

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Eppley)	APPLICATION NO. B-1687
Transportation Services, Omaha,)	
seeking to acquire, through)	
transfer, the authority granted to)	TEMPORARY AUTHORITY GRANTED
Abbott Transportation, Inc., in)	
Certificate B-1505.)	
)	ENTERED: MAY 2, 2006

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed April 20, 2006, Eppley Transportation Services, Omaha, Nebraska, hereinafter referred to as applicant, seeks approval of the acquisition of the operating rights and authority granted to Abbott Transportation, Inc., in Certificate B-1505 which authorizes:

SERVICE AND TERRITORY AUTHORIZED: COMMON: Transportation of passengers and their baggage by bus (15 passengers or less) (a) between Eppley Airfield and hotels and motels in Douglas and Sarpy Counties over irregular routes; and (b) in special party operations between points in Douglas and Sarpy Counties over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. Further restricted as follows: Governmentally financed transportation of clients of the Nebraska Department of Health and Human Services and/or private contractors of the Nebraska Department of Health and Human Services such as, but not limited to, FHC Options and Partners, and/or of persons in the custody of the Department of Correctional Services, in their capacity as such clients and/or persons in custody, is not authorized.

SUPPLEMENT 1

COMMON: Transportation of passengers and their baggage by bus designed to transport 16 or more passengers, including the driver, (a) between Eppley Airfield and hotels and motels in Douglas and Sarpy Counties over irregular routes; (b) in special party operations between points in Douglas and Sarpy County over irregular routes; (c) in charter operations between points in Nebraska (except points in Douglas and Sarpy Counties) over irregular routes; and, (d) in charter operations between points in Douglas and Sarpy Counties on the one hand, and, on the other hand, points in Nebraska (except points in Douglas and Sarpy Counties) over irregular routes. RESTRICTIONS: (1) The transportation of railroad train crews and their baggage is not authorized. (2) Governmentally financed transportation of clients of the Nebraska Department of Health and Human Services and/or of private contractors of the Nebraska Department of Health and Human Services such as, but not limited to, FHC Options, Curtis & Associates and Partners, and/or persons in the custody of the Department of

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Corrections, in their capacity as such clients and/or persons in custody, is not authorized; and (3) Service under Parts (a) and (b) is authorized only if and for so long as Certificate B-1505 remains in effect.

SUPPLEMENT 2

Transportation of passengers and their baggage by bus designed to transport 15 or more passengers, including the driver, between points in Cass, Douglas, Sarpy and Saunders counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTIONS: (1) The transportation of railroad train crews and their baggage is not authorized; (2) governmentally financed transportation of clients of the Nebraska Department of Health and Human Services and/or of private contractors of the Nebraska Department of Health and Human Services such as but not limited to FHC Options and Partners and/or of persons in the custody of the Nebraska Department of Corrections in their capacity as such clients and/or persons in custody is not authorized; and (3) transportation of passengers and their baggage between Eppley Airfield, on the one hand, and, on the other hand, private residences in Douglas and Sarpy counties is not authorized.

SUPPLEMENT 3

Transportation of passengers and their baggage by sedan, vans and buses between the facilities of Abbott Parking located at 1655 East Locust Street and 1301 East Hartman Avenue in Omaha and Eppley Airfield as a contract carrier for Abbott Parking, Inc., in open class service over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. The foregoing service authorization may not hereafter be expanded.

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 April 21, 2006, 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.

Such temporary approval should be granted for ninety (90) days from the effective date of this Order pursuant to Neb. Rev. Stat. (Reissue 2003), section 75-319.

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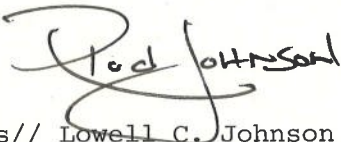
IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that the application for approval of a lease of the motor carrier properties and the certificate sought to be acquired by Eppley Transportation Services, will, and it is hereby, granted to the applicant for ninety (90) days from the 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 2003), 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 2nd day of May, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s// Lowell C. Johnson

//s// Frank E. Landis


Chairman

ATTEST:


Executive Director