

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Kelly DeSive, ) Application No. B-1925  
O'Neill, seeking to operate as a )  
common carrier in Nebraska )  
intrastate commerce in the )  
transportation of passengers by )  
sedan between points in Holt and )  
Boyd counties, and between points ) GRANTED  
in 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: Yes. ) Entered: August 30, 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 February 22, 2016, Kelly DeSive, ("Applicant"), O'Neill, seeks to operate as a common carrier of passengers by motor vehicle as follows:

CERTIFICATE SOUGHT

Transportation of passengers by sedan between points in Holt and Boyd counties, and between points in 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: Yes.

Notice of the Application was published in The Daily Record, Omaha, Nebraska, on April 4, 2016. Because no protests were filed, the application will be processed pursuant to Rule 018.03 of the Commission Rules of Procedure.

After due consideration of the evidence and being fully advised in the premises, the Commission is of the opinion and finds:

1. Applicant is able properly to conform to applicable provisions of NEB. REV. STAT. §§ 75-301 to 75-322.04, (Supp. 2015), and the requirements, rules and regulations of the Commission thereunder.
2. Upon compliance with NEB. REV. STAT. §§ 75-305 (fees), 75-307 (insurance), and 75-308 (rates) (Supp. 2015), and

with the rules and regulations of the Commission, a Certificate of Compliance should be issued as proposed:

CERTIFICATE AUTHORIZED

Transportation of passengers by sedan between points in Holt and Boyd counties, and between points in 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: Yes.

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-1925 be, and it is hereby, granted; and that upon compliance with the terms and conditions set forth in this Order, a Certificate of Compliance shall be issued to Kelly DeSive, O'Neill, Nebraska, in Application No. B-1925, authorizing the operations set forth in the foregoing findings.

IT IS FURTHER ORDERED that Applicant shall not be issued the Certificate of Compliance authorized by the Commission unless and until Applicant has fully complied, within ninety (90) days from the effective date of this Order, with NEB. REV. STAT. §§ 75-305 (fees), 75-307 (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.

IT IS FURTHER ORDERED that Applicant shall not conduct operations until a Certificate of Compliance 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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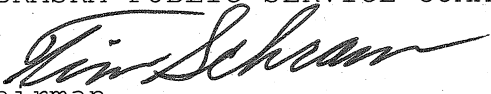
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ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 30<sup>th</sup> day of August, 2016.



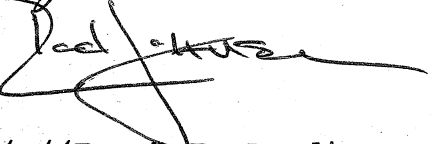
NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

  
Chairman

ATTEST:

  
Executive Director

//s//Frank E. Landis

//s//Tim Schram