

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Comstock)	APPLICATION NO. B-1517
Corporation dba Action Cab,)	SUPPLEMENT 2
Grand Island, seeking to)	
acquire, through transfer, the)	TEMPORARY AUTHORITY GRANTED
authority as a common carrier)	
granted to Hastings Taxi and)	
Transportation Services, LLC,)	ENTERED: DECEMBER 18, 2001
Hastings, in Certificate B-)	
1507.)	

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed October 9, 2001, Comstock Corporation dba Action Cab, Grand Island, Nebraska, hereinafter referred to as applicant, seeks approval of the acquisition of the operating rights and authority granted to Hastings Taxi and Transportation Services, LLC, in Certificate B-1507, which authorizes:

SERVICE AND TERRITORY AUTHORIZED:

COMMON: (A) Taxicab operations within Hastings and vicinity; (B) Operating limousine service between the Clarke Hotel, 3rd and Hastings Avenue, Hastings, and the terminal building at Grand Island Airport, Grand Island, and return.

Applicant further seeks to modify the Hastings Taxi and Transportation Services, LLC, authority for the purpose of defining "Hastings and vicinity" to read:

SERVICE AND TERRITORY AUTHORIZED

COMMON: (A) Taxicab operations between points in Adams County, on the one hand, and, on the other hand, points in Adams, Buffalo, Clay, Franklin, Hall, Hamilton, Kearney, Nuckolls and Webster counties; (B) Operating limousine service between the Clarke Hotel, 3rd and Hastings Avenue, Hastings, and the terminal building at Grand Island Airport, Grand Island, and return.

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In its application, applicant further requested that this Commission grant temporary approval to the applicant of a lease of the motor carrier properties and the certificate sought to be acquired by it. Notice of such request for temporary authority was published in The Daily Record, Omaha, Nebraska, on November 28, 2001, 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. (Reissue 1996), section 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 dba Action Cab, and it is hereby, granted to the applicant 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. (Reissue 1996), section 75-311, and to the rules, regulations and requirements of the Commission; such grant of temporary authority and the operations thereunder 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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MADE AND ENTERED at Lincoln, Nebraska,, this 18th day of
December, 2001.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rod Johnson

Anne C. Boyle
Gerald P. Vap

//s//Rod Johnson

//s//Frank E. Landis

John Funder
Chairman

ATTEST:

Ad S. P. P. P.
Executive Director

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