

Decision No. R14-1489-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14A-0930CP-EXTENSION

IN THE MATTER OF THE APPLICATION OF MY CAR SERVICE NOW, LLC, DOING BUSINESS AS SMART RIDES, TO EXTEND OPERATIONS UNDER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. 55852.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
MELODY MIRBABA
CLARIFYING SCOPE OF APPLICATION**

Mailed Date: December 17, 2014

I. STATEMENT, FINDINGS, AND CONCLUSIONS

1. My Car Service Now, LLC, doing business as Smart Rides, (Applicant), filed an Application to Extend Operations Under Certificate of Public Convenience and Necessity No. 55852 (Application) with the Colorado Public Utilities Commission (Commission) on September 12, 2014.

2. The Application seeks to extend Applicant's authority to allow transportation of passengers in call-and-demand taxi service between all points in Weld County, State of Colorado, and between said points on the one hand, and all points in the State of Colorado on the other hand, with a restriction against transportation service to, from or between points within a twelve-mile radius of the intersection of U.S. Highways 36 and 34 in Estes Park, Colorado.

3. The Commission gave public Notice of the Application on September 22, 2014. However, the public Notice does not include notice of the restriction proposed by the Applicant (as stated above).

4. The Commission has referred this matter to an Administrative Law Judge (ALJ) for disposition.

5. This Decision clarifies the potential confusion created by the conflict with the public Notice and the Application. The public Notice should have included the proposed restriction to the extended authority sought by the Application. However, because the restriction does not broaden the scope of the authority noticed, and instead restricts the scope of the authority noticed, a new public notice is unnecessary.

6. The scope of the Application and the authority sought in this proceeding is as stated in the Application itself, rather than the scope set forth in the public Notice. In particular, Applicant seeks an extension of its Certificate of Public Convenience and Necessity No. 55852 to allow transportation of passengers in call-and-demand taxi service:

Between all points in Weld County, State of Colorado, and between said points on the one hand, and all points in the State of Colorado on the other hand.

Restrictions. This Application is restricted:

Against transportation service to, from or between points within a twelve-mile radius of the intersection of U.S. Highways 36 and 34 in Estes Park, Colorado.

II. ORDER

A. It Is Ordered That:

1. The scope of the Application filed by My Car Service Now, LLC, doing business as Smart Rides, (Applicant), to Extend Operations Under Certificate of Public Convenience and Necessity No. 55852 (Application) is as stated in the Application, that is, for an extension of Applicant's Certificate of Public Convenience and Necessity No. 55852 to allow transportation of passengers in call-and-demand taxi service:

Between all points in Weld County, State of Colorado, and between said points on the one hand, and all points in the State of Colorado on the other hand.

Restrictions. This Application is restricted:
Against transportation service to, from or between points within a twelve-mile radius of the intersection of U.S. Highways 36 and 34 in Estes Park, Colorado.

2. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

MELODY MIRBABA

Administrative Law Judge

ATTEST: A TRUE COPY

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

Doug Dean,
Director