

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of ) APPLICATION NO. B-1548  
Omaha Limousine Co., LLC, dba Omaha )  
Limousine, Omaha, seeking to acquire, )  
through transfer, the authority as a )  
common carrier in Nebraska intrastate ) GRANTED AND CERTIFICATE  
commerce granted to Raymond F. Kurtzuba ) B-1500 REVOKED  
dba Total Transportation Services, ) ENTERED: APRIL 3, 2001  
Omaha, in Certificate B-1500. )

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed February 1, 2001, Omaha Limousine Co., LLC, dba Omaha Limousine, Omaha, Nebraska, seeks to acquire, through transfer, the operating rights granted to Raymond F. Kurtzuba dba Total Transportation Services in Certificate of Public Convenience and Necessity B-1500.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on February 5, 2001, pursuant to the rules of the Commission.

Since no protest was filed, Application B-1548 was 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 issued in Application B-1500 is not dormant.
4. A certificate should be issued in Application B-1548 authorizing the following operations:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

COMMON: Transportation of passengers and their baggage by limousine between points in Douglas, Sarpy, Washington, and Lancaster counties, and between points in said counties, and on the other hand, points in Nebraska over irregular routes.

RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. Further restricted to the operation of limousines with a capacity of 12 passengers or more. SUPP. 1: Transportation of passengers by luxury or

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stretch limousine service in Nebraska intrastate commerce between points in Douglas, Sarpy, Washington and Lancaster Counties over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

5. The certificate issued in Application B-1500 should be revoked and cancelled.

O R D E R

IT IS THEREFORE, ORDERED, by the Nebraska Public Service Commission that Application B-1548 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 Omaha Limousine Co., LLC, dba Omaha Limousine, Omaha, Nebraska, in Application B-1548, 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-1500, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1548.

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 3rd day of April, 2001.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Frank E. Landis*

*Anne C. Boyle*

*Frank E. Landis*

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

*Paul Suck*  
Chairman

ATTEST:

*John S. Stevens*  
Deputy Director