

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Jerry Everett ) APPLICATION NO. B-1592  
dba Royal Coach Lines, )  
Cortland, seeking to acquire, )  
through transfer, the ) TEMPORARY AUTHORITY GRANTED  
authority as a common carrier )  
granted to Yellow Cab & Limo, )  
Inc., in Certificate B-1434, ) ENTERED: JULY 23, 2002  
Supplement 4. )

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed July 16, 2002, Jerry Everett dba Royal Coach Lines, Cortland, Nebraska, hereinafter referred to as applicant, seeks approval of the acquisition of the operating rights and authority granted to Yellow Cab & Limo, Inc., in Certificate B-1434, Supplement 4, which authorizes:

SERVICE AND TERRITORY AUTHORIZED:

SUPPLEMENT 4: Transportation of passengers by bus between points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. The transportation of clients of the Nebraska Department of Health and Human Services, FHC Options, Partners or any other subcontractors of Health and Human Services is not authorized. Further restricted to the transportation of passengers in buses or vehicles with a seating capacity of more than 30.

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 July 18, 2002, 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 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 Jerry Everett dba Royal Coach Lines, Cortland, 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 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 of extension of the period of ninety (90) days shall be granted.

MADE AND ENTERED at Lincoln, Nebraska, this 23rd day of July, 2002.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Francis Johnson*  
*Scott Y. Vap*  
*Paul Johnson*

//s//Anne C. Boyle

*Anne Boyle*  
Chair

ATTEST:

*And S Pollock*  
Executive Director