

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) APPLICATION NO. B-1628  
of OMALiNK, Inc., Lincoln, ) SUPPLEMENT 1  
seeking to acquire, through )  
transfer, the authority granted ) GRANTED AND CERTIFICATE  
to Passenger Transportation ) B-1558 REVOKED  
Services dba A & B Shuttle, )  
Omaha, in Certificate B-1558. )  
) ENTERED: JUNE 14, 2011

BY THE COMMISSION:

### OPINION AND FINDINGS

By application filed April 15, 2011, OMALiNK, Inc., Lincoln, seeks to acquire, through transfer, the operating rights granted to Passenger Transportation Services dba A & B Shuttle, Omaha, in Certificate B-1558.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on April 22, 2011, pursuant to the rules of the Commission.

Because no protests were filed, Application B-1628, Supplement 1, was processed pursuant to Rule 018.03 of the rules of procedure of the Commission.

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 proposed extended service.
2. The proposed transfer of operating rights will be consistent with the public interest and will not unduly restrict competition.
3. The certificate issued in Application B-1563 is not dormant.
4. A certificate should be issued in Application B-1590, Supplement 2, authorizing the following operations:

### CERTIFICATE AUTHORIZED

### SERVICE AND TERRITORY AUTHORIZED:

COMMON: Passengers and their baggage by chauffeur-driven motor home between points in Douglas, Sarpy, and Lancaster counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. SUPP. 1: Passengers and their baggage by chauffeur-driven van between points in Douglas, Sarpy, and Lancaster counties over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. SUPPLEMENT 2(a) Transportation of passengers as a common carrier in Nebraska

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intrastate commerce in open class service by double-decker bus with a rated seating capacity of 60 passengers or greater between points in Douglas, Sarpy, and Lancaster counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes in buses. RESTRICTION: The transportation of passengers and their baggage from points originating in Lancaster County is not authorized.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1628, Supplement 1, be, and it is hereby, granted; 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 OMALiNK, Inc., Lincoln, Nebraska, in Application B-1628, Supplement 1, authorizing the operations set forth in the foregoing findings; and that to avoid a lapse of authority, the Certificate of Public Convenience and Necessity issued in Application B-1558, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1628, Supplement 1.

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), 75-307 (insurance), and 75-308 (rates)(Reissue 2003), 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.

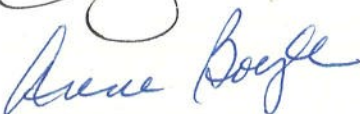
IT IS FURTHER ORDERED that applicant shall not conduct operations until a Certificate of Public Convenience and Necessity is issued.

IT IS FURTHER ORDERED that the operations authorized herein 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 14<sup>th</sup> day of June, 2011.

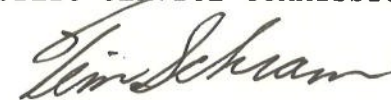
NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

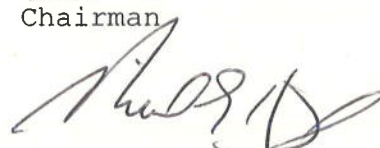


//s//Frank E. Landis

//s//Tim Schram

  
Chairman

ATTEST:

  
Executive Director