

Service Date: October 16, 1997

FINAL ORDER NO.6436

DEPARTMENT OF PUBLIC SERVICE REGULATION  
MONTANA PUBLIC SERVICE COMMISSION  
1701 Prospect Avenue, P.O. Box 202601  
Helena, Montana 59620-2601

IN THE MATTER OF **Kitty Keller dba Big Sky Paramedics**, Great Falls, Montana, )  
Application for a Montana Intrastate Certificate ) Docket No. T-97.94.PCN  
of Public Convenience and Necessity. ) Order No. 6436

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

FINDINGS OF FACT

1. On August 18, 1997, **Kitty Keller dba Big Sky Paramedics**, Great Falls, 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 wheelchair service between all points and places in Cascade County.

2. In accordance with Section 69-23-321, MCA, this matter was noticed to the public September 10, 1997. That notice said in pertinent part:

If no written protests are received by September 30, 1997, 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. A protest was filed by Titan Enterprises, Inc. dba Diamond Cab Company and Diamond Wheelchair Van, Great Falls, Montana.

4. The protest was withdrawn after the Applicant restrictively amended the application.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 the 14th day of October, 1997, there being present a quorum of Commissioners, there came regularly before the Commission for final action the matters and things in Docket No. T-97.94.PCN, and the Commission being fully advised in the premises;

IT IS ORDERED by the Commission that the application of **Kitty Keller dba Big Sky Paramedics**, Great Falls, Montana, for a Certificate of Public Convenience and Necessity IS GRANTED to the following extent:

**Class B - Passengers in wheelchair service between all points and places in Cascade County.**

**Limitation: Transportation movements originating and terminating within the city limits of Great Falls, Montana, is limited to the residents of Missouri River Manor, or its successor in interest.**

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 14th day of October, 1997, by a vote of 5-0.

BY ORDER OF THE MONTANA PUBLIC SERVICE COMMISSION.

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DAVE FISHER, Chairman

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NANCY McCaffree, Vice Chair

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BOB ANDERSON, Commissioner

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DANNY OBERG, Commissioner

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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.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Final Order issued in Docket T-97.94.PCN in the matter of Kitty Keller dba Big Sky Paramedics, Montana has today been sent to all parties listed.

MAILING DATE: October 16, 1997

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FOR THE COMMISSION

FIRST CLASS MAIL

Kitty Keller  
dba Big Sky Paramedics  
700 Central Avenue  
P.O. Box 2003  
Great Falls, MT 59403

Titan Enterprises, Inc.  
dba Diamond Cab Company and Diamond Wheelchair Van  
908 6th St. So.  
Great Falls, MT 59405

AS ITS INTERESTS MAY APPEAR:

Montana Consumer Counsel  
34 West Sixth Avenue  
P.O. Box 201703  
Helena, MT 59620-1703