

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of Karibu) APPLICATION NO. B-1395
 Enterprises, Inc., dba RT Round Trip Trans-)
 port, Papillion, Nebraska, seeking authority)
 as a common carrier in Nebraska intrastate)
 commerce in the transportation of passengers)
 and their baggage by passenger van and sport) GRANTED AS AMENDED
 utility vehicles, 15 passengers or less,)
 between points in Nebraska over irregular)
 routes. Restriction: The transportation of)
 railroad train crews and their baggage is)
 not authorized.) ENTERED: OCTOBER 31, 1995

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed on June 1, 1995, Karibu Enterprises, Inc., dba RT Round Trip Transport, Papillion, 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 as follows:

AUTHORITY SOUGHT

Passengers and their baggage by passenger van and sport utility vehicles, 15 passengers or less, between points in Nebraska over irregular routes. Restriction: The transportation of railroad train crews and their baggage is not authorized.

Notice of the above-captioned application was published in The Daily Record, Omaha, Nebraska, on June 2, 1995, pursuant to the rules of the Commission.

Timely protests to the granting of this application were filed on June 23, 1995, by Checker Cab Company, Yellow Cab and Happy Cab, dba Happy Cab Co. and on July 3, 1995, by Plattsmouth Cab Co., Inc. However, with a filing of a restrictive amendment to the original application on September 19, 1995, protestants Checker Cab Company, Yellow Cab, and Happy Cab, dba Happy Cab Co. withdrew their protests on September 22, 1995, and Plattsmouth Cab Co., Inc. withdrew its protest on October 2, 1995. Application No. B-1395 was then processed pursuant to Rule 018.03 of the rules of procedures 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 service proposed and to conform to the provisions of Sections 75-301 to 75-322, R.R.S. 1943, as amended, 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:

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CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Passengers and their baggage in vans or sport utility vehicles rated at 15 passengers or less who have arranged for service at least six hours in advance, except for passengers to and from Eppley Airfield who shall arrange for service at least twelve hours in advance, between points in Nebraska over irregular routes. Restriction: Transportation of railroad train crews and their baggage is not authorized.

3. 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-1395 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 Karibu Enterprises, Inc., dba RT Round Trip Transport, Papillion, Nebraska, in Application No. B-1395 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 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 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 31st day of October, 1995.

COMMISSIONERS CONCURRING:

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

NEBRASKA PUBLIC SERVICE COMMISSION

[Signature]
 Daniel G. Urwiller
 Chairman

ATTEST:

[Signature]
 Robert R. Taylor
 Executive Director