

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1688
of Darin P. VanNatter dba Prestige) SUPPLEMENT 2
Limo, Sidney, seeking authority to)
extend its authority as a common)
carrier in Nebraska intrastate)
commerce in the transportation of) GRANTED
passengers and their baggage by)
limousine between points in)
Kimball, Deuel, Garden and)
Morrill counties, and between)
Points in said counties, on the)
one hand, and, on the other hand,) ENTERED: MARCH 11, 2008
points in Nebraska over irregular)
routes. RESTRICTION: The)
transportation of railroad train)
crews and their baggage is not)
authorized.)

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed July 27, 2007, Darin P. VanNatter dba Prestige Limo, Sidney, hereinafter referred to as applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of passengers by motor vehicle as follows:

AUTHORITY SOUGHT

Transportation of passengers and their baggage in limousine service by limousine between points in Kimball, Deuel, Garden and Morrill counties, and between points in 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.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on August 24, 2007, pursuant to the rules of the Commission.

On September 19, 2007, a protest was filed by Zalt, Inc., dba Central Limousine Services through its attorney, Kelly Tollefsen. On February 21, 2008, the protest was withdrawn. Application B-1688, 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 proposed service, 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 following extent:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Transportation of passengers and their baggage in limousine service by limousine between points in Kimball, Deuel, Garden and Morrill counties, and between points in 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.

3. The application for authority should be granted.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1688, Supplement 2, 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 Prestige Limo, Sidney, Nebraska, in Application B-1688, Supplement 2.

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.

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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 11th day of March, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Frank E. Landis
Robert J. Johnson
Tim Schauer

//s// Anne C. Boyle
//s// Frank E. Landis

Anne C. Boyle

Chair

ATTEST:

Michelle Z. H.

Executive Director