

# **R** RENZENBERGER<sup>TM</sup>

safe and reliable transportation service

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To: Nebraska Public Service Commission  
Mark Breiner, Director, Transportation Department

Comments of Renzenberger, Inc. regarding the second set of proposed Rules and Regulations to Title 291, Chapter 3, Motor Carrier Rules and Regulations. Rule and Regulation No. 182 Motor Carriers.

Renzenberger, Inc. is a motor vehicle transportation provider who contracts with various railroads to provide off track motor vehicle transportation for train crews in more than twenty states, including Nebraska. The proposed rule is duplicative of the contractual requirements imposed by Renzenberger, Inc.'s railroad customers, including the BNSF Railway and the Union Pacific Railway, as related to vehicle and passenger safety, and creates unneeded oversight in that regard.

In addition, Renzenberger's railroad customers require Renzenberger to indemnify the railroads for injury or death of their employees regardless of who is at fault in an accident. Accordingly, Rule 006.02A, proposing to include higher insurance coverage for carriers providing transportation of railroad train crews would only serve to add additional financial burden to contract carriers like Renzenberger, and would not provide any additional protection for injuries incurred involving contract carriers.

Further, imposing these higher limits specifically against rail crew transportation companies is unfair as all other transportation carriers are required only to maintain coverage pursuant to the Uninsured and Underinsured Motorist Coverage Act. If the Commission deems this heightened level of coverage necessary, then its decision should not be so narrowly tailored as to affect only a small group of carriers, but should be a uniformly applied rule for the benefit of all motorists.

Sincerely,

\\s\ Shawn M. Ford  
General Counsel  
Renzenberger, Inc.

