

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application)	APPLICATION NO. B-1503
of Top Star Services, LLC,)	SUPPLEMENT 2
Weeping Water, Nebraska, seeking)	
authority as a common carrier of)	
passengers by limousine between)	
points in Cass, Otoe, Sarpy,)	
Douglas, Dodge, Washington,)	
Saunders, Lancaster, Johnson,)	GRANTED AS AMENDED
Nemaha, Pawnee and Richardson)	
counties over irregular routes.)	
RESTRICTION: The transportation)	
of railroad train crews and)	
their baggage is not authorized.)	ENTERED: SEPTEMBER 23, 2003

OPINION AND FINDINGS

By application filed May 27, 2003, Top Star Services LLC, Weeping Water, Nebraska, hereinafter referred to as applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of passengers by motor vehicles as follows:

AUTHORITY SOUGHT

Transportation of passengers by limousine between points in Cass, Otoe, Sarpy, Douglas, Dodge, Washington, Saunders, Lancaster, Johnson, Nemaha, Pawnee and Richardson counties over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

Timely protests to the granting of this application were filed on June 11, 2003, by Yellow Cab & Limo; on June 18, 2003, by Omaha Limousine Co., LLC, through its attorney, Jerry Sena; and, on July 1, 2003, by Alford Oil Company dba VIP Limousine. On June 20, 2003, and July 17, 2003, restrictive amendments were filed to the original application by the applicant. On June 23, 2003, Yellow Cab & Limo withdrew its protest; on July 17, 2003, Alford Oil Company dba VIP Limousine withdrew its protest, and on August 8, 2003, Omaha Limousine Co., LLC, withdrew its protest. Application No. B-1503, Supplement 2, was then processed pursuant to Rule 018.03 of the Rules of Procedure of the Commission.

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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 Neb. Rev. Stat., Sections 75-301 to 75-322.04, (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

SERVICE AND TERRITORY AUTHORIZED: COMMON: Transportation of passengers by limousine between points in Nemaha County over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1503, Supplement 2, 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 Top Star Services, LLC, Weeping Water, Nebraska, in Application No. B-1503, Supplement 2, 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 Neb. Rev. Stat., Sections 75-305 (fees), 75-207 (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.

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IT IS FURTHER ORDERED that applicant shall not conduct the operations until a Certificate of Public Convenience and Necessity is issued.

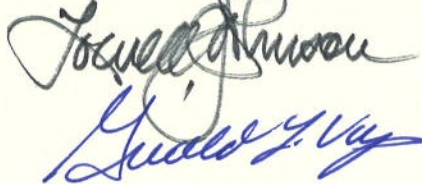
IT IS FURTHER ORDERED that applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

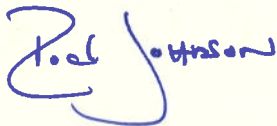
IT IS FURTHER ORDERED that the Certificate of Public Convenience and Necessity authorized shall be subject to the terms, conditions, and limitations which have been, or may hereafter be, prescribed by the Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 23rd day of September, 2003.

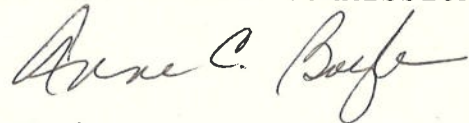
NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:





//s//Anne C. Boyle
//s//Frank E. Landis



Chair

ATTEST:



Executive Director