

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Navigator	)	APPLICATION NO. B-1519
Motorcoaches, Inc., Norfolk,	)	
seeking to acquire, through	)	
transfer, the authority granted	)	TEMPORARY AUTHORITY GRANTED
to I-80 Eppley Express,	)	
Kearney, Nebraska, in	)	
Certificate B-1192.	)	ENTERED: DECEMBER 7, 2010

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed November 19, 2010, Navigator Motorcoaches, Inc., Norfolk, Nebraska, hereinafter referred to as applicant, seeks approval of the acquisition of the operating rights and authority granted to I-80 Eppley Express, Kearney, Nebraska, in Certificate B-1192 which authorizes:

SERVICE AND TERRITORY AUTHORIZED:

COMMON: SUPPLEMENT 4: Transportation of passengers and their baggage over regular routes via the Interstate Highway System between Eppley Airfield near Omaha and Kearney serving intermediate points at Kearney. RESTRICTION: No railroad train crews may be carried plus no passengers may be carried for revenue between points within the city limits of Omaha. Irregular route: Transportation of passengers and their baggage between points in Nebraska over irregular routes. RESTEICTION: No railroad train crews may be carried plus no passengers may be carried for revenue between points within the city limits of Omaha. SUPPLEMENT 5: Transportation of passengers and their baggage by trolley, bus, and passenger vans between points in Kearney over regular routes.

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 24, 2010, 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.

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Such temporary approval should be granted for ninety (90) days from the effective date of this Order pursuant to Neb. Rev. Stat. (Reissue 2003), section 75-319.

O R D E R

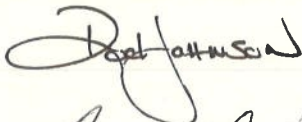
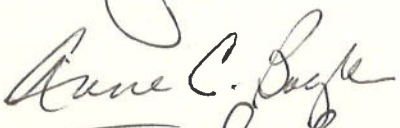

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that the application for approval of a lease of the motor carrier properties and the certificate sought to be acquired by Navigator Motorcoaches, Inc., Norfolk, will, and it is hereby, granted to the applicant for ninety (90) days from 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 2003), 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.

MADE AND ENTERED at Lincoln, Nebraska, this 7<sup>th</sup> day of December, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s// Frank E. Landis  
//s// Gerald L. Vap

Chairman



ATTEST:

Executive Director

