

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application	) APPLICATION NO. B-1743
of Terry L. Blakey Enterprise,	)
Inc., Omaha, seeking acquire,	)
through transfer, the authority	) GRANTED AND CERTIFICATE
granted to Prime Consultants,	) B-1555 REVOKED
Inc., dba Goodwill Medical	)
Transportation in Certificate	)
B-1555.	) ENTERED: AUGUST 18, 2009

BY THE COMMISSION:

## OPINION AND FINDINGS

By application filed July 1, 2009, Terry L. Blakey Enterprise, Inc., Omaha, seeks to acquire, through transfer, the operating rights granted to Prime Consultants, Inc., dba Goodwill Medical Transportation in Certificate B-1555.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on July 9, 2009, pursuant to the rules of the Commission.

Because no protests were filed, Application B-1743, 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-1555 is not dormant.
4. A certificate should be issued in Application B-1743 authorizing the following operations:

## CERTIFICATE AUTHORIZED

### SERVICE AND TERRITORY AUTHORIZED:

Transportation of passengers in Nebraska intrastate commerce by van in open class service between points in Cass, Douglas, Sarpy, and Washington counties over irregular routes. HHS Designation: Yes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1743, 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 Terry L. Blakey Enterprise, LLC, Omaha, Nebraska, in Application B-1743, 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-1555, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1743.

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 1996), 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.



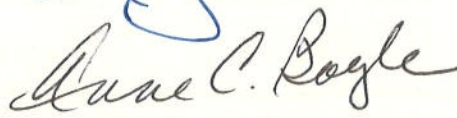

IT IS FURTHER ORDERED that applicant shall not conduct operations until a Certificate of Public Convenience and Necessity is issued.

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 18<sup>th</sup> day of August, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

  
Chairman

ATTEST:

  
Executive Director

//s// Frank E. Landis