

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Mount Vernon) APPLICATION NO. B-1607
Baptist Church Guardian Angel,)
seeking to acquire, through)
transfer, the authority granted) TEMPORARY AUTHORITY GRANTED
to Mount Vernon Baptist Church)
dba Mount Vernon Baptist Church)
Guardian Angel, in Permit B-) ENTERED: NOVEMBER 5, 2002
1565.

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed October 25, 2002, Mount Vernon Baptist Church Guardian Angel, Omaha, Nebraska, hereinafter referred to as applicant, seeks approval of the acquisition of the operating rights and authority granted to Mount Vernon Baptist Church dba Mount Vernon Baptist Church Guardian Angel, in Permit B-1565 which authorizes:

SERVICE AND TERRITORY AUTHORIZED:

Transportation of passengers as a contract carrier to their (passengers) residences in Douglas and Sarpy counties from Mount Vernon Baptist Church and from their (passengers) residences in Douglas and Sarpy counties to Mount Vernon Baptist Church under a continuing contract with Mount Vernon Baptist Church.

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 October 28, 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 Mount Vernon Baptist Church Guardian Angel, Inc., 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 or extension of the period of ninety (90) days shall be granted.

MADE AND ENTERED at Lincoln, Nebraska, this 5th day of November, 2002.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:


Chair

ATTEST:


Executive Director

//s//Anne C. Boyle