

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Expiration        )     Docket No. GD-2934  
of the Grain Dealer License of        )  
Clark Specialty Grains LLC,            )  
Gothenburg, Nebraska.                 )     ORDER CANCELING HEARING  
  )  
  )  
  )     Entered: June 10, 2014

BY THE COMMISSION:

On March 31, 2014, the Grain Dealer License of Clark Specialty Grains LLC, (Clark) Gothenburg, Nebraska expired. Clark filed its annual financial statement on April 2, 2014 with the Warehouse Department (Department) of the Nebraska Public Service Commission (Commission). The financial statement revealed a substantial negative net worth. Therefore, Clark did not meet the minimum financial standards for renewal of its Grain Dealer license.

Pursuant to *Neb. Rev. Stat. § 75-903*, all grain dealers doing business in Nebraska shall be licensed by the Commission. Therefore, as of March 31, 2014, Clark was no longer authorized to operate as a grain dealer in the state of Nebraska.

A Cease and Desist Letter (Letter) was sent to Clark by John A. Fecht, Director of the Department via fax and certified mail on April 3, 2014. The Letter directed the owner of Clark, James R. Clark, to cease and desist any and all grain dealer activity and notified Mr. Clark any further business conducted by Clark would constitute a violation of the Grain Dealer Act, *Neb. Rev. Stat. § 75-901 et seq. (2008)*.

A hearing to determine potential claimants to the grain dealer bond was scheduled for June 18, 2014.

Subsequently, Clark submitted evidence that all outstanding obligations to potential claimants had been paid and Clark submitted revised financial statements evidencing the minimum financial standards for renewal of Clark's Grain Dealer license had been met. A new Grain Dealer License was issued to Clark on June 2, 2014, effective until March 31, 2015.

Being fully advised in the premises, the Commission is of the opinion and finds that the hearing scheduled in the above-captioned matter should be cancelled.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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Docket No. GD-2934

Page 2

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the hearing to determine claims scheduled in the above-captioned proceeding for June 18, 2014 be, and is hereby, cancelled.

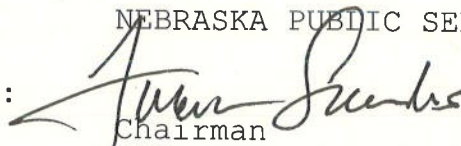
MADE AND ENTERED in Lincoln, Nebraska, on this 10<sup>th</sup> day of June, 2014.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:



//s//Frank E. Landis

  
Chairman

ATTEST:

  
Executive Director