

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of) APPLICATION NO. B-1435
Sam & Linda Nickel dba Luxury Limousine)
Services, Hartington, seeking authority)
as a common carrier in Nebraska)
intrastate commerce in the transportation)
of passengers and their baggage by) GRANTED AS AMENDED
limousine between points in Cedar, Knox,)
Pierce, Wayne and Dixon Counties and)
between points within said counties on)
the one hand, and, on the other hand)
points in Nebraska over irregular)
routes.) ENTERED: JULY 28, 1997

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed March 26, 1997, Sam & Linda Nickel dba Luxury Limousine Services, Hartington, 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

Passengers and their baggage by limousine between points in Cedar, Knox, Pierce, Wayne and Dixon Counties, and between points within said counties on the one hand, and, on the other hand, points in Nebraska over irregular routes.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on March 31, 1997, pursuant to the rules of the Commission.

A timely protest to the granting of this application was filed on March 31, 1997, by Brown's Crew Car of Wyoming dba Armadillo Express, on April 8, 1997, by Executive Limousine Service, and on April 23, 1997, by Trease Enterprises, Inc., dba Special Moments Limousine Services. The protests were subsequently withdrawn on April 21, 1997, and on June 25, 1997.

Application B-1435 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 service proposed and to conform to the provisions of Sections 75-301 to 75-322, R.R.S. 1996, and the requirements, rules and regulations of the Commission thereunder.

APPLICATION NO. B-1435

PAGE TWO

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

SERVICE AND TERRITORY AUTHORIZED:

Passengers and their baggage by limousine between points in Cedar, Knox, Pierce, Wayne and Dixon Counties and between points in within 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. The transportation of passengers and their baggage originating or terminating in Madison, Pierce and Hall Counties is not authorized.

3. The application should be granted.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application B-1435 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 Sam & Linda Nickel dba Luxury Limousine Services, in Application B-1435, 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), R.R.S. 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 applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

APPLICATION NO. B-1435

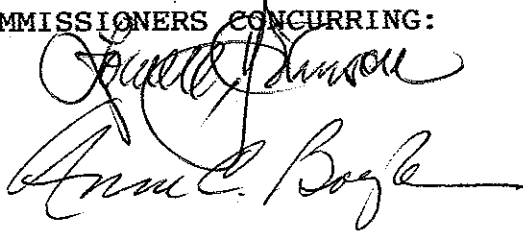
PAGE THREE

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 28th day of July, 1997.

NEBRASKA PUBLIC SERVICE COMMISSION

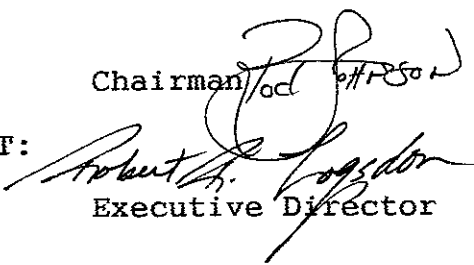
COMMISSIONERS CONCURRING:



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

Chairman

ATTEST:



Executive Director

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION
