

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Dashabout)	APPLICATION NO. B-1375
Roadrunner, Inc., seeking to)	SUPPLEMENT 1
extend its authority as a)	
common carrier of passengers)	
and their baggage in Nebraska)	
intrastate commerce by)	GRANTED AS AMENDED
van/mini-van in open class)	
service between points in)	
Butler, Colfax, Madison,)	
Merrick, Platte, Polk,)	
Saunders, and Stanton counties)	ENTERED: MARCH 19, 2002
over irregular routes.)	

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed on September 27, 2001, Dashabout Roadrunner, Inc., Akron, Colorado, hereinafter referred to as applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of passengers by motor vehicle as follows:

AUTHORITY SOUGHT

Transportation of passengers and their baggage by van/mini-bus in open class service between points in Butler, Colfax, Madison, Merrick, Platte, Polk, Saunders, and Stanton counties over irregular routes.

Notice of the above-captioned application was published in The Daily Record, Omaha, Nebraska on October 1, 2001, pursuant to the rules of the Commission.

Timely protests to the granting of this application were filed on October 3, 2001, by Armadillo Express, Inc., through its attorney, Brad Kistler, and on October 5, 2001, by Prince of the Road through its attorney, John Boehm. However, with a filing of restrictive amendments on February 7, 2002, the protestants withdrew their protests.

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

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1. Applicant is fit, willing, and able properly to perform the service proposed and to conform to the provisions of Neb. Rev. Stat., sections 75-301 to 75-322, (Reissue 1996), and the requirements, rules and regulations of the Commission thereunder.
2. 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:

Transportation of passengers and their baggage by van/mini-bus in open class service between points in Butler, Colfax, Madison, Merrick, Platte, Polk, Saunders, and Stanton counties over irregular routes.

RESTRICTIONS: The transportation of clients of the Nebraska Department of Health and Human Services, such as, but not limited to, FHC Options (Value Options), Partners, and Curtis & Associates, and/or persons in the custody of the Nebraska Department of Corrections, in capacity of such clients and/or persons in custody is not authorized. The transportation of railroad train crews and their baggage is not authorized.

1. The application should be granted as amended.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1375, Supplement 1, be, and it is hereby granted as amended; 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 Dashabout Roadrunner, Inc., Supplement 1, authorizing the operations set forth in the foregoing findings.

IT IS FURTHER ORDERED that applicant shall not be issued the Certificate of Public Convenience and Necessity authorized by the

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Commission unless and until applicant has fully complied within a reasonable time from the effective date of this order, with Neb. Rev. Stat., sections 75-305 (fees), 75-307 (insurance), and 75-308 (rates), (Reissue 1996), 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 the 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 19th day of March, 2002.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s//Anne C. Boyle
//s//Frank E. Landis


Chair

ATTEST:


on behalf of the
Executive Director