

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the)	Application No. B-2021
Application of Dillard-Lewis,)	
Inc., d/b/a Highland Express)	
Shuttle Service, Raleigh,)	
North Carolina, seeking)	
authority as a contract)	
carrier in Nebraska intrastate)	
commerce in the transportation)	
of passengers by van in open)	
class service over regular)	
routes between North Platte)	
and Omaha serving recruiting)	GRANTED
stations at intermediate)	
points, and between points in)	
Burt, Cass, Dodge, Douglas,)	
Lancaster, Otoe, Sarpy,)	
Saunders, and Washington)	
counties over irregular routes)	
pursuant to a contract with)	
the United States Department)	
of Defense and Transcor, Inc.)	
RESTRICTIONS: The)	
transportation of railroad)	
train crews and their baggage)	
is not authorized. HHS)	
Designation: No.)	Entered: February 17, 2021

BY THE COMMISSION:

By application filed October 1, 2020, Dillard-Lewis, Inc., d/b/a Highland Express Shuttle Service ("Applicant"), Raleigh, North Carolina, seeks authority to operate as a contract carrier in Nebraska intrastate commerce as follows:

AUTHORITY SOUGHT

CONTRACT: Transportation of passengers by van in open class service over regular routes between North Platte and Omaha serving recruiting stations at intermediate points, and between points in Burt, Cass, Dodge, Douglas, Lancaster, Otoe, Sarpy, Saunders, and Washington counties over irregular routes pursuant to a contract with the United States Department of Defense and Transcor, Inc. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.

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Notice of the application was published in The Daily Record, Omaha, Nebraska, on December 3, 2020. Because no protests were filed, Application No. B-2021 was processed pursuant to the Commission's Rule of Modified Procedure.

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

Applicant is a North Carolina corporation with its principal office in Raleigh, North Carolina, and its registered agent in Lincoln, Nebraska. Applicant has authority from the Nebraska Secretary of State to transact business in Nebraska.

Applicant provides transportation of military recruits from recruiting stations to Military Entrance Processing Stations within Nebraska pursuant to a contract with the United States Department of Defense and Transcor, Inc. Applicant's proposed territory is limited to those counties in which it will mainly provide its intrastate services to the US Military. Applicant will not provide any other intrastate passenger transportation services to anyone outside of the military recruits authorized to receive transportation services under this contract.

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

1. 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 (Cum. Supp. 2020) and the requirements, rules and regulations of the Commission thereunder.
2. Upon compliance with Neb. Rev. Stat. §§ 75-305(fees), 75-307(insurance), and 75-308(rates), and with the rules and regulations of the Commission, a Permit of Authority should be issued as proposed:

PERMIT AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

CONTRACT: Transportation of passengers by van in open class service over regular routes between North Platte and Omaha serving recruiting stations at intermediate

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points, and between points in Burt, Cass, Dodge, Douglas, Lancaster, Otoe, Sarpy, Saunders, and Washington counties over irregular routes pursuant to a contract with the United States Department of Defense and Transcor, Inc. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.

3. The application should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. B-2021 be, and it is hereby, granted; and that upon compliance with the terms and conditions set forth in this Order, a Permit of Authority shall be issued to Dillard-Lewis, Inc., d/b/a Highland Express Shuttle Service, Raleigh, North Carolina, in Application No. B-2021, authorizing the operations set forth in the foregoing findings.

IT IS FURTHER ORDERED that Applicant shall not be issued the Permit of Authority 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), 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 Permit of Authority is issued.

IT IS FINALLY 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.

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ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 17th
day of February, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rod Johnson
Crystal Swader
Mary Kadden
Tim Schram

Don Watson

Chair

ATTEST:

Michael S. Hyatt

Executive Director