

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 ) SHOW CAUSE SUSTAINED AND  
a common carrier of passengers ) CERTIFICATE REVOKED  
and their baggage by taxicab )  
between points in the City )  
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: August 12, 2003

BY THE COMMISSION:

OPINION AND FINDINGS

On April 3, 2001, in Application No. B-1543, James Santana dba Lexington Taxi Cab, of Lexington, Nebraska, obtained a Certificate of Public Convenience and Necessity from this Commission as a common carrier of passengers and their baggage by taxicab between points in the City 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. The authority was restricted against the transportation of railroad train crews and their baggage.

Upon information provided to the Commission by the Dawson County Sheriff's Office, the Commission has reason to believe that the owner of Lexington Taxi Cab has been indicted on federal narcotics charges and is the subject to a criminal investigation by Dawson County officials. Moreover, the Commission has become aware that a taxicab owned by Lexington Taxi Cab has been confiscated by the Dawson County Sheriff's Office pursuant to its investigation.

This information has raised concerns that the certificate-holder is no longer fit or able to offer continuous and adequate service to the public pursuant to the Commission's order entered

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on April 3, 2001. In addition, the Commission finds that it is necessary and proper to investigate this matter pursuant to Neb. Rev. Stat. §§ 75-111 (Reissue 1996), and consistent with the Commission's charge to carry out Legislative policy provided in Neb. Rev. Stat. § 75-301 (Reissue 1996).

The Commission therefore ordered the above-named certificate-holder to show cause on or before September 18, 2002 why its certificate of public convenience and necessity should not be revoked. A revocation hearing was held on September 18, 2002 and again on August 12, 2003.

Upon consideration and being fully informed in the premises, the Commission is of the opinion and finds that the authority granted to James Santana d/b/a Lexington Taxi Cab should be revoked. The Commission is aware that there is an application to transfer the authority granted to Lexington Taxi Cab in B-1543, however, upon consideration of the circumstances, the Commission finds the authority should be revoked and that the owner of Lexington Taxi Cab should not be allowed to benefit from the sale or transfer of this authority.


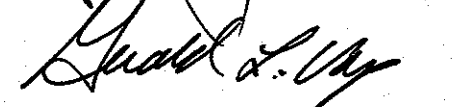
O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Order to Show Cause against James Santana d/b/a Lexington Taxi Cab be and it is hereby sustained and the authority granted in Application No. B-1543 be and it is hereby revoked.

MADE AND ENTERED at Lincoln, Nebraska, this 12th day of August 2003.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s//Anne C. Boyle  
//s//Frank E. Landis



Chair

ATTEST:



Executive Director