

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1767
of RT Investments, LLC, dba Luxury)
Limousines, Lincoln, seeking to)
acquire, through transfer, the) GRANTED AND CERTIFICATE
authority granted to DJW, Inc.,) B-1554 REVOKED
dba Luxury Limousine Service in)
Certificate B-1554.) ENTERED: JULY 13, 2010

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed May 14, 2010, RT Investments, LLC, dba Luxury Limousines, Lincoln, hereinafter referred to as applicant, seeks to acquire, through transfer, the authority granted to DJW, Inc., dba Luxury Limousine Service, Syracuse, in Certificate B-1554.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on May 20, 2010, pursuant to the rules of the Commission.

Because no protests were filed, Application B-1767 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-1554 is not dormant.
4. A certificate should be issued in Application B-1767 authorizing the following operations:

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CERTIFICATE AUTHORIZED

COMMON: The transportation of passengers as a limousine service in Otoe County and between points within said county, 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 or stretch limousine between points in Otoe, Cass, Johnson, and Nemaha counties and between points within said counties, on the one hand, and, on the other, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

SUPPLEMENT 2:

COMMON: Passengers by luxury limousine service between points in Richardson County, and between points within said county, on the one hand, and, on the other hand, points within a 150-mile radius of Falls City over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.

SUPPLEMENT 3:

COMMON: Transportation of passengers as a common carrier in limousine service by luxury or stretch limousine between points in Gage, Pawnee, Jefferson, Thayer, Fillmore, Saline, York, and Seward counties, and between points within said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. The Department of Health and Human Services, such as, but not limited to, FHC Option Partners and Curtis and Associates, and/or of persons in capacity as such clients and persons in the custody of the Nebraska Department of Corrections, in capacity as such clients and or persons in custody, is not authorized.

SUPPLEMENT 4:

COMMON: Transportation of passengers as a common carrier in limousine service by luxury or stretch limousine between points in Lancaster County and between points within said county on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. The governmentally financed transportation of clients of the Nebraska Department of Health and Human Services, such as, but not limited to, FHC Options, Partners, and Curtis and Associates, and, or other persons in capacity as such clients and/or persons in the custody of the Nebraska Department of Corrections, in capacity as such clients, and/or persons in custody, is not authorized.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application B-1767 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 RT Investments, LLC, dba Luxury Limousines, Lincoln, Nebraska, in Application B-1767 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-1554, shall be revoked and canceled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application B-1767.

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 13th day of July, 2010.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Red Johnson
Anne Boyce
Tim Schram

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

Chairman *Gerald L. Vap*
 ATTEST: *Shirley S. S.*
 Executive Director

