

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1613
of Rick Holloway dba Taxi)
Specialties of Lexington,)
Lexington, Nebraska, seeking)
authority as a common carrier in)
Nebraska intrastate commerce in) GRANTED AS AMENDED
the transportation of passengers)
by taxicab between pints in the)
city of Lexington and between)
points in Lexington and points)
in Nebraska over irregular)
routes to include the)
transportation of clients of the)
Nebraska Department of Health)
and Human Services. RESTRICTION:)
The transportation of railroad)
train crews and their baggage is) ENTERED: JUNE 25, 2003
not authorized.

BY THE COMMISSION:

By application filed December 11, 2002, Rick Holloway dba Taxi Specialties of Lexington, 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

Common: The transportation of passengers in Nebraska intrastate commerce by taxicab between pints in the city of Lexington and between points in Lexington and points in Nebraska over irregular routes to include the transportation of clients of the Nebraska Department of Health and Human Services. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

Timely protests to the granting of this application were filed on December 20, 2002, by R&F Hobbies, Inc. d/b/a Prince of the Road, through its attorney, John Boehm, and on January 6, 2003, by Yellow Cab & Limo. On March 25, 2003, a restrictive amendment was filed to the original application by the applicant. On April 1, 2003, Yellow Cab & Limo withdrew its protest, and on April 2, 2003, R&F Hobbies, Inc., dba Prince of the Road, withdrew its protest. Application No. B-1613 was then set for hearing on April 29, 2003.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

Application No. B-1613

PAGE 2

After due consideration of the evidence provided at the hearing 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: The transportation of passengers in Nebraska intrastate commerce by taxicab between points in the city of Lexington and between points in Lexington and points in Nebraska over irregular routes to include the transportation of clients of the Nebraska Department of Health and Human Services. RESTRICTION: The transportation of Health and Human Services clients and all subcontractors, organizations and companies involving Health and Human Services client transportation is to be restricted to within a ten (10) mile radius of Lexington, Nebraska. No transportation of said clients in or out of this area is authorized. The transportation of railroad train crews and their baggage is not authorized.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1613, 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 Rick Holloway dba Taxi Specialties of Lexington, Lexington, Nebraska, in Application No. B-1613, 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 a reasonable time from the effective date of this Order, with Neb. Rev. Stat., Sections 75-305 (fees), 75-207

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

Application No. B-1613

PAGE 3

(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.

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 25th day of June 2003.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



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



Chair

ATTEST:



Executive Director