

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1787
of The Kid Caddie, LLC, Papillion,)
seeking authority as a common)
carrier in Nebraska intrastate) GRANTED AS AMENDED
commerce in the transportation of)
passengers by van and SUV between)
points in Cass, Douglas, and Sarpy)
counties and between points within) ENTERED: MARCH 29, 2011
said counties, on the one hand,)
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: No.)

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed January 21, 2011, The Kid Caddie, LLC, Papillion, 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 van and SUV between points in Cass, Douglas, and Sarpy counties and between points within said 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: No.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on February 2, 2011, pursuant to the rules of the Commission.

On February 23, 2011, a protest was filed by Dashabout Roadrunner, Akron, Colorado. On March 7, 2011, a restrictive amendment was filed by the applicant. On February 23, 2011, the protest was withdrawn. Therefore, Application B-1787 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:

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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 van and SUV between points in Cass, Douglas, and Sarpy counties and between points within said 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. The transportation of children 16 years old and younger only is authorized. HHS Designation: No.

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-1787 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 The Kid Caddie, LLC, Papillion, Nebraska, in Application B-1787, 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), 75-307 (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.

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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 29th day of March, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s// Frank E. Landis
//s// Tim Schram



Chairman

ATTEST:


Executive Director

