

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the) APPLICATION NO. B-1996
Application of Nebraska)
Excellent Health Transportation)
Services, Omaha, Nebraska,) ORDER GRANTING SUSPENSION
seeking a suspension of its) UNTIL FEBRUARY 28, 2022
Certificate of Public)
Convenience and Necessity)
issued in Docket No. B-1996)
until February 28, 2022.) ENTERED: June 8, 2021

BY THE COMMISSION:

On March 8, 2021, the Nebraska Public Service Commission ("Commission") Transportation Department filed a complaint against Nebraska Excellent Health Transportation Services ("Applicant"), Omaha, and other Respondents alleging violation of Neb. Rev. Stat. § 75-305 (Cum. Supp. 2020) due to failure to timely file annual fees by March 1, 2021.¹ Nebraska Excellent Health Transportation Services was ordered to appear at a show-cause hearing scheduled for May 4, 2021 regarding the complaint.

On April 26, 2021, Applicant filed an application to suspend its operations until February 28, 2022. Notice of this Application was published in The Daily Record, Omaha, on May 3, 2021. No protests were received.

No representative of Nebraska Excellent Health Transportation Services appeared at the May 4, 2021 show-cause hearing. The Commission entered an Order on June 8, 2021 in Docket No. MCC-3196.03, finding that Applicant's suspension request should be granted.

¹ See Docket No. MCC-3196.03 *Jamie L. Reyes, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska, COMPLAINANT, vs. 9 Line Medical Solutions, LLC; Alpha Life Improvement Services; Ambassador Transportation, LLC; Big O's Party Bus, LLC; Black Diamond S & S; Bus at the Yard d/b/a Luxury Limousine; Daniel's Moving & Storage of Omaha; FunFamily Party Bus, LLC; Laidback Limousine, Inc.; Limousine Services, LLC; Medics At Home, Inc.; National Arbor Day Foundation; National Health Transport, Inc.; Nebraska Excellent Health Transport; Omaha Ambulance Service, Inc.; Omaha Omaha Handicap Trans. Serv.; Premier Limousine, LLC; Ride the Good Life, LLC; Royal Limousine Service; Safe Ride Shuttle; Smiley's; SNP Consulting Services; Travel Plus Limousines; and Unity Transportation Services, Inc., RESPONDENTS* (opened March 8, 2021).

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

Nebraska Excellent Health Transportation Services is a common carrier authorized to provide transportation of passengers in open class service between points in Douglas and Sarpy counties over irregular routes. The transportation of railroad train crews and their baggage is not authorized, and HHS designation is no.

Neb. Rev. Stat. § 75-315 provides that a certificate or permit may be suspended, changed, or revoked by application of the certificate or permit holder or on the Commission's own motion after a hearing is properly noticed and held. Testimony from Commission staff at the May 4, 2021 hearing illustrated that Nebraska Excellent Health Transportation Services had difficulties providing services due to the global pandemic, thus hindering its ability to comply with annual renewal requirements under § 75-305.

Applicant requested that its authority be suspended until April 26, 2021 for the reasons stated above. The Commission's June 8, 2021 Order in Docket MCC-3196.03 determined that Applicant's suspension request should be granted. Therefore, this Order shall serve to memorialize that finding.

Based on the above, the Commission finds that the Certificate of Public Convenience and Necessity held by Nebraska Excellent Health Transportation Services should be suspended until February 28, 2022. Nebraska Excellent Health Transportation Services must complete all Commission compliance requirements for annual fee payments, proof of current insurance, and vehicle lists either on or before the end of the suspension period or make other arrangements with the Department regarding its authority. Failure to do so may result in further Commission action.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the request of Nebraska Excellent Health Transportation Services, Omaha Nebraska, to suspend the Certificate of Public Convenience and Necessity in Docket No. B-1996 be, and it is hereby, granted, and Certificate B-1996 is suspended until February 28, 2022.

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ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 8th day of June, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rod Johnson
Crystal Swader
Mary Keddin
Tim Schram

Don Watson

Chair

ATTEST:

Michael S. Hyatt

Executive Director