# Before the Nebraska Public Service Commission

In the Matter of Airport Transportation Company, d/b/a Van Go, d/b/a My Sedan, Omaha, seeking to extend its authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by limousine service, van in open class service, and sedan and van in taxicab service between points in Douglas, Sarpy, and Lancaster Counties, and between points in said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes.

APPLICATION NO. B-1123 SUPPLEMENT 3

GRANTED

ENTERED: OCTOBER 31, 2017

BY THE COMMISSION:

# OPINION AND FINDINGS

By application filed on August 30, 2017, Airport Transportation Company, d/b/a Van Go, d/b/a My Sedan, Omaha, hereinafter referred to as Applicant, filed an application seeking to extend its existing authority. Notice of the Application was published in The Daily Record, Omaha, on September 4, 2017. The current authority is as follows:

### CURRENT AUTHORITY:

Part A: Common: Transportation of passengers and baggage of passengers by limousine between Omaha's public transportation terminals and between such terminals on the one hand and on the other hand airline ticket offices area comprising a portion of motels in an metropolitan Omaha, except any part of Iowa, bordered by Read Street at the junction of Florence Boulevard east to the Missouri River, south along the Missouri River to Center Street, West on Center Street to Interstate 180, South on Interstate 180 to the junction of Interstate 280, South on Interstate 80 to the junction of US-275, West on US-275 to  $132^{nd}$  St. North on  $132^{nd}$  St. to Maple Street Road, and thence east on Maple Street to Florence Boulevard, and then north on Florence Boulevard to the

Page 2

junction of Read St. (1) Motel includes hotel. (2) Public transportation terminal means bus depots, railroad stations, and airports. (3) All passengers to be loaded or discharged at hotels, motels, bus depots, airline ticket offices, railroad stations, or airport. (4) Passengers at airline ticket offices must be discharged at airport. (5) Service must be provided in Limousine vehicles. (6) No service between bus depots and train stations, or between motels and such depots.

Part B: Transportation of passengers and their baggage between Omaha's transportation terminals and between such transportation terminals on the one hand, and, on the other hand, airline ticket offices and motels in an area comprising a portion of Omaha, except any part of Iowa, bordered by the Missouri River on the east, Highway 680 on the north, 144<sup>th</sup> street on west, Highway 370 on the south, including service to and from Offutt Air Force Base shall be on ca call and demand basis, not a scheduled service.

Part C: Transportation by taxicab, of articles weighing 100 pounds or less between Omaha, on the one hand, and on the other hand, points in Nebraska over irregular routes. RESTRICTION: Restricted to an unscheduled service performed at the same rate as passenger service with both pickup and delivery made in the same vehicle.

Applicant has requested to modify all three classes: Between points in Douglas, Sarpy, and Lancaster Counties, and between points in said counties on the one hand, and on the other hand, points in Nebraska over irregular routes (limousine, taxicab, and open class, by sedan, luxury or stretch limousine, and van). The extended authority would be as follows:

### AUTHORITY SOUGHT

Part A: Transportation of passengers and baggage by limousine between points in Douglas, Lancaster, and Sarpy Counties, and between points in said counties on the one hand, and on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.

Part B: Common: Transportation of passengers and baggage by vans between points in Douglas, Lancaster, and Sarpy Counties, and between points in said counties on the one

Page 3

hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes.

Part C: Common: Transportation of passengers and baggage by taxicab between points in Douglas, Lancaster, and Sarpy Counties, and between points in said counties on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes.

Since no protest was filed, Application B-1123, Supplement 3 was processed pursuant to Rule 018.03 of the rules of procedure of the Commission.

After due consideration of the evidence and being fully advised in the premises, the Commission is of the opinion and finds:

- 1. Applicant is able properly to conform to 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. Upon Compliance 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, a Certificate of Convenience and Necessity should be issued as follows:

#### CERTIFICATE AUTHORIZED

## SERVICE AND TERRITORY AUTHORIZED:

Part A: Transportation of passengers and baggage by limousine between points in Douglas, Lancaster, and Sarpy Counties, and between points in said counties on the one hand, and on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.

Part B: Common: Transportation of passengers and baggage by vans between points in Douglas, Lancaster, and Sarpy Counties, and between points in said counties on the one hand, and, on the other hand, points in Nebraska over

Page 4

irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes.

Part C: Common: Transportation of passengers and baggage by taxicab between points in Douglas, Lancaster, and Sarpy Counties, and between points in said counties on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes.

3. The Application for authority should be granted.

#### ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. B-1123, Supplement 3 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 Airport Transportation, d/b/a Van Go, d/b/a My Sedan Omaha, Nebraska, in Application B-1123, Supplement 3, 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. sections 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 the 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 Certificate of Public Convenience and Necessity authorized shall be subject to the terms, conditions and limitations which have been, or may hereafter be, prescribed by the Commission.

Page 5

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this  $31^{\rm st}$  day of October, 2017.

COMMISSIONERS CONCURRING:

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Chair

ATTEST

Executive Director

//s//Frank E. Landis
//s//Tim Schram