

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application)	APPLICATION NO. B-1554
of DJW, Inc., dba Luxury)	SUPPLEMENT 3
Limousine Service, Syracuse,)	
seeking to extend the authority)	GRANTED AS AMENDED
held by DJW, Inc., dba Luxury)	
Limousine Service, in)	
Certificate B-1618.)	ENTERED: MARCH 29, 2005

OPINION AND FINDINGS

By application filed November 24, 2004, DJW, Inc., dba Luxury Limousine Service, Syracuse, 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 as a limousine service in Otoe County and between points within said county, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

SUPPLEMENT 1: Transportation of passengers by luxury or stretch limousine between points in Otoe, Cass, Johnson, and Nemaha counties and between points within said counties on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

SUPPLEMENT 2: Passengers by luxury limousine service between points in Richardson County, and between points within said county, on the one hand, and, on the other hand, points within a 150 mile radius of Falls City over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

SUPPLEMENT 3: Transportation of passengers as a common carrier in limousine service by luxury or stretch limousine between points in Lancaster, Gage, Pawnee, Jefferson, Thayer, Fillmore, Saline, York and Seward Counties and between points within said counties on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. The governmentally financed transportation of clients of the Nebraska Department of Health and Human Services, such as, but not limited to, FHC Option Partners and Curtis and Associates, and or of persons in capacity as such clients

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and/or persons in the custody of the Nebraska Department of Corrections, in capacity as such clients and/or persons in custody, is not authorized.

Timely protests to the granting of this application were filed on December 22, 2004, by A-1 Limousine, and VIP Limousine, LLC, through their representative, Dennis Wagner. On March 18, 2005, A-1 Limousine and VIP Limousine withdrew their protests, Application No. B-1554, Supplement 3, was then 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 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

Transportation of passengers as a limousine service in Otoe County and between points within said county, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. SUPPLEMENT 1: Transportation of passengers by luxury or stretch limousine between points in Otoe, Cass, Johnson, and Nemaha counties and between points within said counties on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. SUPPLEMENT 2: Passengers by luxury limousine service between points in Richardson County, and between points within said county, on the one hand, and, on the other hand, points within a 150 mile radius of Falls City over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. SUPPLEMENT 3: Transportation of passengers as a common carrier in limousine service by luxury or stretch limousine between points in Gage, Pawnee, Jefferson, Thayer,

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O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1554, Supplement 3, 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 DJW, Inc., dba Luxury Limousine Service, Syracuse, Nebraska, in Application No. B-1554, Supplement 3, 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 2003), 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.

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MADE AND ENTERED at Lincoln, Nebraska, this 29th day of March, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rod Johnson

Gerald L. Vap

//s// Rod Johnson

//s// Gerald L. Vap

Chairman

Gerald L. Vap

ATTEST:

Ad S. Pollak

Executive Director