

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of KMS Shuttle) APPLICATION NO. B-1959
Service, LLC, York, seeking)
authority as a common carrier in)
Nebraska intrastate commerce in)
the transportation of passengers)
by van in open class service) GRANTED
between points in York,)
Lancaster, Hall, Seward, and)
Hamilton Counties over irregular)
routes. RESTRICTIONS: The)
transportation of railroad train)
crews and their baggage is not) ENTERED: January 23, 2018
authorized. HHS Designation: No.)

BY THE COMMISSION:

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

By application filed August 21, 2017, KMS Shuttle Service, LLC ("Applicant"), York, seeks authority to operate as a Common Carrier as follows:

AUTHORITY SOUGHT

Transportation of passengers by van in open class service between points in York, Lancaster, Hall, Seward, and Hamilton Counties 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 August 30, 2017. MG Taxi Service of Benedict timely protested this Application. That protest was withdrawn on October 16, 2017. Because no protests remain, Application No. B-1959 was 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 perform the proposed service, and to conform to the provisions of NEB. REV. STAT. §§ 75-301 to 75-322 (Cum. Supp. 2016) 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) (Cum. Supp. 2016), and

APPLICATION NO. B-1959

PAGE 2

3. with the rules and regulations of the Commission, a Certificate of Public Convenience and Necessity should be issued as proposed:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Transportation of passengers by van in open class service between points in York, Lancaster, Hall, Seward, and Hamilton Counties over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.

4. 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-1959 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 KMS Shuttle Service, LLC, York, Nebraska, in Application No. B-1959, 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), 75-307 (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 the operations authorized herein shall be subject to the terms, conditions, and limitations which have been, or may hereafter be prescribed by the Commission.

APPLICATION NO. B-1959

PAGE 3

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 23rd
day of January, 2018.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Tim Schram
Crystal Unradis
Paul James

Mary Redder

Chair

ATTEST:

Michael H. [Signature]
Executive Director