

Decision No. R25-0098-I

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

PROCEEDING NO. 24A-0507CP

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IN THE MATTER OF THE APPLICATION OF WOODLAND PARK AIRPORT TAXI LLC,  
FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE AS A  
COMMON CARRIER BY MOTOR VEHICLE FOR HIRE.

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**INTERIM DECISION ESTABLISHING  
PREHEARING DEADLINES AND SCHEDULING AN  
EVIDENTIARY HEARING**

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Issued Date: February 11, 2025

**I. STATEMENT**

1. This Decision establishes deadlines related to this proceeding's evidentiary hearing and schedules a remote evidentiary hearing for April 8, 2025, at 9:00 a.m.

2. By Decision No. R25-0025-I, filed on January 14, 2025, the Administrative Law Judge ("ALJ") scheduled a fully remote prehearing conference in this matter at 1:00 p.m. on February 5, 2025. The decision stated that an evidentiary hearing would be scheduled and related procedural deadlines would be addressed.

3. Applicant Woodland Park Airport Taxi, LLC ("Woodland Park") and Intervenor Tava Cab, LLC doing business as Tava Cab ("Tava Cab") appeared and participated in the conference. The participants discussed deadlines and the hearing date.

## **II. FINDINGS AND CONCLUSIONS**

### **A. Issues Addressed During Prehearing Conference**

4. During the prehearing conference, the parties agreed to the following:

<b>Event</b>	<b>Date</b>
Deadline for Applicant to File and Disclose Witness and Exhibit Lists and File Exhibits	February 26, 2025
Deadline for Intervenor to File and Disclose Witness and Exhibit Lists and File Exhibits	March 12, 2025
Hearing Date	April 8, 2025

5. The parties did not raise or mention any preference related to the method in which the hearing would be held.

### **B. Remote Evidentiary Hearing and Unified Numbering System for Hearing Exhibits**

6. Based on the flexibility it affords the parties and their witnesses, the evidentiary hearing will be held in a remote format. A remote hearing is where the parties and ALJ appear remotely. A webcast of the proceedings will be available to the public through the Commission's website.

7. This Decision, Attachment A, and Attachment B provide important information and instructions to facilitate holding the remote hearing, which all parties must follow.

8. The procedures developed for the remote evidentiary hearing are intended to replicate, as practicable, evidence presentation as it occurs when parties and witnesses are present in the hearing room. For example, participating by video conference allows parties and witnesses to view exhibits on the video conference screen while the exhibits are being offered into evidence and witnesses testify about them.

9. The remote evidentiary hearing will be conducted via video conference using the Zoom platform. Attachment A to this Decision provides information about the Zoom platform and how to use Zoom to participate in the remote hearing. To minimize the potential that the hybrid hearing may be disrupted by non-participants, the link and meeting ID, or access code to attend the hearing will be provided to the parties by email approximately one week before the hearing and the parties and witnesses will be prohibited from distributing that information to anyone not participating in the hearing.

10. At the hearing, the parties may call witnesses, present evidence, and make arguments in support of their position. Evidence includes documentary exhibits, testimony, and other tangible items that a party wishes the ALJ to consider in reaching a decision as to the allegations in this proceeding. Given that the hearing will require remote participation by video conference, exhibits must be presented electronically.

11. The Public Utilities Commission Administrative Hearings Section uses box.com to receive and manage exhibits that are first presented in this type of hybrid evidentiary hearing.<sup>1</sup> As such, it is essential that the parties ensure they can access and use box.com prior to the evidentiary hearing. To this end, the parties will be provided box.com links and instructions to: (a) upload exhibits for use during the hearing; and (b) download exhibits once they are presented during the hearing.

12. Each party must: (a) pre-mark all hearing exhibits with a hearing exhibit number within their assigned number block before uploading the exhibits to the party's designated box.com folder; (b) sequentially page-number each page of exhibits longer than two pages, with

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<sup>1</sup> Box.com is a web-based document sharing service. When exhibits are first presented during the hearing, the Commission will receive them electronically from each party's box.com folder for display.

the first page number as page 1, regardless of content, before uploading the exhibits to the party's designated box.com folder; and (c) upload all pre-marked exhibits into each party's respective designated box.com folder prior to the presenting them during the hearing.

13. Attachment B outlines procedures and requirements for marking and formatting exhibits aimed at facilitating efficient and smooth electronic evidence presentations at the remote hearing. It is very important that the parties carefully review and follow all requirements in this Decision and Attachments A and B.

14. To efficiently organize the numbering and preparation of exhibits for the hearing, the parties shall use a unified numbering system for all hearing exhibits. Blocks of hearing exhibit numbers are assigned as follows:

- Woodland Park is assigned hearing exhibit numbers 100 to 199; and
- Tava Cab is assigned hearing exhibit numbers 200 to 299.

**C. Additional Procedural Notices and Advisements**

15. The ALJ will retain the discretion to change the method by which the hearing will be conducted.

16. This proceeding is governed by the Rules of Practice and Procedure found at 4 *Colorado Code of Regulations* ("CCR") 723-1. The ALJ expects the parties comply with these rules. The rules are available on the Commission's website at <https://puc.colorado.gov/pucrules>, and in hard copy from the Commission.

17. A party's failure to appear at the scheduled evidentiary hearing may result in decisions adverse to their interests.

18. The ALJ will hold an informal practice video conference session if requested by any party to give the parties an additional opportunity to practice using Zoom and box.com before the hearing.

19. The parties may contact the Commission Legal Assistants by email at [casey.federico@state.co.us](mailto:casey.federico@state.co.us) or [stephanie.kunkel@state.co.us](mailto:stephanie.kunkel@state.co.us) to schedule an informal practice videoconference session.

20. The parties will receive information and a link to participate in the informal practice session by email.

21. Additional procedural requirements may be addressed in future interim decisions.

22. The parties are reminded that filings with the Commission must also be served upon all other parties in accordance with Rule 1205 of the Rules of Practice and Procedure, 4 CCR 723-

### **III. ORDER**

#### **A. It Is Ordered That:**

1. A fully remote evidentiary hearing in this proceeding is scheduled as follows:

DATE: April 8, 2025

TIME: 9:00 a.m.

PLACE: Join by videoconference online at the Zoom link emailed to parties before the hearing.

2. Participants may not appear in person at the Commission for the above-scheduled hearing. Instead, they must participate in the hearing from remote locations, consistent with the requirements of this Decision.

3. Woodland Park Airport Taxi, LLC must file a list of the witnesses it intends to call during the hearing and file a copy of the exhibits it intends to use as evidence during the hearing (marked with hearing numbers in the block described above) by February 26, 2025.

4. Tava Cab, LLC must file a list of the witnesses it intends to call during the hearing and file a copy of the exhibits it intends to use as evidence during the hearing (marked with hearing numbers in the block described above) by March 12, 2025.

5. Participants in the hearing may not distribute the hearing link, access, or ID code to anyone not participating in the hearing.

6. All participants must comply with the requirements in Attachment A to this Decision.

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

Rebecca E. White,  
Director

