

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) APPLICATION NO. B-1673  
of TF-CF, Inc., dba Touch of Class )  
Limousine, Morrill, Nebraska, )  
seeking to acquire, through ) GRANTED AND CERTIFICATE  
transfer, the authority granted ) B-1475 REVOKED  
to Terry and Dessie Schaub dba )  
Touch of Class Limousine in )  
Certificate Number B-1475. ) ENTERED: JANUARY 11, 2006

BY THE COMMISSION:

### OPINION AND FINDINGS

By application filed October 12, 2005, TF-CF, Inc., dba Touch of Class Limousine, Morrill, seeks to acquire, through transfer, the operating rights granted to Terry and Dessie Schaub dba Touch of Class Limousine Certificate B-1475.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on October 14, 2005, pursuant to the rules of the Commission.

A protest was filed on October 24, 2005, by Prince of the Road, Ravenna, through its attorney, John Boehm. The protest was withdrawn on December 29, 2005. Application B-1673 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 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-1475 is not dormant.
4. A certificate should be issued in Application B-1673 authorizing the following operations:

### CERTIFICATE AUTHORIZED

#### SERVICE AND TERRITORY AUTHORIZED:

COMMON: Passengers and their baggage by limousine between points in Scotts Bluff, Banner, Morrill, Box Butte, Dawes, Sioux, Garn and Keith counties, and between 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 1: Passengers by luxury limousine between points in Kimball, Cheyenne, Duel and Sheridan

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counties, and between 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.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1673, 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 TF-CF, Inc., dba Touch of Class Limousine4, Morrill, Nebraska, in Application B-1673, 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-1475, shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1673.

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 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.



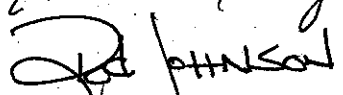
IT IS FURTHER ORDERED that applicant shall not conduct operations until a Certificate of Public Convenience and Necessity is issued.

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 11<sup>th</sup> day of January, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s// Lowell E. Johnson  
//s// Frank E. Landis

  
Chairman

ATTEST:

  
Executive Director