

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the)	APPLICATION NO. BR-343
Prescription of Reasonable Rates)	
and Charges for Motor Carriers)	GRANTED AS AMENDED ON AN
Passengers and Property for Hire)	EMERGENCY BASIS
subject to the Provisions of)	
Neb. Rev. Stat. (Reissue 2003),)	ENTERED: OCTOBER 21, 2008
Chapter 75, Articles 1 and 3.)	

BY THE COMMISSION:

OPININON AND FINDINGS

On August 16, 2008, OMALink, Inc., Lincoln, Nebraska, filed an application for authority to amend its existing rates for its use. On October 16, 2008, the applicant amended its application to read as follows:

<u>Description</u>	<u>Proposed Rates</u>
Standard Rates:	
One Way Trip	\$44.95
Round Trip	\$74.95

Notes applicable to Standard/Commuter Rates:

Rates will also apply on trips originating and/or terminating at authorized intermediate locations, the same as if the trip was between Lincoln and Omaha.

Round trip rate applies only when round trip service is requested and paid at time reservation is made.

Pickups and drop-offs in Lincoln will be made other than at regular stop locations for an additional charge of \$9.95/\$14.95 round trip.

One companion may accompany a full rate passenger on the same itinerary for one-way/round trip charges of \$24.95/\$34.95.

Rates are subject to a \$5.00 discount for senior citizens (age 65 or older), military members and airline industry employees.

Promotional coupons in \$5 increments may be offered to the general public in the form of newspaper and/or other printed media coupons.

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The applicant request that the fuel surcharge applicable to this tariff be deleted.

Emergency action is requested.

Applicant is a certificated common carrier which holds Certificate B-1628. The certificate authorizes the transportation of passengers and their baggage over regular routes between Lincoln and Omaha over Interstate Highway I-80 serving facilities immediately adjacent to all intermediate exits as intermediate points. RESTRICTIONS: (1) Service from Lincoln Municipal Airport Terminal to Eppley Air Filed in Omaha is not authorized; (2) Service from Lincoln under contract with any airline is not authorized; and (3) point to point service wholly within Lincoln is not authorized.

The Applicant has submitted in its application a request to raise its rates seven percent on round trips an twelve percent on one-way trips. It is also reducing the additional pickup and drop-off charge to \$9.95 one way and \$14.95 round trip and is requesting that the gasoline fuel surcharge be eliminated. The applicant has requested that the application be processed on an emergency basis.

The last rate increase granted by the Commission was in June of 2004, when the applicant was granted the surcharge that it is now requesting to be eliminated. At that time, the Commission noted that the price of gasoline had reached \$2.00 per gallon. Even with the recent decline in the cost of gasoline that has been experienced in the last few months, the current price of a gallon of gasoline is around \$2.75, almost 38% higher than in 2004.

The reduction in the additional passenger charge is 33% for one-way trips and 25% for round trips. The increases requested by the applicant in the basic charge will be offset somewhat by the reductions in the additional passenger charge and the elimination of the fuel surcharge. The overall proposed rates are reasonable.

The Commission must find that an emergency situation must be found by the Commission before a rate application can be approved on an emergency basis. In this matter, the applicant is operating in an environment that is substantially different than the environment experienced when its rates were last adjusted in June of 2004. Gasoline costs are still almost 38% higher than in June of 2004. The rates as proposed address these changes and should be approved on an emergency basis.

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Upon consideration of the application and being fully advised in the premises, the Commission is of the opinion and finds that the application should be granted on an emergency basis effective October 24, 2008.

ORDER

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that effective October 24, 2008, OMALink, Inc., Lincoln, be, and it is hereby, authorized to amend its rates for its use as follows:

Description	Rates
Standard Rates:	
One Way Trip	\$44.95
Round Trip	\$74.95

Notes applicable to Standard/Commuter Rates:

Rates will also apply on trips originating and/or terminating at authorized intermediate locations, the same as if the trip was between Lincoln and Omaha.

Round trip rate applies only when round trip service is requested and paid at time reservation is made.

Pickups and drop-offs in Lincoln will be made other than at regular stop locations for an additional charge of \$9.95/\$14.95 round trip.

One companion may accompany a full rate passenger on the same itinerary for one-way/round trip charges of \$24.95/\$34.95.

Rates are subject to a \$5.00 discount for senior citizens (age 65 or older), military members and airline industry employees.

Promotional coupons in \$5 increments may be offered to the general public in the form of newspaper and/or other printed media coupons.

IT IS FURTHER ORDERED by the Nebraska Public Service Commission that public notice of this action be published in the Daily Record, Omaha, Nebraska, pursuant to the provisions of Section 75-121, R.R.S. 2006, and the Commission rules.

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MADE AND ENTERED at Lincoln, Nebraska, this 21st day of
October, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Gerald J. Wap

James J. Sandis

Chair

Tim Schrom

ATTEST:

Michael R. H.

Executive Director

Rod Johnson