

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1757
of Night Life Limousine, LLC,)
Beatrice, seeking authority as a)
common carrier in Nebraska) GRANTED
intrastate commerce in the)
transportation of passengers by)
limousine in Gage, Jefferson,)
Johnson, Pawnee, Saline, Fillmore,) ENTERED: MAY 12, 2010
Thayer, Otoe, Nemaha, Richardson,)
Seward, York, Clay, Nuckolls,)
Adams and Webster 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. HHS Designation: No.)

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed April 1, 2010, Night Life Limousine, LLC, Beatrice, hereafter 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 by luxury limousines and vans in Gage, Jefferson, Johnson, Pawnee, Saline, Fillmore, Thayer, Otoe, Nemaha, Richardson, Seward, York, Clay, Nuckolls, Adams and Webster 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. HHS Designation: No.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on April 16, 2010, pursuant to the rules of the Commission.

On April 27, 2010, a protest was filed by Yellow Cab and Limo, Inc. On May 3, 2010, the protest was withdrawn. Application B-1757 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

Transportation of passengers by luxury limousines and vans in Gage, Jefferson, Johnson, Pawnee, Saline, Fillmore, Thayer, Otoe, Nemaha, Richardson, Seward, York, Clay, Nuckolls, Adams and Webster 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. HHS Designation: No.

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-1757 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 Night Life Limousine, LLC, Beatrice, Nebraska, in Application B-1757.

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 12th day of May, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

//s// Frank E. Landis
//s// Gerald L. Vap

Chairman

ATTEST:


Executive Director