

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the	) Application No. B-1640
Application of VIP Limousine,	) Supplement 1
LLC d/b/a VIP Limousine,	)
Omaha, seeking to acquire,	)
through purchase and transfer,	) TRANSFER GRANTED AND
the authority held by Emerald	) CERTIFICATE B-1769 CANCELLED
Limousine, Inc., Omaha,	)
Certificate No. B-1769.	)
	) Entered: January 12, 2021

BY THE COMMISSION:

By Application filed on November 18, 2020, VIP Limousine, LLC d/b/a VIP Limousine ("Applicant"), Omaha, seeks to acquire, through transfer, the operating rights granted to Emerald Limousine, Inc. ("Emerald"), Omaha, in Certificate B-1769. Notice of the Application was published in The Daily Record, Omaha, on November 27, 2020. Because no protests were filed, Application No. B-1640 was processed pursuant to the Commission's Rule of Modified Procedure.

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

Applicant seeks to acquire, through sale and transfer, the authority held by Emerald Limousine, Inc., in Certificate B-1769. Emerald is a Nebraska corporation with its principal business address in Omaha, Nebraska. Emerald was granted common carrier authority from the Commission to provide transportation of passengers by bus, statewide, over irregular routes intrastate Nebraska, and trolley, within a 250-mile radius of Omaha, Nebraska over irregular routes. Emerald was also granted authority to transport passengers by limousine service between points in and within a 200-mile radius of Hastings over irregular routes, with transportation of passengers originating in Buffalo County, Nebraska, not authorized. Emerald is not authorized to transport railroad train crews and their baggage and HHS Designation is no. Emerald was granted its Certificate of Authority on January 7, 2015.

The application's supplementing documents state that Joseph Campin entered into a purchase agreement whereby all assets, including vehicles, service contracts, marketing assets, and Emerald's Certificate of Authority, were transferred to William Alford. Upon approval of the transaction by the Commission, Emerald will cease operations in Nebraska and the Certificate of Authority

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held by Emerald will be simultaneously cancelled with the approval of this transaction. Applicant will provide the transportation services as set forth in the authority held by Emerald in addition to its already existing authority. Applicant's primary business office will remain in Omaha.

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 to properly perform the proposed service.
2. The proposed transfer of operating rights will be consistent with the public interest and will not unduly restrict competition.
3. The certificate issued in Application No. B-1769 is not dormant.
4. A certificate should be issued in Application No. B-1640 with authorizing the following operations as Supplement 1:

### CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Supplement 1:

COMMON:

- 1) transportation of passengers by bus between points in Nebraska over irregular routes.
- 2) Transportation of passengers by trolley within a 250-mile radius of Omaha, Nebraska over irregular routes.
- 3) transportation of passengers by limousine service between points in and within a 200-mile radius of Hastings over irregular routes. RESTRICTION: The transportation of passengers originating in Buffalo County, Nebraska, is not authorized.  
RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.

5. The transaction should be granted.

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## O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. B-1640, Supplement 1 be, and 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 VIP Limousine, LLC d/b/a VIP Limousine, Omaha, Nebraska, in Application No. B-1640, Supplement 1, authorizing the operations set forth in the foregoing findings; and that to avoid a lapse of authority, the Certificate of Public Convenience and Necessity issued in Application No. B-1769 shall be cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application No. B-1640, Supplement 1.

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. 2020) 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 FINALLY ORDERED that Applicant shall not conduct operations until a Certificate of Public Convenience and Necessity is issued.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 12<sup>th</sup> day of January, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Rod Johnson*  
*Crystal Brader*  
*Mary Kadden*  
*Tim Schram*

*Don Watson*  
Chair

ATTEST:

*Michael S. Hyatt*  
Executive Director

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