

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of)	APPLICATION NO. B-1328
Western Sightseeing Tours, Inc., Omaha,)	SUPPLEMENT 2
Nebraska, seeking to acquire, through)	
transfer, the authority as a common)	GRANTED AND CERTIFICATE
carrier in Nebraska intrastate commerce))	B-1374 REVOKED
granted to Prairie Schooner Charter,)	
Inc. in Certificate B-1374.)	ENTERED: OCTOBER 31, 1995

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed August 28, 1995, Western Sightseeing Tours, Inc., Omaha, Nebraska, seeks to acquire, through transfer, the operating rights granted to Prairie Schooner Charter, Inc. in Certificate of Public Convenience and Necessity B-1374.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on August 30, 1995, pursuant to the rules of the Commission.

Since no protest was filed, Application B-1328, Supplement 2 was processed pursuant to Rule 018.03 of the rules of procedure 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 properly to perform the proposed extended 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 B-1374 is not dormant.
4. A certificate should be issued in Application B-1328, Supplement 2 authorizing the following operations:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Passengers and their baggage by bus in charter and special operations between points in Nebraska over irregular routes. Restriction: The transportation of railroad train crews and their baggage is not authorized.

5. The certificate issued in Application B-1374 should be revoked and cancelled.

APPLICATION NO. B-1328, SUPPLEMENT 2

PAGE TWO

O R D E R

IT IS THEREFORE, ORDERED, by the Nebraska Public Service Commission that Application B-1328, Supplement 2 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 Western Sightseeing Tours, Inc., Omaha, Nebraska, in Application B-1328, Supplement 2, authorizing the operations set forth in the foregoing findings; and that to avoid a lapse in authority, the Certificate of Public Convenience and Necessity issued in Application B-1374, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1328, Supplement 2.

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.

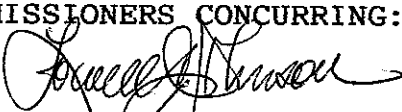
IT IS FURTHER ORDERED that applicant shall not conduct operations until a Certificate of Public Convenience and Necessity is issued.

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.

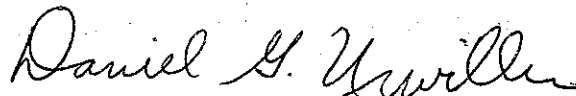
MADE AND ENTERED at Lincoln, Nebraska, this 31st day of October, 1995.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s//Rod Johnson
//s//Frank E. Landis
//s//James F. Munnelly
//s//Daniel G. Urwiller



Chairman

ATTEST:



Executive Director