

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of City Taxi,)	APPLICATION NO. B-1801
Inc., Omaha, seeking authority)	SUPPLEMENT 1
as a common carrier in Nebraska)	
intrastate commerce in the)	
transportation of passengers by)	
taxi and wheelchair equipment)	
vans in Douglas County, and)	GRANTED AS AMENDED
between points within said)	
county, 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.)	ENTERED: MARCH 4, 2014
HHS Designation: No.)	

OPINION AND FINDINGS

By application filed November 20, 2012, City Taxi, Inc., Carter Lake, Iowa, hereinafter referred to as Applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of passengers by motor vehicles as follows:

AUTHORITY SOUGHT

Transportation of passengers by taxi and wheelchair equipment vans in Douglas County, and between points within said county, 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.

Timely protests to the granting of this application were filed on December 20, 2012, by Happy Cab Company, Yellow Cab Company, Checker Cab Company, DonMark, Inc., dba Cornhusker Cab Company, and Valor Transportation Company dba Safeway Cab Company, through their attorney, Patrick Sullivan, Esq. On February 14, 2014, an amendment was filed to the original application by the Applicant. On March 3, 2014, all Protestants withdrew their protests contingent on the Commission granting the Application as amended and that the original grant of authority in B-1801 be revoked upon the granting of Supplement 1. B-1801, 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 service proposed 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 present or future public convenience and necessity to the following extent:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED: COMMON: Transportation of passengers and their baggage by taxi and wheelchair equipment vans east of 72nd Street in Douglas County, and between points within said county east of 72nd Street, on the one hand, and, on the other hand, points in Douglas County over irregular routes: all transportation to begin or end in the area of Douglas County east of 72nd Street. RESTRICTION: Restricted to no more than fifteen (15) vehicles in fleet; no more than ten (10) taxis in service at any given time; and no more than five (5) taxis may service the taxi feeder line from Eppley Airport at any one time. RESTRICTION: This Supplement 1 shall be for a period of 10 years from the date of approval and shall not be modified or amended to expand the authority contained herein.

3. The Commission further finds that the original grant of authority in B-1801 should be revoked.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1801, Supplement 1, be, and it is hereby granted as amended; 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 City Taxi, Inc., Carter Lake, Iowa, in Application No. B-1801, Supplement 1, authorizing the operations set forth in the foregoing findings.

IT IS FURTHER ORDERED that the original grant of authority in B-1801 is hereby revoked.

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(insurance), and 75-308 (rates), (Reissue 2013), 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 the operations until a Certificate of Public Convenience and Necessity is issued.

IT IS FURTHER ORDERED that Applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

IT IS FURTHER ORDERED that the Certificate of Public Convenience and Necessity authorized 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 4th day of March, 2014.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Gerald W. Wap
Tim Schram
Red Foster

Frank E. Landis
Chairman

ATTEST:

Steve Meracith
Executive Director

COMMISSIONERS DISSENTING:

Kane Boyle

//s//Frank E. Landis

