

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

| | | |
|--------------------------------|---|----------------------------|
| In the Matter of the |) | Application No. B-2025.01 |
| Application of FADI, LLC, |) | |
| Bennington, seeking authority |) | |
| to add HHS Designation to its |) | |
| existing authority providing |) | |
| transportation to passengers |) | |
| by sedan and van in open class |) | ORDER GRANTING APPLICATION |
| service between points in |) | |
| Douglas, Dodge, Sarpy, |) | |
| Washington, and Cass counties, |) | |
| and between said counties, |) | |
| over irregular routes. |) | Entered: December 7, 2021 |

BY THE COMMISSION:

By application filed October 13, 2021, FADI, LLC, d/b/a FADI Medical Transportation ("Applicant"), Bennington, seeks to extend its existing common carrier authority to provide transportation of clients of the Nebraska Department of Health and Human Services ("NDHHS") in its current geographic territory.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on October 22, 2021. No protests were filed; therefore, the application 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 Nebraska limited liability company with its principal business office in Bennington, Nebraska. Applicant currently provides transportation services as an open class carrier in and between Douglas, Dodge, Sarpy, Washington, and Cass counties. The current application will allow Applicant to provide non-emergency medical transportation for NDHHS clients.

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.

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

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

COMMON: Transportation of passengers by sedan and van in open class service between points in Douglas, Dodge, Sarpy, Washington, and Cass counties, and between said counties over irregular routes. RESTRICTIONS: HHS Designation: Yes.

3. The application for authority should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. B-2025.01 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 FADI, LLC, Bennington, Nebraska in Application No. B-2025.01, authorizing the operations set forth in the foregoing findings.

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) (Cum Supp. 2020), 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 its new operations until a Certificate of Public Convenience and Necessity is issued.

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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.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 7th day of December, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rob Johnson
Crystal Broadus
Mary Kiddy
Tim Schram

Don Watson
Chair

ATTEST:

Shanice Khutson
Deputy Director