

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the	)	APPLICATION NO. BR-429
Prescription of Reasonable Rates	)	
and Charges for Motor Carriers	)	
Passengers and Property for Hire	)	GRANTED ON AN EMERGENCY
subject to the Provisions of	)	BASIS
Neb. Rev. Stat. (Reissue 2003),	)	
Chapter 75, Articles 1 and 3.	)	
(Schmidt Happens, LLC)	)	ENTERED: AUGUST 6, 2013

BY THE COMMISSION:

On August 1, 2013, Schmidt Happens, LLC, Endicott, Nebraska, filed an application for authority to establish rates for its use in its operations as follows:

<u>Description</u>	<u>Proposed</u>
30 Mile Radius	\$130/hour
30-60 Mile Radius	\$150/hour
60-120 Mile Radius	\$175/hour

Rates based upon two (2) hour minimum and maximum capacity of 14 people

Emergency action is requested.

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

Applicant is a certificated carrier which holds Certificate Number B-1842. The certificate authorizes the transportation of passengers by bus in charter and special party service between all points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.

The Applicant received authority to operate from the Commission under Certificate Number B-1842 on August 6, 2013. The Applicant is establishing its rates for use in this certificate. The Applicant represents to the Commission that the proposed rates are based upon anticipated expenses in vehicle maintenance, fuel expenses, insurance premiums, advertising and other overhead charges.

In applications such as these, the Commission must find that an emergency situation exists. Such a situation exists in this application as the Applicant cannot begin operations under its

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certificate as granted until the rates are approved. Therefore, the Commission finds that an emergency basis exists that allows the Commission to grant the application on an emergency basis. The Commission further finds that the proposed rates are reasonable.

Upon consideration of the application and being fully advised in the premises, the Commission is of the opinion and finds that the application should be granted on an emergency basis effective August 9, 2013, 2013.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that effective August 9, 2013, Schmidt Happens, LLC, Fairbury, Nebraska, be, and it is hereby, authorized to establish rates for its use as follows:

Description	Rate
30 Mile Radius	\$130/hour
30-60 Mile Radius	\$150/hour
60-120 Mile Radius	\$175/hour

Rates based upon two (2) hour minimum and maximum capacity of 14 people.

IT IS FURTHER ORDERED by the Nebraska Public Service Commission that public notice of this action be published in the Daily Record, Omaha, Nebraska, pursuant to the provisions of Section 75-121. R.R.S. 2012, and the Commission Rules.

MADE AND ENTERED at Lincoln, Nebraska, this 6<sup>th</sup> day of August, 2013.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



  
Chair



ATTEST:

  
Executive Director



//s// Anne C. Boyle  
//s// Frank E. Landis