

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of John A. Fecht,
Director Warehouse Department Nebraska
Public Service Commission,

Complainant,

v.

Pierce Elevator, Inc., Pierce,
Nebraska,

Defendant.

) GW-2136/GD-2136/GWC - 441
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) ORDER SCHEDULING CLAIMS HEARING
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) Entered: April 1, 2014
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BY THE COMMISSION:

On March 5, 2014, John A. Fecht, Director, Warehouse Department, Complainant, filed a verified petition seeking an order to close the warehouse of Pierce Elevator, Inc., Pierce, Nebraska, (Defendant) and to take title to all grain in the warehouse.

Defendant voluntarily surrendered its grain dealer and grain warehouse licenses on March 4, 2014.

On March 5, 2014, based upon the surrender of the licenses the Commission entered an order, pursuant to Neb. Admin. Code, Title 291, Ch. 8 § 002.18B3, closing Pierce Elevator, Inc.'s warehouse at all locations. Furthermore, the Commission took title to all grain in storage in trust for distribution on a pro rata basis to all valid owners, depositors or storers of grain who are holders of evidence of ownership of grain (Warehouse Claimants) and seized all grain warehouse and grain dealer records in order to determine any warehouse and dealer claims against the security filed.

The Commission finds that a hearing shall be scheduled for **June 4, 2014 at 9:00 a.m. at the Pierce County Fairgrounds Pavilion, 622 North Brown Street, Pierce, Nebraska** to determine warehouse claims against the grain proceeds and grain warehouse bond and claims against the grain dealer bond. If necessary, the hearing may continue into June 5, 2014.

If auxiliary aids or reasonable accommodations are needed for attendance at the meeting, please call the Commission at (402) 471-3101. For people with hearing/speech impairments, please call the Commission at (402) 471-0213 (TDD) or the Nebraska Relay System at (800) 833-7352 (TDD) or (800) 833-0920 (Voice). Advance notice of at least seven days is needed when requesting an interpreter.

O R D E R

IT IS THEREFORE ORDERED by the Commission that a hearing shall be scheduled for **June 4, 2014 at 9:00 am at the Pierce County Fairgrounds Pavilion, 622 North Brown Street, Pierce, Nebraska** to determine warehouse claims against the grain proceeds and grain warehouse bond and claims against the grain dealer bond.

MADE AND ENTERED at Lincoln, Nebraska, this 1st day of April, 2014.

COMMISSIONERS CONCURRING:

NEBRASKA PUBLIC SERVICE COMMISSION

Red Johnson
Gerald Lutz
Tim Schram

John Smith
Chairman

ATTEST:

Steve Meredith
Executive Director

//s//Frank E. Landis