

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 24A-0161CP-EXT

IN THE MATTER OF THE APPLICATION OF TAVA CAB LLC DOING BUSINESS AS TAVA CAB FOR AUTHORITY TO EXTEND OPERATIONS UNDER CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY NO. 55994.

**INTERIM DECISION
GRANTING REQUEST FOR NON-ATTORNEY
REPRESENTATION**

Mailed Date: June 25, 2024

I. STATEMENT, SUMMARY AND PROCEDURAL HISTORY

A. Procedural History¹

1. On April 1, 2024, Tava Cab LLC, doing business as Tava Cab (Tava Cab or Applicant) initiated this matter by filing the above-captioned Application (Application). The Application seeks to extend operations under Certificate of Public Convenience and Necessity (CPCN) No. 55994 to allow Tava Cab to provide call-and-demand taxi service from points located within one mile of U.S. Highway 24 from its intersection with the Teller County boundary to its intersection with Severy Avenue in Cascade, Colorado.² Essentially, Tava Cab seeks to modify the current restriction on its CPCN against service originating in El Paso County.

2. On April 8, 2024, the Public Utilities Commission (the Commission) provided public notice of the Application, per § 40-6-108(2), C.R.S.³

¹ Only the procedural history necessary to understand this Decision is included.

² Application at 3.

³ See Notice of Applications and Petitions filed April 8, 2024.

3. On May 7, 2024, Pikes Peak Cab LLC, doing business as Pikes Peak Transport (Pikes Peak or Intervenor) filed an Intervention and a copy of its Letter of Authority.

4. On May 15, 2024, the Commission deemed the Application complete and referred the matter by minute entry to an Administrative Law Judge (ALJ) for disposition. The matter was subsequently assigned to the undersigned ALJ.

5. By Decision No. R24-0366-I, issued May 30, 2024, a prehearing conference was scheduled for June 11, 2024.

6. Decision No. R24-0366-I also ordered Intervenor to provide information supporting its request to be represented by one of its non-attorney owners.

II. RELEVANT LAW

7. Generally, parties appearing before the Commission must be represented by an attorney authorized to practice law in Colorado.⁴ However, an individual may appear without an attorney on behalf of a company after establishing the company's eligibility to be represented by a non-attorney.⁵ To be eligible to be represented by a non-attorney, all the below conditions must be met:

- The company must not have more than three owners;
- The amount in controversy must not exceed \$15,000; and
- The non-attorney individual seeking to represent the company must provide the Commission with satisfactory evidence demonstrating that person's authority to represent the company in the proceeding.⁶

8. It is presumed that a corporation's officers, a partnership's partners, a limited partnership's members, and persons authorized to manage a limited liability company have

⁴ Rule 1201(a) of the Commission's Rules of Practice and Procedure, 4 *Code of Colorado Regulations* (CCR) 723-1.

⁵ Rule 1201(b)(II), 4 CCR 723-1 and § 13-1-127, C.R.S.

⁶ Rule 1201(b)(II), 4 CCR 723-1; § 13-1-127(2) and (2.3)(c), C.R.S.

authority to represent the company in the proceeding.⁷ A written resolution from a company specifically authorizing the individual to represent the company's interests in the proceeding may also be relied upon as evidence of the individual's authority to represent the company.⁸

9. Pikes Peak submitted a document requesting that its Operations Manager and owner/member, Marcos Griego, a non-attorney, be permitted to represent it in this Proceeding. Pikes Peak stated that Griego and Tamara Zvonkovich are its sole owners. Further, it represented that the amount in controversy does not exceed \$15,000.

10. Pikes Peak has thus provided information indicating that it meets the three criteria required to be represented in this matter by one of its owners, a non-attorney.

11. Based on the foregoing and the record as a whole, the ALJ finds that Pikes Peak meets the requirements of Rule 1201(b)(II), 4 CCR 723-1 and § 13-1-127, C.R.S. to be represented by a non-attorney, Mr. Griego, in this proceeding and will permit him to do so.

⁷ § 13-1-127(2) and (2.3)(c), C.R.S.

⁸ § 13-1-127(3), C.R.S.

III. ORDER

A. It Is Ordered That:

1. Pikes Peak Cab LLC, doing business as Pikes Peak Transport (Pikes Peak or Intervenor) may be represented in this Proceeding by its Operations Manager and owner, Marcos Griego, a non-attorney..

2. 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