

Decision No. C20-0392

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 20A-0007CP-TRANSFER

IN THE MATTER OF THE APPLICATION FOR AUTHORITY TO TRANSFER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. 55930 FROM JODY BOYER DOING BUSINESS AS TOAD HOP TOURS TO ASPIRE TOURS, LLC.

**COMMISSION DECISION REOPENING PROCEEDING
AND GRANTING EXTENSION OF COMPLIANCE TIME**

Mailed Date: May 22, 2020

Adopted Date: May 20, 2020

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of a motion submitted on May 14, 2020 by Aspire Tours LLC, requesting that the Commission reopen the proceeding and grant an additional 30 days to comply with the terms of Decision No. C20-0136 (Decision).

B. Findings

2. On January 7, 2020, an application was filed requesting approval to transfer Certificate of Public Convenience and Necessity (CPCN) PUC No. 55930 from Jody Boyer, doing business as Toad Hop Tours, to Aspire Tours LLC.

3. The Commission noticed the application, pursuant to § 40-6-108(2), C.R.S., on January 13, 2020. The proceeding was uncontested; and thus, it was determined without a hearing.

4. On March 2, 2020, the Commission issued the Decision and granted the application, subject to the applicants' full compliance with the requirements contained in the Order.

5. The Decision gave the applicants 60 days from its effective date to comply with the Order; otherwise, "the approval to transfer CPCN PUC No. 55930 shall be void without further action of the Commission."¹ The Decision was effective on its Mailed Date, which was March 2, 2020. Therefore, the applicants had until May 1, 2020 to complete the terms of the Decision. The applicants did not comply with all the requirements; thus, the proceeding was closed without CPCN PUC No. 55930 being transferred.

6. In the motion submitted on May 14, 2020, Aspire Tours LLC requests that the proceeding be reopened to allow an additional 30 days to comply with the Decision.

C. Conclusions

7. The Commission concludes that good cause exists to reopen the proceeding in order to extend the time for compliance with the requirements of the Decision for an additional 30 days.

II. ORDER

A. The Commission Orders That:

1. The motion filed by Aspire Tours LLC, on May 14, 2020, requesting that the Commission reopen the proceeding and grant an additional 30 days to complete the requirements set forth in Decision No. C20-0136 is granted.

¹ Decision No. C20-0136, Ordering ¶ 8.

2. The applicants are granted 30 days from the Mailed Date of this Decision to complete the requirements set forth in Decision No. C20-0136.

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
May 20, 2020.**

(S E A L)



ATTEST: A TRUE COPY

Doug Dean,
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

JEFFREY P. ACKERMANN

JOHN GAVAN

MEGAN M. GILMAN

Commissioners