

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) Application No. B-1664  
of Kyle Halsey dba Heartland )  
Limousine, Beatrice, seeking )  
authority as a common carrier in )  
Nebraska intrastate commerce in )  
the transportation of passengers )  
and their baggage in limousine )  
service over irregular routes in ) GRANTED AS AMENDED  
Gage and Jefferson counties, and )  
between points in said counties, )  
on the one hand, and, on the )  
other hand, points in Nebraska )  
for passengers originating in )  
Jefferson or Gage counties. )  
RESTRICTION: The transportation )  
of railroad train crews and )  
their baggage is not authorized. )  
ENTERED: FEBRUARY 22, 2006

OPINION AND FINDINGS

By application filed May 5, 2005, Kyle Halsey dba Heartland Limousine, Beatrice, 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 and their baggage in Limousine service over irregular routes in Gage and Jefferson counties, and between points in said counties, on the one hand, and, on the other hand, points in Nebraska for passengers originating in Jefferson or Gage counties. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

Timely protests to the granting of this application were filed on June 13, 2005, by A-1 Limousine, LLC, Omaha Limousine, and VIP Limousine, LLC; and, on June 15, 2005, by DJW, Inc., dba Luxury Limousine Service, through its attorney, Jerry Stilmock. On January 24, 2006, a restrictive amendment was filed by the applicant. On January 24, 2006, A-1 Limousine, LLC, Omaha Limousine, VIP Limousine, LLC, and DJW, Inc., dba Luxury Limousine Service, withdrew their protests. Application No. B-1664 was then processed pursuant to Rule 018.03 of the Rules of Procedure of the Commission.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

APPLICATION NO. B-1664

PAGE 2

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: COMMON: Transportation of passengers and their baggage in limousine service over irregular routes between points in Gage and Jefferson counties. RESTRICTION: 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-1664, 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 Kyle Halsey dba Heartland Limousine, Beatrice, Nebraska, in Application No. B-1664, 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 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.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

APPLICATION NO. B-1664

PAGE 3

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


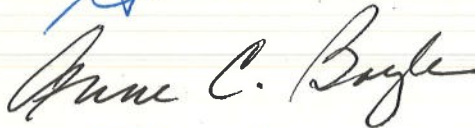

IT IS FURTHER ORDERED that applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

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.


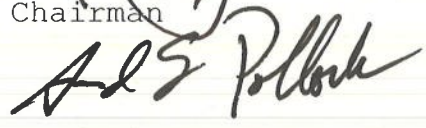
MADE AND ENTERED at Lincoln, Nebraska, this 22<sup>nd</sup> day of February, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s// Lowell C. Johnson

  
Chairman  
  
Executive Director

ATTEST: