

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of)	APPLICATION NO. B-1432
Rolland C. Gressley dba Equila Limo)	SUPPLEMENT 2
Service, Rockville, seeking to acquire,)	
through transfer, the authority)	GRANTED AS AMENDED AND
granted to Image Limousine Service in)	CERTIFICATE B-1399
Certificate B-1399.)	REVOKED
)	
)	ENTERED: JUNE 8, 1999

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed April 19, 1999, Rolland C. Gressley dba Equila Limousine Service, Rockville, Nebraska, seeks to acquire, through transfer, the operating rights granted to Image Limousine Service in Certificate B-1399.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on April 20, 1999, pursuant to the rules of the Commission.

A timely protest to the granting of this application was filed on April 26, 1999, by Prince of the Road. A restrictive amendment was filed by the applicant on May 3, 1999. The protest was subsequently withdrawn on May 3, 1999, by the protestant. Application B-1432, Supplement 2, was then 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 extended service.
2. The proposed transfer of operating rights will be consistent with the public interest and will not unduly restrict competition.
3. The Certificate of Public Convenience and Necessity issued in Application B-1399 is not dormant.
4. A Certificate of Public Convenience and Necessity should be issued in Application B-1432, Supplement 2, authorizing the following operations:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

(A) Transportation of passengers and their baggage by luxury limousine between points in Adams, Webster, Clay and Hall counties over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

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5. The Certificate of Public Convenience and Necessity issued in Application B-1399 should be revoked and cancelled.

O R D E R

IT IS THEREFORE, ORDERED, by the Nebraska Public Service Commission that Application B-1432, Supplement 2, 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 Rolland C. Gressley dba Equila Limo Service, in Application B-1432, Supplement 2, authorizing the operations set forth in the foregoing findings; and that to avoid a lapse in authority, the Certificate of Public Convenience and Necessity issued in Application B-1399, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1432, Supplement 2.

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), (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 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 8th day of June, 1999.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Red Johnson
Frank E. Landis

//s//Lowell C. Johnson
//s//Frank E. Landis
//s//Daniel G. Urwiller

Lowell C. Johnson
Chairman

ATTEST:

Robert R. Logsdon
Executive Director