

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of)	APPLICATION NO. B-1370
Trease Enterprises, Inc., dba Special)	
Moments Limousine, Clearwater,)	
Nebraska, seeking to acquire, through)	GRANTED AND CERTIFICATE
transfer, the authority as a common)	B-1252 REVOKED
carrier in Nebraska intrastate)	
commerce granted to Cheri N. and Terry)	
L. Brown, dba B.W. Limousine Service)	
and Bridal World in Certificate B-1252.))	ENTERED: APRIL 26, 1994

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed March 1, 1994, Trease Enterprises, Inc., dba Special Moments Limousine, Clearwater, Nebraska, seeks to acquire, through transfer, the operating rights granted to Cheri N. and Terry L. Brown, dba B.W. Limousine Service and Bridal World in Certificate of Public Convenience and Necessity B-1252.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on March 2, 1994, pursuant to the rules of the Commission.

Since no protest was filed, Application B-1370 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 fit, willing, and able properly to 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 B-1252 is not dormant.
4. A certificate should be issued in Application B-1370 authorizing the following operations:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Limousine service between points in Hall, Adams, Buffalo, Merrick, Howard, Greeley, York, Hamilton, Dawson, Polk, Nance, Sherman, Valley, Webster, Clay, Nuckolls, Kearney, Harlan, and Franklin counties and between points in said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. Restriction: No transportation of train crews is authorized.

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5. The certificate issued in Application B-1252 should be revoked and cancelled.

O R D E R

IT IS THEREFORE, ORDERED, by the Nebraska Public Service Commission that Application B-1370 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 Trease Enterprises, Inc., dba Special Moments Limousine, Clearwater, Nebraska, in Application B-1370, authorizing the operations set forth in Paragraph No. 4 of the foregoing findings; and that to avoid a lapse in authority, the Certificate of Public Convenience and Necessity issued in Application B-1252, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1370.

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 Sections 75-305 (fees), 75-307 (insurance), and 75-308 (rates), R.R.S. 1943, as amended, 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.

MADE AND ENTERED at Lincoln, Nebraska, this 26th day of April, 1994.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Daniel G. Yewell
Duane D. Gay

//s//Rod Johnson
//s//Frank E. Landis, Jr.

John E. Suda
Chairman

ATTEST:

Hal Havelbaum
Acting Executive Director