

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

| | | |
|----------------------------------|---|-------------------------|
| In the Matter of the |) | APPLICATION NO. LR-323 |
| Prescription of Reasonable Rates |) | |
| and Charges for Motor Carriers |) | |
| Passengers and Property for Hire |) | GRANTED ON AN EMERGENCY |
| Subject to the Provisions of |) | BASIS |
| Neb. Rev. Stat. (Reissue 1996), |) | |
| Chapter 75, Articles 1 and 3. |) | ENTERED: JULY 26, 2011 |

BY THE COMMISSION:

O P I N I O N S A N D F I N D I N G S

On June 27, 2011, Leisure Limousine and Sedan Service, Inc., Lincoln, Nebraska filed an application for authority to amend current rates as attached.

Emergency action is requested.

The Applicant is a certificated common carrier which holds Certificate B-1718, which authorizes the transportation of passengers in Nebraska intrastate commerce to provide limousine service in sedan and luxury or stretch limousines between points in Douglas, Sarpy, Lancaster and Washington counties over irregular routes. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized.

The Applicant received a rate change in February of 2011. At that time the Commission granted an increase in the rates used by the Applicant. The proposed changes in this application request that the rates to be used by the Applicant be reduced to the rates that were in effect prior to the February 1, 2011 order. The Applicant cited that while the increases in costs were the impetus behind the application, the increase has resulted in an overall decrease in the Applicant's usage and gross income. The Applicant believes that the increase plays a significant role in its decrease in business since the February order. The Applicant further stated that it does not believe that the economy will improve significantly in the immediate future, and that its request is necessitated by these conditions.

In addition to the proposed decrease in rates, the Applicant is requesting that all reservations that run between Sunday and Thursday, excluding airport transportation with its sedan, be allowed at a twenty-five (25%) discount. The

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Applicant's goal is to generate more business during these periods of time where the business is usually down.

The Applicant is also requesting that it be allowed to offer coupon programs through the media including the internet. The offer would entail the client receiving one hour free for every hour booked.

The Applicant has also requested that the fuel surcharge remain unchanged.

The Commission finds that the application should be granted. It appears from the application that the Applicant has incurred a significant downturn in its business since the last rate order in February of this year. The Commission finds that the application is an appropriate response to this downturn.

The Commission further finds that the request for a twenty-five percent discount on Sunday through Thursday bookings exclusive of airport sedan runs is also justified and reasonable.

The Commission has approved coupon discount programs for other providers. The Commission has conditioned these programs to be of limited and stated duration with the discount being stated with certainty. The Commission finds that the proposed coupon discount program be approved.

The Commission further finds that the fuel surcharge, approved in the February 2011 order be continued as currently established.

In order to enter an order on an emergency basis, the Commission must find that an emergency basis exists. The Commission finds that the impact of the rates as increased in February of 2011 are having a detrimental effect on the business of the Applicant. These rates should be reduced as requested on an emergency basis so that the negative effects are ameliorated as soon as possible.

The proposed rates are similar and competitive with those rates authorized for use by other companies providing a similar service in its area. The Commission finds that these rates are reasonable.

Upon consideration of the application and being fully advised in the premises, the Commission is of the opinion and

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finds that the application should be granted on an emergency basis effective August 5, 2011.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that effective August 5, 2011, Leisure Limousine and Sedan Service, Inc., Lincoln, Lincoln, be, and it is hereby, authorized to amend its limousine rates for its use as attached.

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. 2010, and the Commission's rules.

MADE AND ENTERED at Lincoln, Nebraska, this 26th day of July, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Doc Johnson
Gene Boyle
Gerald L. Vay

//s//Frank E. Landis
//s//Tim Schram

ATTEST:

Tim Schram
Chairman

Shirley K
Executive Director

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| <u>Description (subject to Notes)</u> | <u>Rate</u> |
|---------------------------------------|-------------|
|---------------------------------------|-------------|

Weddings, Anniversaries, Birthday (One hour minimum)

Executive Sedan Service

| | |
|-----------------------------|-------|
| 1. First Hour | \$129 |
| 2. One Hour & Half (1½) | \$159 |
| 3. Two Hours | \$189 |
| 4. Split Time (1 Hr + 1 hr) | \$204 |

All trips originating 40 miles or more from Lincoln will be charged a \$15.00 Mileage Fee.

6 Passenger

| | |
|-----------------------------|-------|
| 1. First Hour | \$209 |
| 2. One Hour & Half (1½) | \$244 |
| 3. Two Hours | \$309 |
| 4. Split Time (1 Hr + 1 hr) | \$349 |

All trips originating 40 miles or more from Lincoln will be charged a \$40.00 Mileage Fee.

