

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the)	APPLICATION NO. B-2003
Application of Thomas)	
Transportation, Omaha,)	
seeking authority as a common)	
carrier in Nebraska)	
intrastate commerce in the)	
transportation of passengers)	GRANTED AS AMENDED
in open class service between)	
all points in Nebraska over)	
irregular routes.)	
RESTRICTIONS: The)	
transportation of railroad)	
train crews and their baggage)	
is not authorized. HHS)	ENTERED: April 21, 2020
Designation: No.)	

BY THE COMMISSION:

O P I N I O N S A N D F I N D I N G S

On September 13, 2019, Thomas Transportation, ("Applicant"), Omaha, filed an application for authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in open class service between all points in Nebraska over irregular routes. The transportation of railroad train crews and their baggage is not authorized, and HHS Designation is no. Notice of the application was published in The Daily Record, Omaha, Nebraska, on October 17, 2019.

Timely protests were filed by Camelot Transportation, Inc.; Triumph Transportation, Inc.; WHC NE, LLC d/b/a zTrip; WHC NE, LLC d/b/a Cornhusker Cab Company and zTrip; WHC NE, LLC d/b/a Happy Cab and zTrip; WHC NE, LLC d/b/a Checker Cab Company and zTrip; WHC NE, LLC d/b/a Yellow Cab Company and zTrip; and WHC NE, LLC d/b/a Safeway Cabs and zTrip. Protests were granted on November 26, 2019.

Hearing on this matter was scheduled for March 4, 2020 in the Commission Hearing Room, Lincoln, Nebraska. Prior to the hearing, Applicant discussed its proposed service plans with Commission staff and whether its Application reflected the service it seeks to provide. On January 17, 2020, Applicant filed a written request to amend its Application. On January 28, 2020, the Hearing Officer granted Applicant's written request to amend its application as follows: the transportation of passenger in special party and

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charter service between points within and between Douglas, Dodge, Johnson, York, Sarpy, and Lancaster counties over irregular routes. The transportation of railroad train crews and their baggage is not authorized and the HHS Designation is no. Notice of the amended application was published in The Daily Record on January 31, 2020. On February 5, 2020, Protestants' filed motions to withdraw their protests, which were granted. Application No. B-2003 was then processed pursuant to the Commission's Rule of Modified Procedure.

After due consideration of the evidence and being fully advised in the premises, the Commission is of the opinion and finds:

Applicant is fit, willing, and able properly to perform the proposed service, and to conform to the provisions of NEB. REV. STAT. §§ 75-301 to 75-322 (Reissue 2018) and the requirements, rules and regulations of the Commission thereunder.

The proposed intrastate service is or will be required by the present or future public convenience and necessity to the following extent:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

COMMON: the transportation of passengers in special party and charter service within and between points in Douglas, Dodge, Johnson, York, Sarpy, and Lancaster counties over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.

The application should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. B-2003 be, and it is hereby, granted; and that upon compliance with the terms and conditions set forth in this Order, a Certificate of Public Convenience and Necessity shall be issued to Thomas Transportation, Omaha, Nebraska, in Application No. B-2003, authorizing the operations set forth in the foregoing findings.

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IT IS FURTHER ORDERED that Applicant shall not be issued the Certificate of Public Convenience and Necessity authorized by the Commission unless and until Applicant has fully complied, within a reasonable time from the effective date of this Order, with NEB. REV. STAT. §§ 75-305 (fees), 75-307 (insurance), and 75-308 (rates)(Reissue 2018), and with the rules and regulations of the Commission, and if upon expiration of such time Applicant has not complied with such terms and conditions, this Order shall, after reasonable notice to Applicant, be of no further force and effect.

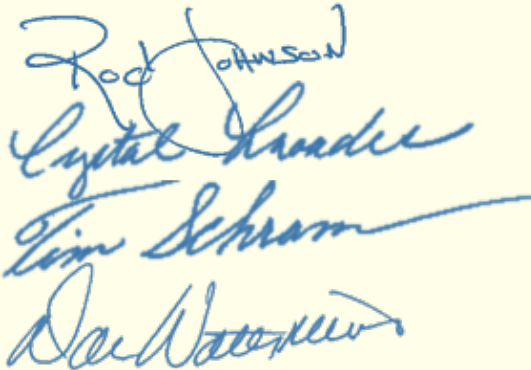
IT IS FURTHER ORDERED that Applicant shall not conduct operations until a Certificate of Public Convenience and Necessity is issued.

IT IS FURTHER ORDERED that the operations authorized herein shall be subject to the terms, conditions, and limitations which have been, or may hereafter be prescribed by the Commission.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 21st day of April, 2020.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:





Chair

ATTEST:



Executive Director