

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application)	APPLICATION NO. B-1548
of Omaha Limousine Co., LLC, dba)	SUPPLEMENT 2
Omaha Limousine, Omaha, seeking)	
authority as a common carrier in)	
Nebraska intrastate commerce in)	
the transportation of passengers)	
in limousine service by van in)	
Douglas, Sarpy, Washington and)	GRANTED AS AMENDED
Lancaster counties.)	
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)	ENTERED: MAY 11, 2004
Nebraska Department of)	
Corrections and/or students on)	
behalf of schools by van is not)	
authorized.)	
)	

OPINION AND FINDINGS

By application filed March 6, 2003, Omaha Limousine Co., LLC dba Omaha Limousine, Omaha, 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 in limousine service by van in Douglas, Sarpy, Washington, and Lancaster counties. RESTRICTIONS: The governmentally financed transportation of clients 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.

A timely protest to the granting of this application was filed on March 13, 2003, by MAVM Ventures LLC through its attorney, Marshall Becker. On March 16, 2004, a restrictive amendment was filed by the applicant. On April 15, 2004, the protest was withdrawn. Application No. B-1548, 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 2003), 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: Transportation of passengers in limousine service by van in Douglas, Sarpy, Washington and Lancaster counties
RESTRICTIONS: Transportation of passengers in limousine service by vans will be limited to prearranged service in conjunction with prearranged limousine service only and not for service to the general public on a demand basis. The governmentally financed transportation of clients of the Nebraska Department of Health and Human Services and/or of 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.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1548, 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 Omaha Limousine Co., LLC dba Omaha Limousine, Omaha, in Application No. B-1548, Supplement 2, authorizing the operations set forth in the foregoing findings.

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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 90 days 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.

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 11th day of May, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Bruce Johnson

Anne C. Boyle

R. L. Vap

//s//Gerald L. Vap

Chairman

Gerald L. Vap

ATTEST:

And S. Pollack

Executive Director