

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the) APPLICATION NO. BR-412
Prescription of Reasonable)
Rates and Charges for Motor) GRANTED AS AMENDED ON AN
Carriers Passengers and) EMERGENCY BASIS
Property for Hire subject to)
the Provisions of Neb. Rev.)
Stat. (Reissue 2003), Chapter)
75, Articles 1 and 3.) ENTRERED: FEBRUARY 12, 2013

BY THE COMMISSION:

OPININON AND FINDINGS

On February 8, 2013, WADD I, LLC, dba Wings of Love, LLC, Omaha, Nebraska, filed an application for authority to amend rates for its use in its operations as follows:

Description	Current	Proposed
Intra-city Omaha metro:		
One way trip	\$16.25	\$16.25
Round Trip	\$32.50	\$32.50

Charges of outside Omaha metro area:

Per mile (between point of origin and Point of destination)	\$1.40	\$1.65
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Emergency action is requested.

Applicant is a certificated contract carrier which holds Certificate Number B-1745. The certificate authorizes the transportation of passengers and their baggage by van in open class service between points in Douglas County. The transportation of railroad train crews and their baggage is not authorized. The HHS designation is yes.

The Applicant received authority to operate from the Commission under Certificate No. B-1745 on April 27, 2010. The Applicant is seeking an increase in its mileage rate from \$1.40 to \$1.65. Its rate was approved on May 25, 2010, and this is the first request for an increase since that date.

The Applicant represents to the Commission that the proposed rates are based upon increased expenses it has

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incurred since 2010, especially in the areas of fuel and vehicle maintenance. An analysis of gasoline costs shows that the average national price of gasoline in 2010 was in the area of \$2.80 per gallon. The current price has increased to over \$3.40 per gallon in most areas. This is an increase of twenty-one percent since the rates were established by the Applicant in 2010. The Applicant has also experienced an increase in vehicle maintenance in part due to these increased gasoline and oil costs.

The Applicant further bases the proposed mileage rate on a contract that it has with AMR/Access to Care. According to the Applicant, AMR will contract with it for \$1.50 per mile. This contract is available to the Applicant upon approval of the proposed rate by the Commission.

Commission staff held discussions regarding the application with the Applicant. It was noted that the proposed rate would be an eighteen percent increase. After these discussions, the Applicant has agreed to amend its proposal from \$1.65 per mile to \$1.55 per mile, an approximate ten percent increase. This amendment will allow the Applicant to take advantage of the AMR contract rate while minimizing the effect on other patrons of the Applicant. The \$1.55 per mile is also more competitive with rates as currently used by other providers that offer a similar service as that of the Applicant.

The Commission finds that the application as modified is reasonable and should be approved. The Intra-city rates are not being adjusted, and the per-mile rate is being approved at the rate discussed above.

In applications such as these, the Commission must find that an emergency situation exists. Such a situation exists in this application as the Applicant cannot take advantage of the AMR contract rates until the rates are approved.

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 as amended on an emergency basis effective February 15, 2013.

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ORDER

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that effective February 15, 2013, WADD I, LLC, dba Wings of Love, LLC, Omaha, Nebraska, be, and it is hereby, authorized to establish rates for its use as follows:

Description	Rate
Intra-city Omaha metro:	
One way trip	\$16.25
Round Trip	\$32.50

Charges of outside Omaha metro area:

Per mile (between point of origin and Point of destination)	\$1.55
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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. 2012, and the Commissions Rules.

MADE AND ENTERED at Lincoln, Nebraska, this 12th day of February, 2013.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Tim Schramm

Anne Boyle
Chair

Frank E. Landis

//s//Anne C. Boyle
//s//Frank E. Landis

ATTEST:

Steve Meradith
Executive Director