10 Passenger Stretch Sedan

| | |
|-----------------------------|-------|
| 1. First Hour | \$274 |
| 2. One Hour & Half (1½) | \$314 |
| 3. Two Hours | \$364 |
| 4. Split Time (1 Hr + 1 hr) | \$409 |

All trips originating 40 miles or more from Lincoln will be charged a \$40.00 Mileage Fee.

14 Passenger (Ford Excursion, Escalade)

| | |
|-----------------------------|-------|
| 1. First Hour | \$409 |
| 2. One Hour & Half (1½) | \$464 |
| 3. Two Hours | \$519 |
| 4. Split Time (1 Hr + 1 hr) | \$579 |

All trips originating 40 miles or more from Lincoln will be charged a \$65.00 Mileage Fee.

18 Passenger (HD 250)

| | |
|-------------------------|-------|
| 1. First Hour | \$479 |
| 2. One Hour & Half (1½) | \$544 |

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- | | |
|-----------------------------|-------|
| 3. Two Hours | \$609 |
| 4. Split Time (1 Hr + 1 hr) | \$674 |

All trips originating 40 miles or more from Lincoln will be charged a \$65.00 Mileage Fee.

Wedding package. Your time will start when we arrive at the church as designated by the renter. Wedding package includes napkins that are color coordinated to the brides wedding colors, red carpet roll out for the wedding party, complimentary champagne or non-alcohol champagne, magnetic signs that read "Just Married" and the drivers are in a tuxedo.

STANDARD RATES

Executive Sedan

Lincoln Airport to Lincoln City Limits

- | | |
|---|-------|
| 1. First Hour | \$37 |
| 2. Two Hour | \$79 |
| 3. Each additional hour over two | \$25 |
| 4. Split time based on two hour split (1 + 1) | \$164 |
| 5. Split time based on four hours (2 + 2) | \$254 |
| 6. Rates are based on an hourly rate, unless the vehicle is rented for more than two hours at a time then the hourly rate is discounted the longer the vehicle is rented. | |

6 Passenger Executive SUV (2007 Cadillac Escalade ESV)

- | | |
|---|-----------|
| 1 First Hour | \$174 |
| 2. Two Hour | \$254 |
| 3. Each additional hour over two | \$40 |
| 4. Split time based on two hour split (1 + 1) | \$279 |
| 5. Split time based on four hours (2 + 2) | \$369 |
| 6. Wait time | \$40/hour |
| 7. Rates are based on an hourly rate, unless the vehicle is rented for more than two hours at a time then the hourly rate is discounted the longer the vehicle is rented. | |

10 Passenger Limousine (two hour minimum)

- | | |
|---|-----------|
| 1. First Two Hours | \$299 |
| 2. Each additional hour over two | \$45 |
| 3. Wait time | \$40/hour |
| 4. Split time based on two hour split (1 + 1) | \$374 |
| 5. Split time based on four hours (2 + 2) | \$569 |

All trips originating 40 miles or more from Lincoln will be charged a \$40.00 Mileage Fee.

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14 Passenger Ford Excursion and Escalade (two hour minimum)

| | |
|---|-----------|
| 1. First Two Hours | \$320 |
| 2. Each additional hour over two | \$75 |
| 3. Wait time | \$55/hour |
| 4. Split time based on two hour split (1 + 1) | \$470 |
| 5. Split time based on four hours (2 + 2) | \$620 |

All trips originating 40 miles or more from Lincoln will be charged a \$65.00 Fuel Surcharge.

18 Passenger SUV (F-250 HD Edition) (2 hour minimum)

| | |
|---|-----------|
| 1. First Two Hours | \$464 |
| 2. Each additional hour over two | \$85 |
| 3. Wait time | \$55/hour |
| 4. Split time based on two hour split (1 + 1) | \$544 |
| 5. Split time based on four hours (2 + 2) | \$764 |

All trips originating 40 miles or more from Lincoln will be charged a \$65.00 Mileage Fee.

Fuel surcharges to increase as set forth below:

If fuel reaches \$3.50/gallon: Surcharge increase 15 percent

If fuel reaches \$4.00/gallon Surcharge increases additional 15 percent

Each additional fifty cent (\$0.50) increase in gasoline costs per gallon increases the fuel surcharge 15 percent.

Workers Compensation and employee tax surcharge:

10 passenger vehicle \$14.00/trip

10 passenger vehicle \$19.00/trip

14 and 18 passenger vehicles \$24.00/trip

Included in hourly rate.