

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Abbott)	APPLICATION NO. B-1505
Transportation, Inc., seeking)	SUPPLEMENT 2
to extend its authority as a)	
common carrier in Nebraska)	
intrastate commerce in the)	
transportation of passengers)	GRANTED AS AMENDED
and their baggage by bus)	
designed to transport 15 or)	
more passengers, including the)	
driver, in open class service,)	
between points in Cass,)	ENTERED: FEBRUARY 20, 2002
Douglas, Sarpy and Saunders)	
counties, on the one hand, and,)	
on the other hand, points in)	
Nebraska over irregular routes.)	
RESTRICTIONS: (1) The)	
transportation of railroad)	
train crews and their baggage)	
is not authorized; and (2))	
governmentally financed)	
transportation of clients of)	
the Nebraska Department of)	
Health and Human Services)	
and/or of private contractors)	
of the Nebraska Department of)	
Health and Human Services such)	
as but not limited to FHC)	
Options and Partners, and/or of)	
persons in the custody of the)	
Nebraska Department of)	
Corrections, in their capacity)	
as such clients and/or persons)	
in custody, is not authorized.)	

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed on July 27, 2001, Abbott Transportation, Inc., Omaha, 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 and their baggage by bus designed to transport 15 or more passengers, including the driver, in open class service, between points in Cass, Douglas, Sarpy and Saunders counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTIONS: (1) The transportation of railroad train crews and their baggage is not authorized; and (2) governmentally financed transportation of clients of the Nebraska Department of Health and Human Services and/or of private contractors of the Nebraska Department of Health and Human Services such as but not limited to FHC Options and Partners, and/or of persons in the custody of the Nebraska Department of Corrections, in their capacity as such clients and/or persons in custody, is not authorized.

Notice of the above-captioned application was published in The Daily Record, Omaha, Nebraska on August 3, 2001, pursuant to the rules of the Commission.

A timely protest to the granting of this application was filed on September 4, 2001, by MAVM Ventures, LLC, through its attorney, Marshall Becker. However, with a filing of a restrictive amendment on December 13, 2001, protestant withdrew its protest.

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, (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 bus designed to transport 15 or more passengers, including the driver, between points in Cass, Douglas, Sarpy and Saunders counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes.

RESTRICTIONS: (1) The transportation of railroad train crews and their baggage is not authorized; (2) governmentally financed transportation of clients of the Nebraska Department of Health and Human Services and/or of private contractors of the Nebraska Department of Health and Human Services such as but not limited to FHC Options and Partners and/or of persons in the custody of the Nebraska Department of Corrections in their capacity as such clients and/or persons in custody is not authorized; and (3) transportation of passengers and their baggage between Eppley Airfield, on the one hand, and, on the other hand, private residences in Douglas and Sarpy counties 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-1505, Supplement 2, 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 Abbott Transportation, Inc., Omaha, Nebraska, in Application B-1505, Supplement 2, 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

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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.

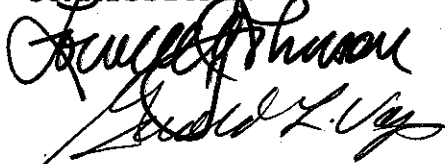
IT IS FURTHER ORDERED that applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

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.

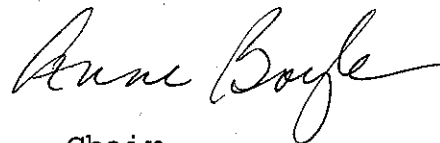
MADE AND ENTERED at Lincoln, Nebraska, this 20th day of February, 2002.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

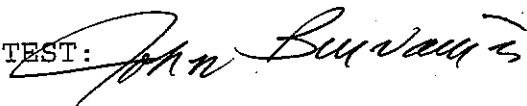


//s//Anne C. Boyle
//s//Frank E. Landis



Chair

ATTEST:



Acting Executive Director