

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Special Day) APPLICATION NO. B-1807
Limousine, LLC, Yankton, South)
Dakota, seeking authority as a)
common carrier in Nebraska)
intrastate commerce in the)
transportation of passengers by)
luxury or stretch limousine)
between points in South Sioux) GRANTED AS AMENDED
City, Nebraska, and between)
points in the state of Nebraska)
over irregular routes.)
RESTRICTION: The transportation)
of railroad train crews and)
their baggage is not authorized.)
HHS Designation: No.) ENTERED: APRIL 24, 2012

OPINION AND FINDINGS

By application filed October 13, 2011, Special Day Limousine, LLC, Yankton, South Dakota, hereinafter referred to as Applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of passengers by motor vehicles as follows:

AUTHORITY SOUGHT

Transportation of passengers by luxury or stretch limousine between all points in the state of Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized.
HHS Designation: No.

Timely protests to the granting of this application were filed on October 18, 2011, by VIP Limousine, Al Limousine, and Alford Oil; on November 2, 2011, by Nightlife Limousine, LLC; on November 14, 2011, by Special Moments Limousine; and on November 15, 2011, by Your Own Limousine. Applicant filed restrictive amendments on October 24, 2011, and November 16, 2011. On November 10, 2011, Nightlife Limousine, LLC, withdrew its protest; on November 26, 2011, VIP Limousine, Al Limousine, and Alford Oil withdrew their protests; on December 2, 2011, Special Moments Limousine withdrew its protest, and on April 2, 2012, Your Own Limousine withdrew its protest. Application No. B-1807 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 service proposed 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 present or future public convenience and necessity to the following extent:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED: COMMON: Transportation of passengers and their baggage by luxury or stretch limousines as follows: in Knox County, a 45 mile radius from Yankton, South Dakota; in Cedar, Dixon, and Dakota counties, north of Highway 20. All transportation to originate in said geographic area. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.

ORDER

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. B-1807, be, and it is hereby granted as amended; 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 Special Day Limousine, LLC, Yankton, South Dakota, in Application No. B-1807, authorizing the operations set forth in the foregoing findings.

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), 75-207 (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 the operations until a Certificate of Public Convenience and Necessity is issued.

IT IS FURTHER ORDERED that Applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

IT IS FURTHER ORDERED that the Certificate of Public Convenience and Necessity authorized 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 24th day of April, 2012.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

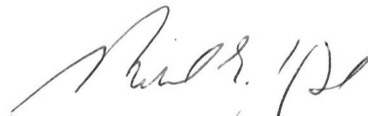


//s// Rod Johnson
//s// Frank Landis

Chairman



ATTEST:



Executive Director

