

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the application ) Application No. B-1585  
of Easy Car Rental Co., Inc., )  
d/b/a Budget Car and Truck )  
Rental, Omaha, Nebraska seeking )  
authority as a contract carrier )  
in Nebraska intrastate commerce )  
in the transportation of ) MOTION FOR REHEARING AND/OR  
passengers between Sleep Inn and ) RECONSIDERATION DENIED  
Eppley Airfield and between )  
Sleep Inn and Old Market over )  
irregular routes. RESTRICTION: )  
The transportation of railroad )  
train crews and their baggage is )  
not authorized. ) Entered: January 28, 2003

BY THE COMMISSION:

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

On November 5, 2002, the Commission granted the above-captioned application as modified. The Protestant, Abbott Transportation Inc. (Abbott) timely filed a Motion for Rehearing and/or Reconsideration on November 13, 2002. On January 7, 2003, the Commission held an oral argument on the Motion for Rehearing and/or Reconsideration filed by Abbott. Upon consideration of the evidence and the arguments presented the Commission finds:

1. The Commission's November 5, 2002 Order granting as modified is supported by the evidence.
2. The Commission's Order is not contrary to law or arbitrary and capricious.
3. The decision to grant the application as modified should be affirmed.
4. The Motion for Rehearing and/or Reconsideration should be denied.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Motion for Rehearing and/or Reconsideration filed by Abbott Transportation Inc., in the above-captioned matter be and it is hereby denied.

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Application No. B-1585

PAGE 2

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

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Frank E. Landis*  
*Frank E. Landis*  
*Frank E. Landis*

*Anne C. Boyle*  
Chair

ATTEST:

*Ad S. Pollock*  
Executive Director

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