

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of ) APPLICATION NO. B-1431  
Kim Lovejoy dba Kim's Limo Service, )  
Hastings, Nebraska, seeking authority )  
as a common carrier in Nebraska )  
intrastate commerce in the )  
transportation of passengers and their )  
baggage by limousine between points ) GRANTED AS AMENDED  
in Adams, Webster, and Clay counties )  
and between points within 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. ) ENTERED: June 4, 1997

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed on February 25, 1997, Kim Lovejoy dba Kim's Limo Service, Hastings, Nebraska, hereinafter referred to as applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of passengers by motor vehicle as follows:

AUTHORITY SOUGHT

The transportation of passengers and their baggage by limousine between points in Adams, Webster, and Clay Counties and between points within 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.

Notice of the above-captioned application was published in The Daily Record, Omaha, Nebraska, on February 26, 1997, pursuant to the rules of the Commission.

Timely protests to the granting of this application were filed on March 11, 1997 by Trease Enterprises, Inc., dba Special Moments Limousine, Clearwater, and on March 12, 1997 by O'Rourke & O'Rourke Buggy Rentals dba J & M Limousine Service, Kearney. However, with a filing of a restrictive amendment to the original application on May 12, 1997, protestants withdrew their protests on May 14, 1997. Application No. B-1431 was then processed pursuant to Rule 018.03 of the rules of procedures of the Commission.

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

APPLICATION NO. B-1431

PAGE TWO

1. Applicant is fit, willing, and able properly to perform the service proposed and to conform to the provisions of Sections 75-301 to 75-322, Neb. Rev. Stat (Reissue 1996), and the requirements, rules and regulations of the Commission thereunder.
2. The proposed intrastate service is or will be required by the present or future public convenience and necessity to the following extent:

CERTIFICATE AUTHORIZED

Transportation of passengers and their baggage by limousine between points in Adams, Webster, and Clay Counties and between points within said counties on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: No transportation of railroad train crews and their baggage or transportation originating in Hall and Buffalo counties is authorized.

3. The application should be granted as amended.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1431 be, and it is hereby, granted as amended; 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 Kim Lovejoy dba Kim's Limo Service, Hastings, Nebraska, in Application No. B-1431 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 Sections 75-305 (fees), 75-307 (insurance), and 75-308 (rates), (Reissue 1996), 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.

APPLICATION NO. B-1431

PAGE THREE

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.

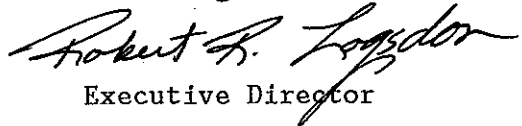
MADE AND ENTERED at Lincoln, Nebraska, this 4th day of June, 1997.

NEBRASKA PUBLIC SERVICE COMMISSION

Chairman



ATTEST:



Executive Director

COMMISSIONERS CONCURRING:



//s//Rod Johnson  
//s//Frank E. Landis  
//s//Daniel G. Urwiller

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

---