

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska ) Docket No. B-1945  
Public Service Commission, on )  
its own motion, seeking )  
revocation of the Certificate ) ORDER REVOKING CERTIFICATE  
of Public Convenience and )  
Necessity issued to Rapid )  
Shuttle Service, Papillion, in )  
Docket No. B-1945. ) Entered: July 14, 2020

BY THE COMMISSION:

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

The Nebraska Public Service Commission ("Commission"), on its own motion, is seeking revocation of the Certificate of Public Convenience and Necessity granted to Rapid Shuttle Service, Papillion, in Docket No. B-1945.

The Commission granted Rapid Shuttle Service authority to operate and provide transportation of passengers by van in open class service between points in Douglas, Sarpy, Washington, Dodge, Cass, Saunders and Otoe Counties over irregular routes. The transportation of railroad train crews and their baggage is not authorized and the HHS designation is no. Rapid Shuttle Service was originally granted its authority on October 24, 2017.

Neb. Rev. Stat. § 75-305(1) requires all regulated motor carriers to pay an annual fee not exceeding eighty dollars (\$80) for each motor vehicle operated. Annual fees are due and payable to the Commission on or before January 1 and are delinquent March 1.<sup>1</sup>

Rapid Shuttle Service failed to pay its annual renewal fee as required by § 75-305(1) and was therefore named a Respondent in a Department Complaint opened March 5, 2019.<sup>2</sup> Hearing on the

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<sup>1</sup> Neb. Rev. Stat. § 75-305(3).

<sup>2</sup> See Docket No. MCC-3196.02 *Jamie L. Reyes, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska, Complainant, v. Alpha Life Improvement Services; Big A Holdings, LLC d/b/a OMALiNK; Big O's Party Bus, LLC; Bus at the Yard d/b/a Luxury Limousine; Careem Transportation, LLC; Daniel's Moving & Storage of Omaha, LLC; Denver Coach, Inc.; First Student d/b/a First Student, Inc.; Ford Storage & Moving Co.; Good Times Limousine, Inc.; Kelly DeSive; King's Moving; Modes Movers, LLC d/b/a Middle West Movers; Nebraska Taxi, LLC; Omaha Handicap Transportation Services; Rapid Shuttle Service; Roadrunner Bus, LLC; Ronald*

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Complaint was held on May 5, 2020. No representative of Rapid Shuttle Service appeared at the hearing.

A company representative signed for the certified letter containing notice of the Complaint against Rapid Shuttle Service and the March 10, 2020 show cause hearing. No action was taken by any representative for Rapid Shuttle Service to resolve the complaint or pay the annual fee. Department staff recommended at the hearing that the Certificate of Public Convenience and Necessity held by Rapid Shuttle Service be revoked and the carrier be assessed a civil penalty of three-thousand, eight-hundred dollars (\$3,800). The Commission entered an order on June 30, 2020 sustaining the Complaint against Rapid Shuttle Service and adopting Department recommendations.<sup>3</sup> On July 8, 2020, Rapid Shuttle Service filed a voluntary revocation application, stating that the carrier had been out of business for a year. However, as this was received after the Commission entered its June 30, 2020 Order, the Commission will move forward with memorializing its findings from its June 30, 2020 Order.

Based on the above, the Commission is of the opinion and finds that the authority granted to Rapid Shuttle Service, Papillion, in Docket No. B-1945 should be revoked for failure to comply with Neb. Rev. Stat. § 75-305(1). All PSC plates assigned to Rapid Shuttle Service must be returned to the Commission within ten (10) days of the effective date of this Order. Moreover, the civil penalty of three-thousand, eight-hundred dollars, must still be paid by Rapid Shuttle Service. No subsequent applications for authority will be granted until the above-mentioned civil penalty is satisfied.

### O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Certificate of Public Convenience and Necessity issued to Rapid Shuttle Service, Papillion, in Certificate B-1945 be, and is hereby, revoked.

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*D. All good d/b/a Tree City Cab Company; Siouxland Paramedics, Inc.; T and T Party Bus, LLC d/b/a T & T Limousines; and The Wine Bus, LLC, Respondents (opened March 10, 2020).*

<sup>3</sup> See Docket MCC-3196.02, Order Dismissing in Part and Sustaining in Part, Entered June 30, 2020.

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IT IS FURTHER ORDERED that all vehicle plates assigned by the Commission must be returned to the Commission within ten (10) days of the effective date of this Order.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 14<sup>th</sup> day of July, 2020.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Rock Johnson*  
*Crystal Hunder*  
*Tim Schram*  
*Don Watson*

*Mary Keddin*

Chair

ATTEST:

*Michael S. Hyatt*  
Executive Director