

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska)	Docket No. M-14109
Public Service Commission, on)	
its own motion, seeking to)	
revoke the Certificate of)	
Public Convenience and)	ORDER REVOKING CERTIFICATE
Necessity granted to Steven)	
Halsey, d/b/a Blair Moving,)	
Blair, in Certificate No. M-)	
14109.)	Entered: June 25, 2019

BY THE COMMISSION:

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

The Nebraska Public Service Commission ("Commission"), on its own motion, is seeking revocation of the Certificate of Public Convenience and Necessity granted to Steven Halsey, d/b/a Blair Moving, Blair, in Certificate No. M-14109.

The Commission granted Blair Moving authority to operate and provide transportation of household goods within a 100-mile radius of Blair over irregular routes, with transportation originating or terminating in Washington, Burt, Dodge, or Cuming counties. Blair Moving was originally granted its authority on September 17, 1996.

Neb. Rev. Stat. § 75-305(1) requires all regulated motor carriers to pay an annual fee not exceeding eighty dollars (\$80) for each motor vehicle operated. Annual fees are due and payable to the Commission on or before January 1 and are delinquent March 1.¹

Blair Moving failed to pay its annual renewal fee as required by § 75-305(1) and was therefore named a Respondent in a Department Complaint opened March 5, 2019.² Hearing on the

¹ Neb. Rev. Stat. § 75-305(3).

² See Docket No. MCC-3196.01 *Jamie L. Reyes, Director, Motor Transportation Department, Nebraska Public Service Commission, Lincoln, Nebraska, Complainant, v. Alpha Life Improvement Services; Bus at the Yard d/b/a Luxury Limousine; Caring Hearts Transportation; Reliance Medical Transportation LLC; Heartland Party Bus; Jason's Limousine Service; Kelly DeSive; National Health Transport; Nebraska Taxi, LLC; Ollie the Trolley; Tree City Cab Company; Wings of Love; A & A Landscaping; American Eagle Van Lines, Inc.; Blair Moving; Ford Storage & Moving Co.; Middle West Movers; Nebraska Transport*

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Complaint was held April 23, 2019. No representative of Blair Moving appeared at the hearing. Department staff recommended at the hearing that the Certificate of Public Convenience and Necessity held by Blair Moving be revoked and the carrier assessed a civil penalty of two-thousand, seven hundred dollars (\$2,700). The Commission entered an order on June 11, 2019 sustaining the Complaint against Blair Moving and adopting Department recommendations.³

The Department is aware that Mr. Halsey of Blair Moving sold the business and that an application was filed with the Commission by the new owners. However, the transfer application was incomplete and remains so as of the date of this Order. Additionally, Mr. Halsey signed for the certified letter containing notice of the Complaint against Blair Moving and the April 23, 2019 show cause hearing. No action was taken by any potential representative for Blair Moving to resolve the complaint, pay the annual fee, respond to the Department's communication attempts, or appear at the hearing.

Based on the above, the Commission is of the opinion and finds that the authority granted to Steven Halsey, d/b/a Blair Moving, Blair, in Certificate M-14109 should be revoked for failure to comply with Neb. Rev. Stat. § 75-305(1). All vehicle plates assigned by the Commission to Blair Moving must be returned to the Commission within ten (10) days of the effective date of this Order. No subsequent applications for authority will be allowed until the above-mentioned civil penalty is satisfied.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Certificate of Public Convenience and Necessity issued to Steven Halsey, d/b/a Blair Moving, Blair, in Certificate M-14109 be, and is hereby, revoked.

IT IS FURTHER ORDERED that all vehicle plates assigned by the Commission must be returned to the Commission within ten (10) days of the effective date of this Order.

Co., Inc.; and Smoldt Moving & Storage, Inc., Respondents (opened March 5, 2019).

³ See Docket MCC-3196.01, Order Dismissing in Part and Sustaining in Part, Entered June 11, 2019.

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ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 25th
day of June, 2019.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Mary Riddle

Chair

ATTEST:

Shirley H. D.
Executive Director

Crystal Knodes

Bob Hulse

Don Williams

Tom Schram