

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the ) APPLICATION NO. B-1899  
Application of The Happy Bus, )  
LLC, Alma, Nebraska, seeking )  
cancelation and revocation of ) ORDER GRANTING CANCELATION OF  
its Certificate of Public ) CERTIFICATE NO. B-1899  
Convenience Necessity issued in )  
Docket No. B-1899 )  
 ) ENTERED: May 24, 2022

BY THE COMMISSION:

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

On March 1, 2022, the Nebraska Public Service Commission ("Commission") Transportation Department filed a complaint against The Happy Bus, LLC ("Applicant"), Alma, 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, 2022.<sup>1</sup> The Happy Bus, LLC, was ordered to appear at a show-cause hearing scheduled for April 12, 2022, regarding the complaint. Notice of this Hearing was published in The Daily Record, Omaha, Nebraska, on March 3, 2022.

On April 8, 2022, The Happy Bus, LLC, filed an application to cancel its certification of authority. In its request, Applicant stated the company was no longer providing services in Nebraska. No representative appeared at the April 12, 2022, show-cause hearing.

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

The Happy Bus, LLC, seeks to cancel the Certificate of Public Convenience and Necessity issued by the Commission in Docket No. B-1899 on August 25, 2020. The Commission granted Applicant the authority to provide transportation of passengers by bus in special party service between all points in Nebraska over irregular routes. The transportation of railroad train crews and their baggage is not authorized. HHS designation is no.

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<sup>1</sup> See Docket No. MCC-3196.04 *Jamie L. Reyes, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska, COMPLAINANT, vs. 9 Line Medical Solutions, LLC; Big A Holdings d/b/a OMALiNK; Black Diamond S & S; Christopher M. Beerbohm; Davis Entertainment d/b/a Ollie The Trolley; Executive Coach, LLC; Kearney Cab Company; Lunjini Medical Transportation, LLC; Ronald D Allgood d/b/a Tree City Cab; Serving Nebraska Health Transportation; The Happy Bus, LLC; and Thomas Transportation, RESPONDENTS* (opened March 1, 2021).

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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 by Commission staff at the April 12, 2022, hearing illustrated that The Happy Bus, LLC, was no longer providing services in Nebraska, rendering the certificate of authority unnecessary. Additionally, Applicant stated in its revocation application that the company was no longer providing services in Nebraska.

Upon due consideration of this request, the Commission is of the opinion and finds that the request should be granted, and the authority granted to The Happy Bus, LLC, in Docket No. B-1899 should be cancelled. Any vehicle with license plates assigned by the Commission must be returned to the Commission within ten (10) days of the effective date of this Order.

### O R D E R

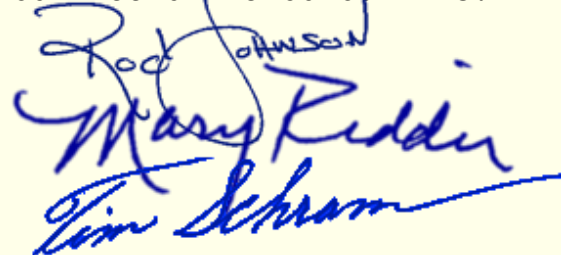
IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the application of The Happy Bus, LLC, Alma, be, and is hereby, granted and the Certificate of Public Convenience and Necessity in Docket No. B-1899 is hereby cancelled.

IT IS FURTHER ORDERED that any vehicle with license 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 24<sup>th</sup> day of May, 2022.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



Chair

ATTEST:



Executive Director