

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Mid-Plains) Application No. B-1926
Center for Behavioral Healthcare)
Services, Inc., Grand Island,)
seeking authority as a common)
carrier in the transportation of)
passengers by van and sedan) GRANTED AS AMENDED
within the State of Nebraska)
over irregular routes.)
RESTRICTIONS: The transportation)
of railroad train crews and)
their baggage is not authorized.)
HHS Designation: No.) Entered: August 29, 2017

BY THE COMMISSION:

On March 11, 2016, Mid-Plains Center for Behavioral Healthcare Services, Inc. ("Applicant"), Grand Island, filed an application seeking authority as a contract carrier for the Office of Probation to transport passengers by van and sedan within the state of Nebraska over irregular routes. Notice of the Application was published in The Daily Record, Omaha, on March 18, 2016. The application was timely protested by Camelot Transportation and Triumph Transportation.

On September 6, 2016, a planning conference was held to discuss a discovery schedule and set the matter for hearing. Based upon the discussion of issues during the planning conference, Applicant was granted leave to file an amended Application to seek certification as a common carrier in the transportation of passengers by van and sedan within the state of Nebraska over irregular routes. Notice of the amended application was published in The Daily Record, Omaha, on October 21, 2016. Timely protests were filed by Camelot Transportation, Inc., Triumph Transportation, Inc., and Golden Plains Services, Inc. d/b/a GPS Transportation.

After discussions with GPS, Applicant was granted leave to amend its Application by restriction to the following:

AUTHORITY SOUGHT

Transportation of passengers by van and sedan within the State of Nebraska over irregular routes.
RESTRICTIONS:

1. The transportation of railroad train crews and their baggage is not authorized;

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2. Service to the Office of Juvenile Probation is restricted to service requested by Regions 9 and 10, which may mean travel to all parts of the state if requested by Regions 9 and 10; and,

3. All other service is restricted to clients of Mid-Plains Center for Behavioral Healthcare Services, Inc., to all parts of the state.

Subsequent to the amendment of the Application, GPS, Camelot, and Triumph withdrew their protests. The Application was then 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 fit, willing, and able properly to conform to the applicable provisions of Neb. Rev. Stat. §§ 75-301 to 75-322 (Cum. Supp. 2016), 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

Transportation of passengers by van and sedan within the State of Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. Service to the Office of Juvenile Probation is restricted to service requested by Regions 9 and 10, which may mean travel to all parts of the state if requested by Regions 9 and 10. All other service is restricted to clients of Mid-Plains Center for Behavioral Healthcare Services, Inc., to all parts of the state.

3. The application for authority should be granted as amended.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. B-1926 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 Mid-Plains Center

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for Behavioral Healthcare Services, Inc., Grand Island, Nebraska, in Application No. B-1926, 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 ninety (90) days from the effective date of this Order, with NEB. REV. STAT. §§ 75-305 (fees), 75-307 (insurance), and 75-308 (rates) (Cum. Supp. 2016), 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 Applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

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.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 29th day of August, 2017.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Mary Riddler

Crystal Guadalupe

Frank E. Landis

//s//Frank E. Landis

//s//Tim Schram

Tim Schram
Chairman

ATTEST:

Michael J. [Signature]

Executive Director