

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 25C-0350-INS

IN THE MATTER OF COMMISSION ACTION AGAINST THE CERTIFICATE(S) AND PERMIT(S) OF MOTOR CARRIERS CONCERNING FINANCIAL RESPONSIBILITY PURSUANT TO § 40-10.1-112, C.R.S., AND RULE 4 CCR 723-6-6008 OF THE RULES REGULATING TRANSPORTATION BY MOTOR VEHICLES.

**INTERIM DECISION CONTINUING
HEARING TO SEPTEMBER 24, 2025**

Issued Date: September 17, 2025

I. STATEMENT AND SUMMARY

1. For the reasons discussed below, this Decision dismisses the Complaints against certain Respondents and continues the hearing in this Proceeding to September 24, 2025.

II. BACKGROUND, FINDINGS, LAW, ANALYSIS, AND CONCLUSIONS

2. Commission Staff instituted the cases in this proceeding by “Order of Summary Suspension and Complaint and Notice of Hearing” (“Complaints”) against the motor carrier-Respondents¹ in this proceeding on August 25, 2025.²

3. The Complaints against each of the Respondents allege that the Commission received notice from the Respondents’ insurance or surety carriers that the Respondents’ insurance or surety coverage will be cancelled as specifically identified in each Complaint.³

¹ This proceeding involves numerous Respondents against whom the Commission initiated Complaints by sending them each an “Order of Summary Suspension and Complaint and Notice of Hearing.” Hearing Exhibit 2. Each of those Complaints, which is assigned a unique “Case No.,” specifies the grounds unique to each Respondent. And each of those case numbers are part of this single proceeding.

² Hearing Exhibit 2. Hearing Exhibit 4 noted that the documents were sent on August 28, 2025, but Ms. Marquita Riley testified that the stamped date was an error and the documents were sent on August 25, 2025.

³ *Id.*

The Complaints further notify Respondents that their authorities or permits have been, or will be, summarily suspended on the date specified in each Complaint and inform Respondents that a hearing will be held by videoconference to determine whether their authorities or permits should be permanently revoked for failing to maintain proper evidence of insurance or surety coverage with the Commission.⁴

4. On September 8, 2025, Staff made a filing stating that Hearing Exhibits 1 through 5 were served on Respondents by e-mail that same day; at the same time, Staff filed those exhibits.⁵

5. The Administrative Law Judge (“ALJ”) convened the hearing as noticed in the Complaints on September 10, 2025, at approximately 12:00 p.m. Staff appeared with counsel.

6. During the hearing, Ms. Marquita Riley testified on behalf of Staff. Staff Hearing Exhibits 1 through 5 were admitted into evidence without objection. No Respondents appeared.

7. Ms. Riley is responsible for reviewing Commission records and coordinating with other Commission Staff to commence proceedings against motor carriers to suspend and revoke their permits and authorities when they do not have currently effective proof of insurance or surety coverage on file with the Commission. Ms. Riley assisted with initiating this proceeding against Respondents because the Commission received notice from each of the Respondents’ insurance or surety carriers of the imminent cancellation of their insurance or surety coverage.⁶

8. Ms. Riley explained that the Commission served the Complaints and Attachment A to the Complaints upon the Respondents by United States mail on

⁴ Hearing Exhibits 2-3.

⁵ See Notice Concerning the Service of Hearing Exhibits 1 through 5 for the September 10, 2025 Show Cause Hearing on Respondents (“Notice”).

⁶ Hearing Exhibits 1-3.

August 25, 2025, at the addresses and upon the persons identified as designated agents for the Respondents, as provided in the Commission's files.⁷

9. Ms. Riley testified that the companies listed on Hearing Exhibit 1 but not on Hearing Exhibit 5 were companies that came into compliance between August 25, 2025 (when Hearing Exhibit 1 was created) and September 8, 2025 (when Hearing Exhibit 5 was created).

10. Ms. Riley further testified that on September 8, 2025, Hearing Exhibits 1 through 5 were served on Respondents who remained out of compliance as of that date at their e-mail addresses on file with the Commission.⁸ She also explained that the Respondents provided those e-mail addresses to the Commission.

11. Ms. Riley also testified that she reviewed the relevant Commission records on September 10, 2025 and discovered that Springs Black Car LLC (PUC No. LL-04041; Case No. 15694-INS) had properly updated its insurance. Accordingly, Ms. Riley recommended that the ALJ dismiss the case against Springs Black Car LLC.

12. At the conclusion of the hearing, the ALJ discovered that Hearing Exhibit 4, or Attachment A, which provides notice to the Respondents of the hearing and explains how the Respondents can participate in the videoconference hearing, lists incorrect information necessary to participate in the hearing.

13. The ALJ finds that Hearing Exhibit 4, or Attachment A, did not include the correct videoconference information, so Respondents did not have proper notice of the hearing and were not afforded the opportunity to be heard.⁹

⁷ Hearing Exhibits 1-4.

⁸ See Notice.

⁹ See § 24-4-105(2)(a), C.R.S. (parties are entitled to timely notice of a hearing that sets out the hearing's time and place).

14. The ALJ further finds that, because Respondents cannot lawfully operate without current insurance on file, no party will be harmed by reopening the evidentiary record and continuing the hearing in this Proceeding to September 24, 2025, when Respondents listed on Hearing Exhibit 5 in this Proceeding will have the opportunity to be heard.¹⁰

III. **ORDER**

A. **It is Ordered That:**

1. Consistent with the above discussion, the Complaint against Springs Black Car LLC (PUC No. LL-04041; Case No. 15694-INS) is dismissed.

2. Consistent with the above discussion, the Complaints against all Respondents that are listed on Hearing Exhibit 1 but not Hearing Exhibit 5 in Proceeding No. 25C-0350-INS are dismissed.

3. The evidentiary record in this proceeding is reopened.

4. The remote hearing commenced in this matter on September 10, 2025, is continued as follows:

DATE: September 24, 2025

TIME: 12:00 p.m.

WEBCAST:

<https://us06web.zoom.us/j/87113670109?pwd=OHdXeGd5a2hZdU11WGNFTeg4aWF4UT09>

PLACE: By video conference: using the Zoom web conferencing platform at <https://zoom.us/>.

Meeting ID for continued hearing: 871 1367 0109

Passcode: 239518

5. No person shall appear in person at the offices of the Public Utilities Commission.

¹⁰ § 40-10.1-107(3), C.R.S.

6. Attachment A attached hereto provides additional information to Respondents for how to participate in the September 24, 2025 hearing.

7. This Decision is effective immediately.

(S E A L)



ATTEST: A TRUE COPY

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

KELLY A. ROSENBERG

Administrative Law Judge

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

Rebecca E. White,
Director