

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1693
of Jason Studer dba Jason's)
Limousine Service, Superior,)
seeking to acquire, through) GRANTED AND CERTIFICATE
transfer, the authority granted) B-1431 REVOKED
to Kim Halbmaier dba Kim's Limo)
Service in Certificate B-1431.) ENTERED: FEBRUARY 27, 2007

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed October 18, 2006, Jason Studer dba Jason's Limousine Service, Superior, hereinafter referred to as applicant, seeks to acquire, through transfer, the authority granted to Kim Halbmaier dba Kim's Limo Service, Hastings, in Certificate B-1431.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on December 12, 2006, pursuant to the rules of the Commission.

Because no protests were filed, Application B-1693 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 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 will be consistent with the public interest and will not unduly restrict competition.
3. The certificate issued in Application B-1431 is not dormant.
4. A certificate should be issued in Application B-1693 authorizing the following operations:

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CERTIFICATE AUTHORIZED

COMMON: Transportation of passengers and their baggage in Nebraska intrastate commerce by limousine between points in Adams, Webster, and Clay 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.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1693 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 Jason Studer dba Jason's Limousine Service, Superior, Nebraska, in Application B-1693 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-1431, shall be revoked and canceled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1693.

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.

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MADE AND ENTERED at Lincoln, Nebraska, this 27th day of
February, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rod Johnson

Anne C. Boyle

Jim Schram

Chairman

Rod Johnson

ATTEST:

Frank E. Landis
Executive Director

//s// Rod Johnson

//s// Frank E. Landis