

Decision No. C19-0603

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

PROCEEDING NO. 19A-0276CP

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IN THE MATTER OF THE APPLICATION OF BOCKAI AHMADU DOING BUSINESS AS TOUR DE VENUE FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE AS A COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

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**COMMISSION DECISION DEEMING  
APPLICATION INCOMPLETE AND DISMISSING  
APPLICATION WITHOUT PREJUDICE**

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Mailed Date: July 18, 2019

Adopted Date: July 10, 2019

**I. BY THE COMMISSION**

**A. Statement, Findings, and Conclusion**

1. On May 23, 2019, Bockai Ahmadu, doing business as Tour de Venue (Applicant), filed an application for permanent authority to operate as a common carrier of passengers by motor vehicle for hire.

2. The Commission noticed this application to all interested persons, firms, and corporations pursuant to § 40-6-108(2), C.R.S., on May 28, 2019. Several interventions were filed.

3. On May 28, 2019, Staff of the Commission issued a Deficiency Letter pursuant to Rule 1303(c)(II) of the Commission's Rules of Practice and Procedure, 4 *Code of Colorado Regulations* (CCR) 723-1. This letter advised Applicant of several deficiencies with the application, including the lack of an affidavit of eligibility and evidence of trade name registration.

4. Rule 1303(c)(II), 4 CCR 723-1, states that upon receipt of a deficiency letter, “the applicant may file a response either curing all the deficiencies noted by Commission staff or explaining why it believes no further action is required.” This response “shall be filed no later than ten days after Commission staff’s written notification was sent.” *Id.* “If the applicant does not respond in the time allotted, the Commission may, after the application’s notice period has expired, deem the application incomplete, dismiss the application without prejudice, and close the proceeding.” *Id.*

5. The Deficiency Letter was mailed to Applicant on May 28, 2019. Therefore, the ten-day period allotted for curing the deficiency expired on June 7, 2019.

6. Applicant has not filed a response to the Deficiency Letter or the requested information.

7. Due to the foregoing, the Commission deems the application incomplete and dismisses the application without prejudice.

## **II. ORDER**

### **A. The Commission Orders That:**

1. The application of Bockai Ahmadu, doing business as Tour de Venue, filed on May 23, 2019, is deemed incomplete, within the meaning of § 40-6-109.5, C.R.S., and Rule 1303(c) of the Commission’s Rules of Practice and Procedure, 4 *Code of Colorado Regulations* 723-1, and is dismissed without prejudice.

2. This proceeding is closed.

3. 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.

4. 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

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

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