

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Crescent) Application No. B-1910
Transport, LLC, Crescent, Iowa,)
seeking authority as a common)
carrier in Nebraska intrastate)
commerce. RESTRICTIONS: The) GRANTED AS AMENDED
transportation of railroad train)
crews and their baggage is not)
authorized. HHS Designation:)
Yes.) Entered: February 23, 2016

BY THE COMMISSION:

O P I N I O N A N D F I N D I N G S

By application filed July 6, 2015, Crescent Transport, LLC (Applicant), Crescent, Iowa, 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 van in Douglas, Sarpy, Lincoln, Dawson, Buffalo, Burt, Wayne, Washington, Dodge, Colfax, Lancaster, Cass, Saunders, Hall, Platte and Otoe 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: Yes.

Timely protests to the granting of this application were filed on July 13, 2015, by Golden Plains Services Inc. d/b/a/ GPS Transportation (GPS), and on July 20, 2015, by Kearney Cab Company (Kearney Cab) and Camelot Transportation Inc. (Camelot); and August 5, 2015, by Transport Plus of Lincoln, Inc. (Transport Plus). On November 17, 2015, GPS withdrew its protest. Additionally, Transport Plus withdrew its protest on December 8, 2015.

A hearing was held on December 8, 2015, at which time the parties informed the Commission that an agreement had been reached to resolve the issues of the remaining Protestants. On February 3, 2016, Applicant amended its application to eliminate Buffalo County from the list of counties in which it may operate point to point, as well as change its HHS designation to No. Based upon the amended application, Protestants withdrew their protests. Application No. B-1910 was then processed pursuant to the Commission's Rule of Modified Procedure.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

Application No. B-1910

Page 2

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 to properly perform the service proposed and to conform to the provisions of NEB. REV. STAT. §§ 75-301 to 75-322 (Supp. 2015), 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 by van in Douglas, Sarpy, Lincoln, Dawson, Burt, Wayne, Washington, Dodge, Colfax, Lancaster, Cass, Saunders, Hall, Platte, and Otoe Counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes.
RESTRICTIONS: The transportation of railroad train crews and their baggage is not 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 No. B-1910, 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 Crescent Transport, LLC, Crescent, Iowa, in Application No. B-1910, 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. §§ 75-305 (fees), 75-207 (insurance), and 75-308 (rates) (Supp. 2015), 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.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

Application No. B-1910

Page 3

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.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 23rd day of February, 2016.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Gerald L. Hays
Cystal L. Hoadley
Red Johnson

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

Tim Schram
Chairman

ATTEST:

Jeffrey L. Puley
Executive Director