

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of) APPLICATION NO. B-1434
Yellow Cab & Limo, Inc., Beatrice,) SUPPLEMENT 4
seeking to extend the authority as a)
common carrier in Nebraska intrastate)
commerce in the transportation of)
passengers by bus between points in) GRANTED AS AMENDED
Nebraska over irregular routes.)
RESTRICTION: The transportation of)
railroad train crews and their baggage)
is not authorized.) ENTERED: NOVEMBER 16, 1999

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed on September 20, 1999, Yellow Cab & Limo, Inc., Beatrice, 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

Transportation of passengers by bus between points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

A timely protest to the granting of this application was filed on September 24, 1999, by Prince of the Road through its attorney, John Boehm. However, with the filing of a restrictive amendment to the original application on October 25, 1999, protestant withdrew its protest on October 29, 1999. Application No. B-1434, Supplement 4, 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. 4

SERVICE AND TERRITORY AUTHORIZED:

Transportation of passengers by bus, between points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. The transportation of clients of the Nebraska Department of Health and Human Services, FHC Options, Partners or any other subcontractors of Health and Human Services is not authorized. Further restricted to the transportation of passengers in buses or vehicles with a seating capacity of more than 30.

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-1434, Supplement 4 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 Yellow Cab & Limo, Inc., Beatrice, Nebraska, in Application No. B-1434, Supplement 4, 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-1434, Supplement 4

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MADE AND ENTERED at Lincoln, Nebraska, this 16th day of November, 1999.

COMMISSIONERS CONCURRING:

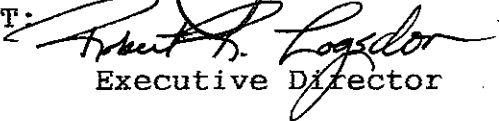
NEBRASKA PUBLIC SERVICE COMMISSION

//s//Lowell C. Johnson
//s//Frank E. Landis

COMMISSIONERS DISSENTING:
//s//Daniel G. Urwiller


Chairman

ATTEST: 
Executive Director

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

