

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of) APPLICATION NO. B-1298
CABCO, Inc., Scottsbluff, Nebraska,)
which seeks to acquire, through purchase,) GRANTED AND CERTIFICATE
the authority as a common carrier in) B-1221, REVOKED
Nebraska intrastate commerce granted to)
Melvin L. Curtis, dba Thrifty Cab Co. in)
Certificate B-1221.) ENTERED: February 12, 1991

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed December 17, 1990, CABCO, Inc., Scottsbluff, Nebraska, seeks to acquire the operating rights granted to Melvin L. Curtis, dba Thrifty Cab Co. in the certificate of public convenience and necessity issued in Application No. B-1221.

Notice of the application was published in The Daily Record, Omaha, Nebraska on December 18, 1990, pursuant to the rules of the Commission.

Since no protest was filed, Application No. B-1298 was processed pursuant to Rule 018.03 of the rules of the Commission.

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 to properly perform the proposed service.
2. The proposed transfer of operating rights will be consistent with the public interest and will not unduly restrict competition.
3. The certificate issued in Application No. B-1221, is not dormant.
4. A certificate should be issued in Application No. B-1298 authorizing the following operations:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Passengers and their baggage between points in Scotts Bluff County over irregular routes. Restriction: Restricted against the transportation of railroad train crews and their baggage.

5. The certificate issued in Application No. B-1221 should be revoked and cancelled.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1298 be, and it is hereby, granted; and that upon compliance with the terms and conditions set

Application No. B-1298

Page Two

forth in this Order, a certificate of public convenience and necessity shall be issued to CABCO, Inc., Scottsbluff, Nebraska in Application No. B-1298, authorizing the operations set forth in Paragraph No. 4 of the foregoing findings; and that to avoid a lapse in authority, the certificate of public convenience and necessity issued in Application No. B-1221 shall be revoked and cancelled simultaneously with the issuance of a certificate of public convenience and necessity in Application No. B-1298.

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.

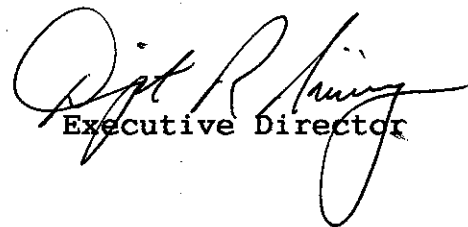
IT IS FURTHER ORDERED that the operations authorized herein shall be subject to the terms, conditions, and limitations which have been, or may hereafter be prescribed by the Commission.

MADE AND ENTERED at Lincoln, Nebraska this 12th day of February, 1991.


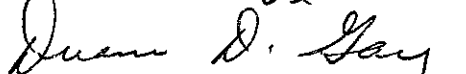
NEBRASKA PUBLIC SERVICE COMMISSION


Chairman

ATTEST:


Executive Director

COMMISSIONERS CONCURRING:

//s//Frank E. Landis, Jr.
//s//James Munnally
//s//Eric Rasmussen