

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Omaha) APPLICATION NO. B-1548
Limousine Co., LLC, dba Omaha)
Limousine, seeking to remove)
the restriction contained in)
Supp. 1 which reads as follows:) GRANTED AS AMENDED
"The transportation of)
passengers by vans is not)
authorized.)
)
) ENTERED: NOVEMBER 26, 2002

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed on June 21, 2002, Omaha Limousine Co., LLC, dba Omaha Limousine, seeks to remove the restriction contained in Supp. 1 which reads as follows: "The transportation of passengers by vans is not authorized."

AUTHORITY SOUGHT

SUPP. 1: Transportation of passengers by luxury or 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.

Notice of the above-captioned application was published in The Daily Record, Omaha, Nebraska on June 19, 2001, pursuant to the rules of the Commission.

A timely protest to the granting of this application was filed on July 2, 2002, by Prince of the Road through its attorney, John Boehm; on July 8, 2002, by Safeway Cabs, Inc., through its attorney, Tim B. Streff; and, on July 9, 2002, by Abbott Transportation, Inc., through its attorney, Brad Kistler. On September 16, 2002, Abbott Transportation, through its attorney, Brad Kistler, withdrew its protest. On September 23, 2002, a restrictive amendment was filed by the applicant. On September 23, 2002, Prince of the Road, through its attorney, John Boehm, withdrew its protest, and on September 27, 2002,

APPLICATION NO. B-1548

PAGE TWO

Safeway Cabs, Inc., through its attorney, Tim B. Streff, withdrew its protest. 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, (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:

SUPP. 1: Transportation of passengers by luxury or stretch limousine service in Douglas, Sarpy, Washington and Lancaster Counties over irregular routes. RESTRICTIONS: The governmentally financed transportation of clients of the Nebraska Department of Health and Human Services and/or clients of private contractors of the Nebraska Department of Health and Human Services, and/or persons in the custody of the Nebraska Department of Corrections and/or students on behalf of schools by van is not authorized. 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-1548, 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 Omaha Limousine Co., LLC, dba Omaha Limousine, Omaha, Nebraska, in Application B-1548 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

APPLICATION NO. B-1548

PAGE THREE

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 the operations until a Certificate of Public Convenience and Necessity is issued.

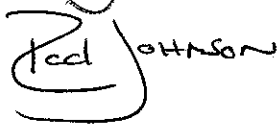
IT IS FURTHER ORDERED that applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

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 26TH day of November, 2002.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



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


Chair

ATTEST:


Executive Director

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