

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1610
of J.M. Wolfies, Inc., North)
Platte, seeking authority as a)
common carrier of passengers by)
taxicab between points in North)
Platte and between points in)
North Platte and points in)
Nebraska over irregular routes.) GRANTED AS AMENDED
To include the transportation of)
Health and Human Services)
clients and their subcontractors)
thereof. RESTRICTION: The)
transportation of railroad train)
crews and their baggage is not)
authorized.) ENTERED: AUGUST 12, 2003

OPINION AND FINDINGS

By application filed November 22, 2002, J. M Wolfies, Inc., North Platte, Nebraska, hereinafter referred to as applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of passengers by motor vehicles as follows:

AUTHORITY SOUGHT

Transportation of passengers by taxicab between points in North Platte and between points in North Platte and points in Nebraska over irregular routes. To include the transportation of Health and Human Services and their subcontractors thereof. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

A timely protest to the granting of this application was filed on December 3, 2002, by Prince of the Road through its attorney, John Boehm. On July 8, 2003, a restrictive amendment was filed by the applicant. On July 8, 2003, Prince of the Road through its attorney, John Boehm, withdrew their protest.

Application No. B-1610 was then processed pursuant to Rule 018.03 of the Rules of Procedure of the Commission.

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After due consideration of the evidence and being fully advised in the premises, the Commission is of the opinion and finds:

1. Applicant is fit, willing, and able properly to perform the service proposed and to conform to the provisions of Neb. Rev. Stat., Sections 75-301 to 75-322.04, (Reissue 1996), and the requirements, rules and regulations of the Commission thereunder.
2. The proposed intrastate service is or will be required by the present or future public convenience and necessity to the following extent:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED: COMMON: Transportation of passengers by taxicab between points in North Platte and between points in North Platte and points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. The transportation of Health and Human Services clients is restricted to points within a 20 mile radius of North Platte.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1610, be, and it is hereby granted as amended; and that upon compliance with the terms and conditions set forth in this Order, a Certificate of Public Convenience and Necessity shall be issued to J.M. Wolfies, Inc., North Platte, Nebraska, in Application No. B-1610, authorizing the operations set forth in the foregoing findings.

IT IS FURTHER ORDERED that applicant shall not be issued the Certificate of Public Convenience and Necessity authorized by the Commission unless and until applicant has fully complied, within 90 days from the effective date of this Order, with Neb. Rev. Stat., Sections 75-305 (fees), 75-207 (insurance), and 75-308 (rates), (Reissue 1996), and with the rules and regulations of the Commission; and if upon expiration of such time, applicant has not complied with such terms and conditions, this order shall, after reasonable notice to applicant, be of no further force and effect.

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IT IS FURTHER ORDERED that applicant shall not conduct the operations until a Certificate of Public Convenience and Necessity is issued.



IT IS FURTHER ORDERED that applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

IT IS FURTHER ORDERED that the Certificate of Public Convenience and Necessity authorized shall be subject to the terms, conditions, and limitations which have been, or may hereafter be, prescribed by the Commission.


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