

Decision No. R14-1500-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 14G-1130CP

COLORADO PUBLIC UTILITIES COMMISSION,

COMPLAINANT,

V.

HEATHER R. YOUNG DOING BUSINESS AS RIDIN HIGH PARTY BUS,

RESPONDENT.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
ROBERT I. GARVEY
SETTING HEARING AND NOTICE OF HEARING**

Mailed Date: December 19, 2014

I. STATEMENT

1. On November 24, 2014, Commission Staff (Staff) filed a Civil Penalty Assessment Notice (CPAN) with the Commission against Heather R. Young, doing business as Ridin High Party Bus (Respondent).

2. On December 11, 2014, counsel for Staff filed his entry of appearance in the above captioned proceeding.

3. On December 17, 2014, the Commission referred the matter to an administrative law judge (ALJ) to decide the merits of the CPAN

4. Pursuant to 4 *Code of Colorado Regulations* (CCR) 723-6-6017(l) of the Commission's Rules of Rules Regulating Transportation by Motor Vehicle, and as described in

the CPAN, Respondent was permitted to pay 50 percent of the civil penalty within ten days of being served with the CPAN and have that reduced payment be accepted as “payment in full.” As of the date of this Decision, Commission records do not indicate that Respondent has paid the reduced amount.

5. The CPAN provides that if Respondent wishes to contest the allegations contained therein, or if Respondent does not pay the penalty amount within 10 days of its receipt of the CPAN, Respondent is obliged, within 15 days of such receipt, to contact the Commission to set the matter for hearing. In the absence of such a contact, the CPAN provides that it will become a Complaint to Appear Notice and that the Commission will set a hearing date without regard to Respondent’s wishes.

6. Respondent failed to respond to the CPAN in the required time period. It is appropriate to schedule this matter for hearing. The hearing will be scheduled for January 22, 2015, in the Commission Offices.

7. Any prehearing motions shall be filed and served no later than one week prior to the hearing date.

8. Any party wishing to make an oral closing statement may do so immediately following the close of the evidence (*i.e.*, after presentation of evidence near the end of the hearing).

9. All parties are advised that this proceeding is governed by the Rules of Practice and Procedure found at 4 CCR 723-1, Part 1. The ALJ expects the parties to comply with these rules.

10. Each party is specifically reminded that all filings with the Commission must also be served on all other parties in accordance with Rule 1205 of the Rules of Practice and Procedure, 4 CCR 723-1.

II. ORDER

A. It Is Ordered That:

1. A hearing in this proceeding is scheduled as follows:

DATE: January 22, 2015

TIME: 10:00 a.m.

PLACE: Commission Hearing Room
1560 Broadway, 2nd Floor
Denver, Colorado

2. The parties shall comply with the requirements established in this Decision and shall make the filings as required by the procedural schedule established by the Commission and reiterated in this Decision.

3. This Decision shall be 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