

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) APPLICATION NO. B-1774  
of Community Alternatives Nebraska,) )  
Inc., seeking authority as a ) )  
contract carrier in Nebraska ) GRANTED  
intrastate commerce in the ) )  
transportation of passengers by ) )  
bus, van, and WC van, who are ) )  
clients of Community Alternatives ) ENTERED: AUGUST 24, 2010  
Nebraska, Inc., and their baggage ) )  
between points in Lincoln city ) )  
limits, 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. The transportation) )  
of Community Alternatives Nebraska ) )  
clientele only. ) )

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed June 22, 2010, Community Alternatives Nebraska, Inc., Lincoln, 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 by bus, van, and WC van, who are clients of Community Alternatives Nebraska, Inc., and their baggage, between points in Lincoln city limits, 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. The transportation of Community Alternatives Nebraska, Inc., clientele only.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on June 25, 2010, pursuant to the rules of the Commission.

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On July 21, 2010, a protest was filed by Servant Cab Company, LLC, dba Yellow Cab Company and Capital Cab Company, through its attorney, Jack Shultz. On August 3, 2010, the protest was withdrawn. Application B-1774 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 by bus, van, and WC van, who are clients of Community Alternatives Nebraska, Inc., and their baggage, between points in Lincoln city limits, 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. The transportation of Community Alternatives Nebraska, Inc., clientele only.

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-1774 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 Community Alternatives Nebraska, Inc., Lincoln, Nebraska, in Application B-1774.

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

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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 24<sup>th</sup> day of August, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Pat Johnson*

*Anne Boyle*

*Tim Schram*

//s// Frank E. Landis

//s// Gerald L. Vap

Chairman

*Gerald L. Vap*

ATTEST:

*Phil S. S.*

Executive Director

