

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of) APPLICATION NO. B-1403
Gerald L. Andre, dba Taxicab Service of)
La Placita, Lexington, Nebraska, seek-)
ing to acquire, through transfer, the) GRANTED AND CERTIFICATE
authority as a common carrier in) B-1229 REVOKED
Nebraska intrastate commerce granted to)
Robert L. Meyer, dba Bob's Taxi in)
Certificate B-1229.) ENTERED: JANUARY 30, 1996

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed December 13, 1995, Gerald L. Andre, dba Taxicab Service of La Placita, Lexington, Nebraska, seeks to acquire, through transfer, the operating rights granted to Robert L. Meyer, dba Bob's Taxi in Certificate of Public Convenience and Necessity B-1229.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on December 14, 1995, pursuant to the rules of the Commission.

Since no protest was filed, Application B-1403 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-1229 is not dormant.
4. A certificate should be issued in Application B-1403 authorizing the following operations:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Passengers and their baggage by taxicab between points in Lexington and vicinity over irregular routes.

5. The certificate issued in Application B-1229 should be revoked and cancelled.

O R D E R

IT IS THEREFORE, ORDERED, by the Nebraska Public Service Commission that Application B-1403 be, and it is hereby, granted; and that upon compliance with the terms and conditions set forth in this

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Order, a Certificate of Public Convenience and Necessity shall be issued to Gerald L. Andre, dba Taxicab Service of La Placita, Lexington, Nebraska, in Application B-1403, 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-1229 shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1403.

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 January, 1996.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

[Signature of Rod Johnson]

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

Chairman

[Signature of Rod Johnson]

ATTEST:

[Signature of Robert B. Lagdon]
Executive Director