

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) APPLICATION NO. B-1747  
of Standfast Transportation, )  
Omaha, seeking to acquire, through )  
transfer, the authority granted ) GRANTED AND CERTIFICATE  
to Caring Network, Inc., in ) B-1597 REVOKED  
Certificate B-1597. )  
 ) ENTERED: MAY 25, 2010

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed December 10, 2009, Standfast Transportation, Omaha, hereinafter referred to as applicant, seeks to acquire, through transfer, the authority granted to Caring Network, Inc., Omaha, in Certificate B-1597.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on December 11, 2009, pursuant to the rules of the Commission.

On January 8, 2010, a protest was filed by Prince of the Road, through its attorney, John Boehm. On February 2, 2010, the protest was withdrawn. Application B-1747 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 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 will be consistent with the public interest and will not unduly restrict competition.
3. The certificate issued in Application B-1597 is not dormant.
4. A certificate should be issued in Application B-1747 authorizing the following operations:

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CERTIFICATE AUTHORIZED

COMMON: Transportation of passengers in Nebraska intrastate commerce to provide open class service by van between points in Douglas, Sarpy and Dodge counties over irregular routes. To include the transportation of clients of the Nebraska Department of Health and Human Services. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. SUPPLEMENT 1: Transportation of passengers by van in open class service between points in Cass County and between points in Douglas and Sarpy counties over irregular routes. To include the transportation of Health and Human Services clientele and their subtractions thereof. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1747 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 Standfast Transportation, Omaha, Nebraska, in Application B-1747 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-1597, shall be revoked and canceled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1747.

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.

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MADE AND ENTERED at Lincoln, Nebraska, this 25<sup>th</sup> day of May, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Red Johnson*

*Tim Schram*

//s// Frank E. Landis

//s// Gerald L. Vap

Chairman

*Gerald L. Vap*

ATTEST:

*Michelle*

Executive Director