

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of )	APPLICATION NO. B-1351
Midwest Special Services, Inc., )	
Curtis, Nebraska, seeking to acquire, )	
through transfer, the authority as a )	GRANTED AND CERTIFICATE
common carrier in Nebraska intrastate )	B-1288 REVOKED
commerce granted to Lannie L. Roblee, )	
dba Midwest Prisoner Transportation )	
Service in Certificate B-1288. )	
)	ENTERED: AUGUST 30, 1993

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed June 25, 1993, Midwest Special Services, Inc., Curtis, Nebraska, seeks to acquire, through transfer, the operating rights granted to Lannie L. Roblee, dba Midwest Prisoner Transportation Service in Certificate of Public Convenience and Necessity B-1288.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on June 28, 1993, pursuant to the rules of the Commission.

Since no protest was filed, Application B-1351 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 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-1288 is not dormant.
4. A certificate should be issued in Application B-1351 authorizing the following operations:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Transportation of prisoners between points in Nebraska over irregular routes.

5. The certificate issued in Application B-1288 should be revoked and cancelled.

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## O R D E R

IT IS THEREFORE, ORDERED, by the Nebraska Public Service Commission that Application B-1351 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 Midwest Special Services, Inc., Curtis, Nebraska, in Application B-1351, 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 B-1288, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1351.

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 30th day of August, 1993.

## NEBRASKA PUBLIC SERVICE COMMISSION

## COMMISSIONERS CONCURRING:

*Daniel G. Urwiler*  
*Deane D. Gay*

//s//Rod Johnson  
//s//Frank E. Landis, Jr.  
//s//James F. Munnelly

*Harold S. Landis*  
Chairman

ATTEST:

*Ed R. King*  
Executive Director