

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of ) APPLICATION NO. B-1384  
Jamie Stoner, dba Park Avenue Limou- )  
sines, Sioux City, Iowa, seeking to )  
acquire, through transfer, the author- ) TEMPORARY AUTHORITY  
ity as a common carrier in Nebraska ) GRANTED  
intrastate commerce granted to J.D. )  
Stewart, dba Park Avenue Limousines in )  
Certificate B-1300. ) ENTERED: NOVEMBER 29, 1994

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed November 15, 1994, Jamie Stoner, dba Park Avenue Limousines, Sioux City, Iowa, hereinafter referred to as applicant, seeks approval of the acquisition of the operating rights and authority granted to J.D. Stewart, dba Park Avenue Limousines in Certificate B-1300 which authorizes:

SERVICE AND TERRITORY AUTHORIZED:

Passengers and their baggage by limousine between points in Antelope, Wayne, Cuming, Boone, Madison, Platte, Colfax, Nance, Polk, Butler, Dodge, Saunders, Pierce, Knox, Cedar, Dixon, Dakota, Thurston, Burt, Holt, Boyd, Rock, Brown, Loup, Garfield, Wheeler, Valley, Greeley, Sherman, Howard, York, Stanton, Merrick, Hamilton, Hall, Douglas, and Seward counties and between points within said counties on the one hand, and, on the other hand, points in Nebraska over irregular routes. Restrictions:  
(1) No transportation of railroad train crews is authorized, and  
(2) no service shall originate and terminate in Douglas County.

In its application, applicant further requested that this Commission grant temporary approval to the applicant of a lease of the motor carrier properties and the certificate sought to be acquired by it. Notice of such request for temporary authority was published in The Daily Record, Omaha, Nebraska, on November 16, 1994, pursuant to the rules and regulations of this Commission.

It appears that failure to grant temporary approval may result in destruction of or injury to such motor carrier property and the certificate sought to be acquired, or interfere substantially with their future usefulness in the performance of adequate and continuous service to the public.

Such temporary approval should be granted for ninety (90) days from the effective date of this Order pursuant to §75-319, R.R.S. 1943, as amended.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that the application for approval of a lease of the motor carrier properties and the certificate sought to be acquired by Jamie Stoner, dba Park Avenue Limousines be, and it is hereby, granted to the applicant for ninety (90) days from the effective date of this Order.

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IT IS FURTHER ORDERED that transportation service rendered under such temporary authority shall be subject to the provisions of §75-101 to §75-801, R.R.S. 1943, as amended, and to the rules, regulations and requirements of the Commission; such grant of temporary authority and the operations thereunder shall not be admissible in evidence to establish or prove present or future public convenience and necessity; and no renewal or extension of the period of ninety (90) days shall be granted.

MADE AND ENTERED at Lincoln, Nebraska, this 29th day of November, 1994.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Daniel G. Krueger*

//s//Duane D. Gay

//s//Rod Johnson

//s//Frank E. Landis

//s//James F. Munnelly

*James J. Sander*  
Chairman

ATTEST:

*John L. Burton*  
Deputy Director