

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application)	APPLICATION NO. B-1296
of Nebraska City Trolley Service)	
Corporation, c/o River Country)	
Industrial Development Corporation,)	
Nebraska City, Nebraska seeks author-)	
ity as a common carrier in Nebraska)	
intrastate commerce in the transpor-)	GRANTED CONDITIONALLY
tation of passengers in rubber tired)	
trolley cars in Otoe County and in)	
charter service, all charters to)	
originate and terminate in Nebraska)	
City.)	ENTERED: July 17, 1990

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed June 21, 1990, Nebraska City Trolley, Nebraska City, Nebraska hereinafter referred to as applicant, seeks a certificate of public convenience and necessity to operate as a common carrier of passengers by motor vehicle.

AUTHORITY SOUGHT

Passengers in rubber tired trolley cars in Otoe County and in charter service, all charters to originate and terminate in Nebraska City.

Notice of the above-captioned application was published in The Daily Record, Omaha, Nebraska, on June 25, 1990, pursuant to the rules and regulations of the Nebraska Public Service Commission pertaining to notice.

Since no protests are expected to be filed, Application No. B-1296 will be processed on July 17, 1990 pursuant to Rule 018.03 of the Rules and Regulations of the Nebraska Public Service Commission contingent on the absence of protests with an effective date of July 26, 1990.

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

1. That applicant is fit, willing, and able properly to perform the service proposed and to conform to the provisions of Sections 75-301 to 75-322.04, R.R.S. 1943, as amended, and the requirements, rules and regulations of the Commission thereunder.
2. The non-controversial nature of this application and the urgency for the applicant to begin operations simultaneously with a major promotion event involving the new V.F. Factory Outlet Mall, the National Arbor Day Center and downtown Nebraska City require the Commission to approve the application conditionally with the granting of permanent authority effective July 26, 1990.

APPLICATION B-1294

PAGE TWO

3. That the proposed intrastate service is or will be required by the present or future public convenience and necessity to the following extent:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Passengers in rubber tired trolley cars in Otoe County and in charter service, all charters to originate and terminate in Nebraska City.

4. That the application should be granted affective July 26, 1990.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1296 be, and it is hereby, granted affective July 26, 1990; 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 Nebraska City Trolley Service Corporation, c/o River Country Industrial Development Corporation in Application No. B-1296, authorizing the operations set forth in Paragraph No. 2 of 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 Sections 75-305 (fees), 75-307 (insurance), and 75-308 (rates), R.R.S. 1943, as amended, 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 certificate of public convenience and necessity is issued.

IT IS FURTHER ORDERED that applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

IT IS FURTHER ORDERED that the certificate of public convenience and necessity authorized shall be subject to the terms, conditions, and limitations which have been, or may hereafter be, prescribed by the Commission.

MADE AND ENTERED at Lincoln, Nebraska this 17th day of July, 1990.

COMMISSIONERS CONCURRING:

Duane D. Gay
//s//Frank E. Landis, Jr.
//s//James Munnelly
//s//Eric Rasmussen
//s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION

Daniel G. Urwiller
Chairman

ATTEST:

John Burvick
Acting Executive Director