

Decision No. R24-0332-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 24F-0073CP

GREEN JEEP TOURS LLC,

COMPLAINANT,

V.

PURPLE MOUNTAIN TOUR COMPANY LLC AND ZACHARY BUGG AND BROOKE
LYNN CARSWELL,

RESPONDENTS.

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
ALENKA HAN
MODIFYING SCHEDULING OF
EVIDENTIARY HEARING
STATEMENT AND PROCEDURAL HISTORY**

Mailed Date: May 16, 2024

I. STATEMENT

1. On February 12, 2024, Green Jeep Tours LLC (Complainant or Green Jeep) commenced this Proceeding by filing a Formal Complaint against Purple Mountain Tour Company LLC (Purple Mountain); Zachary Bugg, Lay Representative of Purple Mountain; and Brooke Lynn Carswell, Managing Director of Purple Mountain (collectively, Respondents), alleging that Respondents have “offered to sell and ha[ve] sold individual tickets” for transportation services without the proper certificate of public convenience and necessity in

violation of Rule 6016 of the Rules of Practice and Procedure, 4 *Code of Colorado Regulations* (CCR) 723-6 and requests relief.

2. On February 16, 2024, after receiving the Formal Complaint, the Commission issued a Notice of Hearing setting this Proceeding for an evidentiary hearing to be held on April 22, 2024, commencing at 9:00 a.m.

3. Also on February 16, 2024, the Commission issued and sent to Respondents an Order to Satisfy or Answer the Formal Complaint notifying Respondents that a Formal Complaint had been asserted against them. The Order to Satisfy or Answer advised Respondents that a responsive pleading to the Formal Complaint was due within 20 days of service of the Formal Complaint. Respondents' responsive pleading was therefore due on or before March 7, 2024.

4. On February 21, 2024, the Commission referred this Proceeding to an Administrative Law Judge (ALJ) for disposition. The Proceeding was subsequently assigned to the undersigned ALJ.

5. On April 5, 2024, Respondents filed their Evidence of Satisfaction, Response to Complaint and Statement Regarding Hearing, along with exhibits indicating that Respondents were no longer offering or accepting payment for single-ticket transportation sales.

6. The ALJ accepted Respondents' responsive pleading by Decision No. R24-0229-I, issued April 12, 2024.

7. By Decision No. R24-0246-I, issued April 18, 2024, the undersigned ALJ scheduled an in-person evidentiary hearing in this Proceeding to be held in Estes Park, Colorado, on June 27, 2024. Decision No. R24-0246-I also established a procedural schedule to govern this Proceeding.

8. However, Decision No. R24-0246-I did not set a precise location for the June 27, 2024 hearing in Estes Park.

9. Since the issuance of Decision No. R24-0246-I, and with the assistance of Complainant, Commission Staff has reserved space for the June 27, 2024 evidentiary hearing. Specifically, the hearing is now scheduled to be held at:

Hondius Room
Estes Valley Library
335 East Elkhorn Avenue
Estes Park, CO 80517

The hearing will commence at 12:00 p.m. (noon) and conclude by 4:00 p.m.

10. Decision No. R24-0246-I will be modified to reflect the reservation of space in Estes Park for the June 27, 2024 evidentiary hearing and the new start time for the hearing.

II. ORDER

A. It Is Ordered That:

1. Decision No. R24-0246-I, issued April 18, 2024, setting an evidentiary hearing to held on June 27, 2024, is modified.

2. An **in-person** evidentiary hearing is scheduled as follows:

Date: **June 27, 2024**
Time: **12:00 p.m. (noon) to 4:00 p.m.**
Location: Hondius Room
Estes Valley Library
335 East Elkhorn Avenue
Estes Park, CO 80517

3. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ALENKA HAN

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads "Rebecca E. White".

Rebecca E. White,
Director