

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of B.J.Z.,) APPLICATION NO. B-1433
Inc., dba Checker Cab Company, Norfolk,) SUPPLEMENT 1
Nebraska, seeking to extend the authority)
as a common carrier in Nebraska intrastate)
commerce in the transportation of passengers)
and their baggage by taxi between points in) GRANTED AS AMENDED
Madison, Stanton, Wayne, Pierce, Antelope,)
and Boone Counties and between points within)
said counties on the one hand, and, on the)
other hand, points in Nebraska over)
irregular routes.) ENTERED: JUNE 2, 1998

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed on March 11, 1998, B.J.Z., Inc. dba Checker Cab Company, Norfolk, 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 taxi between points in Madison, Stanton, Wayne, Pierce, Antelope, and Boone Counties and between points within said counties on the one hand, on the other hand, points within a 150-mile radius of Norfolk, Nebraska, over irregular routes.

Notice of the above-captioned application was published in The Daily Record, Omaha, Nebraska, on March 12, 1998, pursuant to the rules of the Commission.

A timely protest to the granting of this application was filed on March 13, 1998, by Brown's Crew Car of Wyoming, dba Armadillo Express. However, with the filing of a restrictive amendment to the original application on April 10, 1998, protestant withdrew its protest on April 15, 1998. Application No. B-1433, Supplement 1, 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 Neb. Rev. Stat., Sections 75-301 to 75-322.04, (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

SUPPLEMENT NO. 1

SERVICE AND TERRITORY AUTHORIZED:

Passengers and their baggage by taxi between points in Madison, Stanton, Wayne, Pierce, Antelope, and Boone Counties and between points within said counties on the one hand, and, on the other hand, points within a 150-mile radius of Norfolk, Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

3. The application for extension should be granted as amended.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1433, 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 B.J.Z., Inc., dba Checker Cab Company, Norfolk, Nebraska, in Application No. B-1433, 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 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.

APPLICATION NO. B-1433, SUPPLEMENT 1

PAGE THREE

MADE AND ENTERED at Lincoln, Nebraska, this 2nd day of June, 1998.

COMMISSIONERS CONCURRING:

Anne C. Boyle

//s//Lowell C. Johnson
//s//Rod Johnson
//s//Frank E. Landis
//s//Daniel G. Urwiller

NEBRASKA PUBLIC SERVICE COMMISSION

Lowell C. Johnson
Chairman

ATTEST:

Robert H. L. L. L.
Executive Director

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