

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of)	APPLICATION NO. B-1517
Comstock Corporation dba Action Cab,)	SUPPLEMENT 1
Grand Island, seeking to acquire,)	
through transfer, the authority)	GRANTED AND CERTIFICATE
granted in Certificate B-1507,)	B-1507 REVOKED
Supplement 1, to Hastings Taxi and)	
Transportation Services, L.L.C.)	
)	ENTERED: DECEMBER 21, 2000

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed November 1, 2000, Comstock Corporation dba Action Cab, Grand Island, Nebraska, seeks to acquire, through transfer, the operating rights granted to Hastings Taxi and Transportation Services, L.L.C., granted in Certificate of Public Convenience and Necessity B-1507.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on November 3, 2000, pursuant to the rules of the Commission.

Since no protest was filed, Application B-1517, Supplement 1, 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-1507 is not dormant.
4. A certificate should be issued in Application B-1517, Supplement 1, authorizing the following operations:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

COMMON: (A) Operation of taxicabs within Grand Island and surrounding territory. (B) People and their casual baggage in van type vehicles between points within the geographic limits of Grand Island over irregular routes. (C) (1) Passengers and their baggage by luxury automobile or van type vehicle not exceeding 16 passengers on a scheduled or non-scheduled basis between points within a 25-mile radius of Grand Island over irregular routes. RESTRICTIONS: (a) No transportation of railroad train crews or their baggage; and (b) No transportation by van type vehicle to or from Lincoln Municipal Airport or Omaha Eppler Airfield. (2) Passengers and their baggage by luxury automobile or van type vehicle between Grand Island, Hastings and Columbus, and between Grand Island, Hastings and Columbus, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTIONS: (a) No transportation of railroad train crews or their baggage; and (b) No transportation by van type vehicle to or from Lincoln Municipal Airport or Omaha Eppler Airfield. (3) Passengers and their baggage by 4-wheel drive vehicles within Grand Island and vicinity. Applicant further seeks to acquire, through transfer, the trade name "City Cab & Transit Co."

5. The certificate issued in Application B-1507 should be revoked and cancelled.

O R D E R

IT IS THEREFORE, ORDERED, by the Nebraska Public Service Commission that Application B-1517, Supplement 1, be, and it is hereby, granted; 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 Comstock Corporation dba Action Cab, Grand Island, Nebraska, in Application B-1517, Supplement 1, 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-1507 shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1517, Supplement 1.

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.

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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 21st day of December, 2000.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Loanne Hanson

Ann C. Boef

Joe Johnson

//s//Frank E. Landis

//s//Daniel G. Urwiller

Frank E. Landis
Chairman

ATTEST:

And S. Pollock
Executive Director

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