

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. B-1543
of James Santana dba Lexington)
Taxi Cab, Lexington, seeking)
a Certificate of Public)
Convenience and Necessity as) ORDER TO SHOW CAUSE AND
a common carrier of passengers) SETTING PREVIOUSLY
and their baggage by taxicab) CONTINUED SHOW CAUSE
between points in the City) HEARING
of Lexington and Dawson)
County and between points in)
the City of Lexington and)
Dawson County on the one)
hand, and, on the other hand,)
points in Nebraska over)
irregular routes. RESTRICTION:)
The transportation of railroad)
train crews and their)
baggage is not authorized.) Entered: July 28, 2003

APPEARANCES:

For James Santana dba Lexington Taxi Cab:
None

For the Commission staff:
Shana Knutson
300 The Atrium Building
1200 N Street
Lincoln, NE 68508

BY THE HEARING OFFICER:

On August 13, 2002, a Show Cause Order was entered by the Nebraska Public Service Commission (Commission) against James Santana dba Lexington Taxi Cab of Lexington, Nebraska (James Santana). A hearing was held on the Show Cause proceeding, after due notice to James Santana, on September 18, 2002. No appearance was entered by James Santana. The Show Cause proceeding was initiated based on a criminal indictment of James Santana in the United States District Court. The Commission also received information that the taxicabs used by James Santana in his taxicab operation were confiscated by the Dawson County Sheriff's Office. The Commission then continued the Show Cause proceeding pending the outcome of James Santana's criminal case.

O P I N I O N A N D F I N D I N G S

At this time, I find that the Commission should reinitiate the Show Cause proceeding against James Santana and that James Santana should be required to Show Cause on or before August 12, 2003 why the authority granted in Application No. B-1543 should not be revoked. A hearing in this matter shall be set for 9:00 a.m. on August 12, 2003, in the Commission Hearing Room, 300 The Atrium Building, 1200 N Street, Lincoln, Nebraska.

O R D E R

IT IS THEREFORE ORDERED, by the Hearing Officer in the above-captioned proceeding that James Santana d/b/a Lexington Taxi Cab, of Lexington, Nebraska, be, and it is hereby, ordered to show cause why its Certificate of Public Convenience and Necessity should not be revoked for failure to comply with Commission order on or before August 12, 2003. It is further ordered that a revocation hearing be set for August 12, 2003 at 9:00 a.m. in the Commission Hearing Room, 300 The Atrium Building, 1200 N Street, Lincoln, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 28th day of July 2003.

By:


Hearing Officer