

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of J.L.R.D., Inc.,  
d/b/a Lincoln, Limousine, Lincoln,  
Nebraska.

) APPLICATION NO. B-1529  
) ORDER TO CEASE AND DESIST  
) ORDER TO SHOW CAUSE  
) AND SETTING HEARING  
)  
) ENTERED: NOVEMBER 19, 2002

BY THE COMMISSION:

O P I N I O N   A N D   F I N D I N G S

The Nebraska Public Service Commission (Commission) initiates this show cause proceeding on its own motion to enforce its interim policy set forth in Rule and Regulation No. 148 entered on April 3, 2001. After entering its interim policy and interpreting its rules with respect to Limousine Service and Open Class Service, J.L.R.D., Inc., d/b/a Lincoln Limousine (JLRD) appealed the Commission's decision and the enforcement of the Commission's interim policy. On July 12, 2002, the Nebraska Supreme Court upheld the Commission's order and interim policy. In re Proposed Amend. to Title 291, 264 Neb. 298 (2002). The Commission received notice that the mandate had been issued by the Nebraska Supreme Court.

Upon information and belief, the Commission finds that as of November 19, 2002, JLRD is still not in full compliance with the Commission's Order of April 3, 2001. Therefore, upon due consideration, the Commission initiates this proceeding to enforce its April 3, 2001 order. We find JLRD should be ordered to immediately cease and desist providing transportation services in violation of the Commission's interim policy entered in Rule and Regulation No. 148. We further find that JLRD should be required to show cause on or before **December 9, 2002**, why this Commission should not revoke its Certificate of Public Convenience and Necessity or assess upon it an administrative penalty including administrative fines as it deems appropriate under Neb. Rev. Stat. § 75-156 (2000). A hearing on this Order to Show Cause will be set for **December 9, 2002**, at 10:00 a.m. in the Commission Hearing Room, Lincoln, Nebraska.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that J.L.R.D., Inc., d/b/a Lincoln Limousine, Lincoln, Nebraska, be, and it is hereby ordered to immediately cease and desist providing transportation services in conflict with the Commission's interim policy set forth in Rule and Regulation No. 148.

IT IS FURTHER ORDERED that J.L.R.D., Inc., d/b/a Lincoln Limousine, Lincoln, Nebraska be required to show cause why its Certificate of Public Convenience and Necessity should not be revoked or why the Commission should not assess upon it administrative penalties for failure to comply with Commission

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orders on or before **December 9, 2002** and a hearing shall be set for **December 9, 2002, at 10:00 a.m.** in the Commission Hearing Room, Lincoln.

MADE AND ENTERED at Lincoln, Nebraska, this 19th day of November 2002.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Regina Jensen*  
*Donald L. Vap*

//s//Anne C. Boyle

ATTEST:

*Anne C. Boyle*  
Chair

*Andrew Pollock*  
Executive Director