

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Formal) FORMAL COMPLAINT NO. 1223
Complaint No. 1223 filed by Abler)
Transfer Inc., and Clark Bros.,)
Transfer, Inc., Norfolk, Nebraska)
Complainant,) COMPLAINT DISMISSED
vs.)
Dean L. Timperly)
Norfolk, Nebraska) ENTERED: October 3, 1989
Defendant.)

BY THE COMMISSION:

OPINIONS AND FINDINGS

On September 14, 1989, Abler Transfer, Inc., and Clark Bros., Transfer, Inc., Norfolk, Nebraska, Complainant, filed a formal complaint against Dean L. Timperly, Defendant, alleging dormancy and willful failure to comply with the provisions of the Nebraska Motor Carrier Act and rules and regulations of the Commission.

On October 2, 1989, Complainant requested dismissal of the Complaint No. FC-1223.

After due consideration of the evidence and being fully advised in the premises, the Commission is of the opinion and finds that the Formal Complaint, No. 1223, should be dismissed as requested.

O R D E R

IT IS THEREFORE, ORDERED, BY THE NEBRASKA PUBLIC SERVICE COMMISSION that the request of Abler Transfer, Inc. and Clark Bros. Transfer, Inc., Norfolk, Nebraska, Complainant, be, and it is hereby, granted; and that the Formal Complaint No. 1223 filed by Abler Transfer, Inc. and Clark Bros. Transfer, Inc. Norfolk, Nebraska, Complainant, vs. Dean L. Timperly, Norfolk, Nebraska, Defendant be, and it is hereby, dismissed.

MADE AND ENTERED at Lincoln, Nebraska, this 3rd day of October, 1989.

NEBRASKA PUBLIC SERVICE COMMISSION

Daniel G. Urwiller

Chairman

ATTEST

Spith Stung
Executive Director

COMMISSIONERS CONCURRING:

//s//Duane D. Gay
//s//Frank E. Landis, Jr.
//s//James Munnelly
//s//Eric Rasmussen
//s//Daniel G. Urwiller

