

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) APPLICATION NO. B-1691  
of Midwest Transportation )  
Specialists, Inc., Curtis, )  
seeking to acquire, through ) GRANTED AND CERTIFICATE  
transfer, Supplement 1, of the ) B-1351, SUPPLEMENT 1, REVOKED  
authority granted to Midwest )  
Special Services, Curtis, in )  
Certificate B-1351. ) ENTERED: MARCH 13, 2007

BY THE COMMISSION:

### OPINION AND FINDINGS

By application filed October 16, 2006, Midwest Transportation Specialists, Inc., sought to acquire, through transfer, Supplement 1 of the operating rights granted to Midwest Special Services, Inc., Curtis, in Certificate B-1351.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on December 20, 2006, pursuant to the rules of the Commission.

Because no protests were filed, Application B-1691 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-1351, Supplement 1, is not dormant.
4. A certificate should be issued in Application B-1691 authorizing the following operations:

### CERTIFICATE AUTHORIZED

#### SERVICE AND TERRITORY AUTHORIZED:

COMMON: Transportation of prisoners between points in Nebraska over irregular routes. SUPP. 1 (A) Transportation of medical patients in need of supervised assistance between points in Nebraska over irregular routes; and (B) Transportation of passengers and their baggage between points in Nebraska over irregular routes under continuing contract(Ss) with the Nebraska Department of Health and Human Services. RESTRICTION: Transportation originating in Douglas, Sarpy and Lancaster counties is not authorized. Restricted against the

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transportation of railroad train crews and their baggage. Further restricted against the operation of local taxi service. Further restricted against transportation originating in Jefferson, Gage, Saline, Thayer, Johnson, Pawnee and Richardson counties.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1691, 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 Midwest Transportation Specialists, Inc., Curtis, in Application B-1691, Curtis, Nebraska, 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-1351, Supplement 1, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1691.

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 13<sup>th</sup> day of March, 2007.

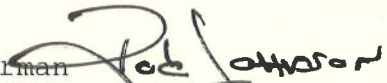
NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s// Rod Johnson  
//s// Frank E. Landis

Chairman



ATTEST:



Deputy Director