

Decision No. C19-0593

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

PROCEEDING NO. 19A-0335BP-TA

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IN THE MATTER OF THE APPLICATION OF D.C. PRIVATE INVESTIGATIONS AND SECURITY CONSULTANTS, LLC FOR TEMPORARY AUTHORITY TO OPERATE AS A CONTRACT CARRIER BY MOTOR VEHICLE FOR HIRE.

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**COMMISSION DECISION GRANTING  
TEMPORARY AUTHORITY**

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Mailed Date: July 12, 2019

Adopted Date: July 10, 2019

**I. BY THE COMMISSION**

**A. Statement, Findings, and Conclusions**

1. On June 13, 2019, D.C. Private Investigations and Security Consultants LLC (Applicant) filed an application for temporary authority to conduct operations as a contract carrier of passengers by motor vehicle for hire, pending Commission consideration of the related application for permanent authority. An amendment to the application was filed on June 19, 2019 and June 21, 2019.

2. Applicant requests temporary authority for 180 days to operate as a contract carrier and provide transportation of prisoner passengers for the Colorado Department of Corrections (CDOC) between certain medical facilities, on the one hand, and CDOC facility locations, on the other hand.

3. The Commission gave notice of the application on June 24, 2019, for a period of five days in accordance with § 40-10.1-204(4), C.R.S.

4. There are no interventions opposing a grant of the application.

5. Pursuant to § 40-10.1-204(1), C.R.S., the Commission may, in its discretion and without hearings or other proceedings, grant temporary authority for contract carrier service when “there appears to be an immediate and urgent need to any point or within a territory having no such service capable of meeting the need.” “Such temporary authority ... is valid for such time as the commission specifies, but for not more than an aggregate of one hundred eighty days.”

6. By Decision No. C19-0549, mailed on June 26, 2019 in Proceeding No. 19A-0336BP-ETA, the Commission already granted Applicant temporary authority to conduct operations on an emergency basis for 25 days.

7. In support of the temporary authority, the requisite customer support letter from CDOC states, in relevant part:

The CDOC need for offender transportation and supervision exceeds current staffing and transport vehicle fleet. Priority for CDOC transport resources is given to offender relocation, court appearance and for high level security offender transport.

CDOC solicited the services of one or more contractor(s) to provide statewide medical supervision only or medical supervision and security transport of offenders during medical office visits, same-day outpatient procedures and/or supervision for round-the clock inpatient hospitalization. [Applicant] has been selected and their contract is to be effective July 1, 2019.

8. The Commission finds and concludes that the information submitted with this application shows that an immediate and urgent need for the requested transportation service exists, and there is no other carrier capable of meeting the need.

9. The Commission also finds that Applicant has adequate equipment and financial resources to begin immediate service within the scope of the authority sought, and the application for temporary authority is in the public interest.

10. Applicant is advised that the grant of a temporary authority creates no presumption that a permanent authority will be granted.

## II. ORDER

### A. The Commission Orders That:

1. The application filed on June 13, 2019 and amended on June 19 and 21, 2019, by D.C. Private Investigations and Security Consultants LLC, for temporary authority to conduct operations as a contract carrier of passengers by motor vehicle for hire is granted.

2. D.C. Private Investigations and Security Consultants LLC is granted temporary authority to conduct operations as a contract carrier for a period of 155 days commencing from the Mailed Date of this Decision, with authority as set forth in the Appendix attached to this Decision.

3. D.C. Private Investigations and Security Consultants LLC shall not commence operations until it has complied with the requirements of Colorado laws and Commission rules, including without limitation:

- (a) causing proof of insurance (Form E or self-insurance) or surety bond (Form G) coverage to be filed with the Commission;
- (b) paying to the Commission, the motor vehicle fee (\$50.00) for each vehicle to be operated under authority granted by the Commission, or in lieu thereof, paid the fee for such vehicle(s) pursuant to the Unified Carrier Registration Agreement;
- (c) having an effective tariff on file with the Commission. The tariff should comply with Rule 6208 of the Rules Regulating Transportation by Motor Vehicle, 4 *Code of Colorado Regulations* 723-6. The tariff shall be filed in a *new* Advice Letter/Tariff proceeding on not less than **one** day's notice prior to a proposed effective date. In calculating the proposed effective date, the date received at the Commission is not included in the notice period and the entire notice period must expire prior to the proposed effective date. Information can be found at:

<https://www.colorado.gov/pacific/dora/Trans-Tariffs>; and,

(d) paying the applicable issuance fee (\$5.00).

4. If D.C. Private Investigations and Security Consultants LLC does not comply with the requirements of this Decision within 30 days of its effective date, then the temporary authority shall be void. For good cause shown, the Commission may grant additional time for compliance if the request for additional time is filed within the 30 days.

5. The Commission will notify D.C. Private Investigations and Security Consultants LLC in writing when the Commission's records demonstrate compliance with Ordering Paragraph No. 3.

6. D.C. Private Investigations and Security Consultants LLC shall operate in accordance with all applicable statutes, orders, and rules of the Commission. The Commission may issue an order to cease and desist or to suspend, revoke, alter, or amend any certificate or permit for violation of, or refusal to observe any statute, order, or rule of the Commission, consistent with § 40-10.1-112(1), C.R.S.

7. 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.

8. This Decision is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
July 10, 2019.**

( S E A L )



ATTEST: A TRUE COPY



Doug Dean,  
Director

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

JEFFREY P. ACKERMANN

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FRANCES A. KONCILJA

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JOHN GAVAN

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Commissioners