

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the)	Application No. B-1517
Application of Comstock)	
Corporation, d/b/a Action Cab,)	
Grand Island, seeking to)	
acquire, through transfer, the)	
authority granted to R & A)	TEMPORARY AUTHORITY GRANTED
Transport, LLC, York, in)	
Certificate B-1645 and to)	
clarify and amend all)	
supplements to consolidate into)	
proposed certificate.)	Entered: December 18, 2018

BY THE COMMISSION:

By application filed December 10, 2018, Comstock Corporation, d/b/a Action Cab ("Action Cab" or "Applicant"), Grand Island, seeks approval of the acquisition of the operating rights and authority granted to R&A Transport, LLC, York, in Certificate B-1645, which authorizes:

SERVICE AND TERRITORY AUTHORIZED:

Transportation of passengers between the facilities of Epworth Village in Grand Island and York, Nebraska, on the one hand, and on the other hand, points in Nebraska under continuing contracts with Epworth Village, Inc., the Nebraska Department of Health and Human Services, and its subcontractors. RESTRICTION: Service is restricted to traffic originating at or destined to the facilities of Epworth Village, Inc.

SUPPLEMENT 1: Transportation of passengers and their baggage by sedan and van between all points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. Further restricted against transportation originating in Cass, Dodge, Douglas, Sarpy, Saunders, and Washington Counties except that authority already allowed to the applicant for passengers and their baggage originating at or destined to Epworth Village, Inc. Further Restricted against transportation originating and terminating in the same trip in Lancaster, Gage, Johnson, Pawnee, and Richardson county, except that authority already allowed to the applicant for passengers and their baggage originating at or destined to Epworth Village, Inc. Further restricted against transportation

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originating in Jefferson, Saline, and Thayer counties except that authority already allowed to the applicant for passengers and their baggage originating at or destined to Epworth Village, Inc.

This authority existed prior to the explicit requirement that approval to provide transportation for the Nebraska Department of Health and Human Services ("HHS") be included on a certificate of authority. R&A Transport is permitted to provide HHS transportation.

In its Application, Applicant requested that the Commission grant temporary approval of a lease of the motor carrier properties and the certificate sought to be acquired by it. Notice of the temporary authority request was published in The Daily Record, Omaha, Nebraska, on December 13, 2018, pursuant to the rules and regulations of this Commission.

It appears that failure to grant temporary approval may result in destruction of or injury to such motor carrier property and the certificate sought to be acquired, or interfere substantially with their future usefulness in the performance of adequate and continuous service to the public.

Such temporary approval should be granted for ninety (90) days from the effective date of this Order pursuant to NEB. REV. STAT. § 75-319.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Application for approval of a lease of the motor carrier properties and the certificate sought to be acquired by Comstock Corporation, d/b/a Action Cab, Grand Island, be, and is hereby, granted for ninety (90) days from the effective date of this Order.

IT IS FURTHER ORDERED that transportation service rendered under such temporary authority shall be subject to the provisions of Neb. Rev. Stat. § 75-311 and to the rules and regulations of the Commission; such grant of temporary authority shall not be admissible in evidence to establish or prove present or future public convenience and necessity; and no renewal or extension of the period of ninety (90) days shall be granted.

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ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 18th day
of December, 2018.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Crystal Chaudet
Jim Schram
Frank E. Landis

Mary Ridder
Chair

ATTEST:

Michael H. SO
Executive Director

//s//Frank E. Landis

//s//Mary Ridder