

Service Date: August 2, 2000

FINAL ORDER NO. 6487

DEPARTMENT OF PUBLIC SERVICE REGULATION
MONTANA PUBLIC SERVICE COMMISSION
P.O. Box 202601
Helena, Montana 59620-2601

IN THE MATTER OF Cord L. Thurston dba)
Road Runner Limousine Service, Twin) Docket No. T-00.33.PCN
Bridges, Montana, Application for a)
Montana Intrastate Certificate of Public) Order No. 6487
Convenience and Necessity.)

The Commission, being fully advised in the premises, makes the following findings, conclusions and order:

FINDINGS OF FACT

1. On March 1, 2000, Cord L. Thurston dba Road Runner Limousine Service, Twin Bridges, Montana, filed an application with the Montana Public Service Commission under Title 69, MCA, for a Certificate of Public Convenience and Necessity authorizing transportation of the following:

Class B Passengers, in limousine service, between all points and places in Beaverhead, Jefferson, Gallatin, Madison and Silver Bow Counties, Montana.

2. In accordance with Section 69-23-32 1, MCA, this matter was noticed to the public April 5, 2000. That notice said in pertinent part:

If no written protests are received by April 25, 2000, a hearing may not be held and a final order may be issued in this Docket. If a protest is received, a hearing will be scheduled. Individual notice of the hearing will be given only to Protestants and Applicant.

The application included affidavits of support.

3. Protests were filed by Jeffery Dee Bingman dba Mountain Taxi, Big Sky, Montana; Duane & Debbie Bartlett dba Camelot Limousine Service, Missoula, Montana and Cutrubus Sparks Ventures, LLC dba Classic Limo, Bozeman, Montana.

4. All protests were withdrawn after the Applicant restrictively amended the application. The amendments are incorporated into the Order granting authority herein.

5. The record of this application is available for inspection at the Public Service Commission Office, 1701 Prospect Avenue, P.O. Box 202601, Helena, Montana 59620-2601.

CONCLUSIONS OF LAW

1. The Montana Public Service Commission properly exercises jurisdiction over the parties and subject matter in this proceeding.

2. The Commission afforded all parties interested in this proceeding proper notice and an opportunity to participate.

3. Public Convenience and Necessity require a grant of the authority sought by the Applicant.

ORDER

NOW THEREFORE, at a session of the Public. Service Commission, Department of Public Service Regulation of the State of Montana, held in its offices at 1701 Prospect Avenue, Helena, Montana, on Monday, the 31st day of July, 2000, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-00.33.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of **Cord L. Thurston dba Road Runner Limousine Service**, Twin Bridges, Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

Class B Passengers in limousine service between all points and places in Beaverhead, Gallatin, Jefferson, Madison and Silver Bow Counties, Montana. LIMITATIONS: 1) Transportation is limited to movements originating in Beaverhead, Jefferson and Madison Counties. 2) Transportation movements originating in Ennis, Montana and a five (5) mile radius thereof and destined to Big Sky, Montana and a twenty-five (25) mile radius thereof are prohibited. 3) Transportation movements originating in Gallatin County are prohibited. 4) Transportation movements originating in Beaverhead County will not terminate in Silver Bow County.

IT IS FURTHER ORDERED that a **full**, true, and correct copy of this order be sent forthwith by first class mail to the applicant and all parties herein.

THE FOREGOING ORDER was adopted by the Department of Public Service Regulation of the State of Montana, Public Service Commission, IN OPEN SESSION at Helena, Montana, this 31st day of July, 2000 by a vote of 5-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

DAVE FISHER, Chairman

NANCY McCAFFREE, Vice Chair

BOB ANDERSON, Commissioner

GARY FELAND, Commissioner

BOB ROWE, Commissioner

ATTEST

Kathlene M. Anderson
Commission Secretary

(SEAL)

NOTE: Any interested party may request the Commission to reconsider this decision. A motion to reconsider must be filed within ten (10) days. See 38.2.4806, ARM