Motion to Stay Deadlines Pending the Filing of Motion to Consolidate.

7. By Interim Decision No. R14-0843-I, issued on July 17, 2014, the Motion to Stay Deadlines Pending the Filing of Motion to Consolidate was granted.

8. On July 24, 2014, Staff filed their Motion to Consolidate Proceeding No. 14G-0552TO with Proceeding Nos. 14G-0739TO and 14G-0744TO and to Waive Response Time (Motion to Consolidate).

9. On July 24, 2014, counsel for Staff entered their appearance in Proceeding Nos. 14G-0739TO and 14G-0744TO. Staff also filed the identical Motion to Consolidate Proceeding No. 14G-0552TO with Proceeding Nos. 14G-0739TO and 14G-0744TO and to Waive Response Time in these proceedings as was filed in Proceeding No. 14G-0552TO.

10. On July 25, 2014, ALJ Jennings-Fader issued Interim Decision No. R14-0891-I, in which she denied the Motion to Waive Response Time and allowed Mr. Weihrouch until August 15, 2014 to file a written response to the Motion to Consolidate.

11. On July 30, 2014, by Minute Order, Proceeding Nos. 14G-0739TO and 14G-0744TO were referred to an ALJ by minute entry of the Colorado Public Utilities Commission.

12. By Interim Decision No. R14-1002-I, issued on August 20, 2014, Proceeding Nos. 14G-0739TO and 14G-0744TO were consolidated with Proceeding No. 14G-0552TO and an evidentiary hearing was scheduled for October 16, 2014.

13. By Interim Decision No. R14-1171-I, issued on September 22, 2014, the evidentiary hearing was rescheduled for November 13, 2014.

14. On November 13, 2014, the matter was called for hearing and the Respondent requested a continuance to obtain counsel. Staff objected to the request.

15. The undersigned ALJ granted the request and the Hearing was continued until January 20, 2015. This Decision memorializes that ruling.

II. ORDER

A. It Is Ordered That:

1. The request by William Weihrouch, doing business as denverparking.com to continue the evidentiary hearing in this consolidated matter is granted.

2. The evidentiary hearing in this consolidated matter shall be rescheduled to be held on the following date, at the following time, and in the following location:

DATE: January 20, 2015
TIME: 9:00 a.m.
PLACE: Commission Hearing Room
1560 Broadway, Suite 250
Denver, Colorado

3. If William Weihrouch, doing business as denverparking.com elects to retain an attorney, such attorney shall enter an appearance in this proceeding on or before January 12, 2015.

4. William Weihrouch, doing business as denverparking.com shall not be granted an additional continuance in this matter.

5. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ROBERT I. GARVEY

Administrative Law Judge

ATTEST: A TRUE COPY

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

Doug Dean,
Director