

Decision No. R14-1437-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0904BP

IN THE MATTER OF THE APPLICATION OF COACH TRANSPORTATION, INC. FOR A PERMIT TO OPERATE AS A CONTRACT CARRIER BY MOTOR VEHICLE FOR HIRE.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
PAUL C. GOMEZ
ADOPTING PROCEDURAL SCHEDULE**

Mailed Date: December 4, 2014

I. STATEMENT

1. On September 2, 2014, Coach Transportation, Inc. (Applicant) filed an application for a permit to operate as a contract carrier by motor vehicle for hire (Application).

2. On September 22, 2014, the Commission issued notice of the Application as follows:

For authority to operate as a contract carrier by motor vehicle for hire for the transportation of

passengers

between all points in El Paso County, State of Colorado.

RESTRICTIONS: This application is restricted as follows:

- (A) to the transportation of passengers who are recipients of Medicaid;
- (B) to providing Non-Medical Transportation services for the Colorado Department of Health Care Policy and Financing, 1570 Grant Street, Denver, Colorado;
- (C) against providing transportation services to or from airports, hotels, and motels; and,
- (D) to no more than three vehicles in service at any one time.

3. Colorado Springs Transportation, LLC (CST) is the sole intervenor in this proceeding.

4. On October 29, 2014, the Commission, at its regular weekly meeting, deemed the application complete and referred the matter to an Administrative Law Judge (ALJ) for disposition. The matter was subsequently assigned to the undersigned ALJ.

5. By Interim Decision No. R14-1328-I, issued November 3, 2014, a pre-hearing conference was scheduled for December 1, 2014. At the scheduled date and time the pre-hearing conference was held. Appearances were entered on behalf of Applicant and CST.

6. After some discussion, it was agreed that a hearing on the Application would be scheduled for January 15, 2015. Applicant will be required to file its initial list of witnesses and exhibits by December 11, 2014. CST is required to file its initial list of witnesses and exhibits by December 19, 2014. The deadline for filing pre-hearing motions will be 14 days prior to hearing.

7. The testimony in this proceeding will be presented through oral testimony at the evidentiary hearing. For each witness (except a witness offered in rebuttal), a summary of testimony will be filed in advance of the hearing on the dates indicated above in Paragraph No. 6. The summary of testimony will include at least the following information: (a) the witness's name; (b) the witness's address; (c) the witness's business telephone number; and (d) a statement of the content of the witness's expected testimony.

8. Rebuttal testimony may be presented at the hearing without the necessity of filing in advance of the hearing, a detailed summary of the rebuttal testimony.

9. With the exception of a witness offered in rebuttal, a witness will not be permitted to testify unless a summary of the testimony of that witness has been filed in advance of the hearing in accordance with this Decision.

10. Complete copies of all exhibits (except an exhibit offered in rebuttal) will be filed in advance of the hearing (*See* filing dates in the procedural schedule above). With the exception of an exhibit offered in rebuttal, an exhibit will not be admitted unless it has been filed in advance of the hearing in accordance with this Decision.

11. Commission Rule 4 *Code of Colorado Regulations* 723-1-1100 of the Rules of Practice and Procedure will govern the treatment of information and documents claimed to be confidential.

II. ORDER

A. It is Ordered That:

1. The procedural schedule set out above is adopted.
2. An evidentiary hearing is scheduled in this matter as follows:

DATE: January 15, 2015
TIME: 9:00 a.m.
PLACE: Hearing Room
Colorado Public Utilities Commission
1560 Broadway, Suite 250
Denver, Colorado

3. The parties shall be held to the advisements in this Decision.

4. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

PAUL C. GOMEZ

Administrative Law Judge

ATTEST: A TRUE COPY

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

Doug Dean,
Director