

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) APPLICATION NO. B-1705  
of Champion Homes of Hastings, ) SUPPLEMENT 1  
LLC, Hastings, seeking authority )  
as a common carrier in Nebraska )  
intrastate commerce in the )  
transportation of passengers and )  
their baggage in vans and )  
wheelchair vans that are clients )  
of AMR/Access 2 Care, between )  
points in Adams, Hall, Buffalo, )  
Kearney, Franklin, Webster, ) GRANTED AS AMENDED  
Nuckolls, Clay, Hamilton, Fillmore, )  
Seward, Saline, Lancaster, )  
Saunders and Dodge 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 ) ENTERED: MARCH 12, 2013  
authorized. HHS Designation: Yes. )

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed May 23, 2012, Champion Homes of Hastings, LLC, Hastings, hereinafter referred to as Applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of passengers by motor vehicle as follows:

AUTHORITY SOUGHT

Transportation of passengers and their baggage in vans and wheelchair vans that are clients of AMR/Access 2 Care, between points in Adams, Hall, Buffalo, Kearney, Franklin, Webster, Nuckolls, Clay, Hamilton, Fillmore, Seward, Saline, Lancaster, Saunders & Dodge 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. HHS Designation: Yes.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on July 23, 2012, pursuant to the rules of the Commission.

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On July 27, 2012, a protest was filed by Plattsmouth Cab; on August 6, 2012, by Fairbury Taxi, LLC; on August 16, 2012, by Prince of the Road, through its attorney, Andy Pollock, and on August 20, 2012, by Transport Plus of Lincoln, Inc. On February 7, 2013, all protests were withdrawn. Application B-1705, Supplement 1, 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 proposed service, 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.
2. The proposed intrastate service is or will be required by the following extent:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Transportation of passengers and their baggage in vans and wheelchair vans that are clients of AMR/Access 2 Care, between points in Adams, Hall, Buffalo, Kearney, Franklin, Webster, Nuckolls, Clay, Hamilton, Fillmore, Seward, Saline, Lancaster, Saunders & Dodge counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. The Applicant is limited to one wheelchair-accessible van. The Applicant is limited in territory by only taking passengers who are originating or terminating in Adams County, regardless of vehicle type. The Applicant may only accept, up to and including, 20 AMR/Access 2 Care passengers per month. HHS Designation: Yes.

3. The application for authority should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1705, 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

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Convenience and Necessity shall be issued to Champion Homes of Hastings, LLC, Hastings, Nebraska, in Application B-1705, 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 12<sup>th</sup> day of March, 2013.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Tim Schram*

*Frank E. Landis*

*Gerald Hays*

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

*Anne Boyle*

Chair

ATTEST:

*Steve Meredith*

Executive Director