

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1701
of Larry's Taxi Cab, Lexington,)
seeking authority as a common)
carrier in Nebraska intrastate)
commerce in the transportation) GRANTED AS AMENDED
of passengers and their baggage)
between points in Dawson County)
by sedans and/or vans.)
RESTRICTIONS: The)
transportation of railroad train) ENTERED: OCTOBER 24, 2007
crews and their baggage is not)
authorized.)

OPINION AND FINDINGS

By application filed May 9, 2007, Larry's Taxi Cab, 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

Transportation of passengers and their baggage between
Points in Dawson County by sedans and/or vans.
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 June 6, 2007, by Prince of the Road through its attorney, John Boehm. On July 11, 2007, a restrictive amendment was filed by the applicant. On July 18, 2007, Prince of the Road withdrew its protest. Application No. B-1701 was then 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 service proposed and to conform to the provisions of Neb. Rev. Stat., Sections 75-301 to 75-322.04, (Reissue 2003), and the requirements, rules and regulations of the Commission thereunder.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

APPLICATION NO. B-1701

PAGE 2

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

Transportation of passengers and their baggage between points in Dawson County by sedans and/or vans. RESTRICTIONS: The transportation of passengers within a 35 mile radius is authorized. The transportation of railroad train crews and their baggage is not authorized. The transportation of Health and Human Services clientele is not authorized.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1701 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 Larry's Taxi Cab, Lexington, in Application No. B-1701, 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 (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 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.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

APPLICATION NO. B-1701

PAGE 3

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 24th day of October, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:




//s// Frank E. Landis


Vice Chairman

ATTEST:


Executive Director