

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) APPLICATION NO. B-1641  
of VIP Limobus LLC, Omaha, )  
seeking to change an existing )  
operation, through transfer, the ) GRANTED AND CERTIFICATE  
authority granted to Alford Oil ) B-1590, SUPPLEMENT 2 AND  
Company dba VIP Limousine in ) 3 REVOKED  
Certificate B-1590, Supplement 2 )  
and 3. ) ENTERED: JANUARY 13, 2004

BY THE COMMISSION:

### OPINION AND FINDINGS

By application filed October 21, 2003, VIP Limobus LLC, Omaha, seeks to change its existing operation to VIP Limobus, LLC, through the transfer of the authority granted to Alford Oil Company dba VIP Limousine, Omaha, in Certificate B-1590, Supplement 2 and 3.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on October 28, 2003, pursuant to the rules of the Commission.

Because no protests were filed, Application B-1641 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-1590, Supplement 2 and 3 is not dormant.
4. A certificate should be issued in Application B-1641, authorizing the following operations:

### CERTIFICATE AUTHORIZED

#### SERVICE AND TERRITORY AUTHORIZED:

Supplement 2: Transportation of passengers in Nebraska intrastate commerce in open class service by 12 to 14 passenger bus between points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. The transportation of passengers by limousine is not authorized. The picking up and/or discharging of passengers in Douglas and Sarpy counties (other than as part of round trips which both originate and terminate outside of Douglas and Sarpy

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

APPLICATION NO. B-1641

PAGE TWO

Counties) is not authorized. SUPP. 2(A): Transportation of passengers in limousine service by bus in Nebraska intrastate commerce between points in Nebraska over irregular routes. Supplement 3: Transportation of passengers by bus in charter service between all points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. Service is restricted to the use of vehicles having a passengers capacity rating of 20 or more.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1641, 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 VIP Limobus, LLC, Omaha, Nebraska, in Application B-1641 authorizing the operations set forth in the foregoing findings; and that to avoid a lapse of authority, the Certificate of Public Convenience and Necessity issued in Application B-1590, Supplement 2 and 3, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1641.

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.

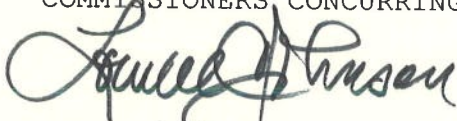
IT IS FURTHER ORDERED that applicant shall not conduct operations until a Certificate of Public Convenience and Necessity is issued.

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 13<sup>th</sup> day of January, 2004.


NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s//Anne C. Boyle  
//s//Rod Johnson  
//s//Frank E. Landis  
//s//Gerald L. Vap

Chairman



ATTEST:



Executive Director