

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application	)	APPLICATION NO. M-14250
of Maher Bros. Transfer &	)	
Storage, Inc., Iowa City, Iowa,	)	
seeking to acquire, through	)	ORDER GRANTING TRANSFER AND
transfer, the authority as a	)	REVOKING CERTIFICATE M-14198
common carrier in Nebraska	)	
intrastate commerce granted to	)	
Smoldt Moving & Storage, Inc.,	)	
Des Moines, Iowa, in Certificate	)	
M-14198.	)	ENTERED: AUGUST 27, 2019

BY THE COMMISSION:

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

By application filed June 11, 2019, Maher Bros. Transfer & Storage, Inc. ("Applicant"), Iowa City, Iowa, seeks approval of the acquisition of the operating rights and authority granted to Smoldt Moving & Storage, Inc., Des Moines, Iowa, in Certificate M-14198, which authorizes the transportation of household goods between all points in Nebraska over irregular routes.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on June 17, 2019. No protests were filed; therefore, Application M-14250 was processed pursuant to Rule 002.10B of Commission rules of procedure.

After due consideration of the evidence and being fully advised in the premises, the Commission is of the opinion and findings:

1. Applicant is fit, willing, and able properly to perform the proposed extended service.
2. The proposed transfer of operating rights will be consistent with the public interest and will not unduly restrict competition.
3. The certificate issued in Application M-14198 is not dormant.
4. A certificate should be issued in Application M-14250 authorizing the following operations:

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SERVICE AND TERRITORY AUTHORIZED:

COMMON: Transportation of household goods between all points in Nebraska over irregular routes.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application M-14250, be, and it is hereby, granted; and that upon compliance with the terms and conditions set forth in this Order, a Certificate of Public Convenience and Necessity shall be issued to Maher Bros. Transfer & Storage, Inc., Iowa City, Iowa, in Application M-14250, authorizing the operations set forth in the foregoing findings; and that to avoid a lapse of authority, the Certificate of Public Convenience and Necessity issued in Application M-14198 shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application M-14250.

IT IS FURTHER ORDERED that applicant shall not be issued the Certificate of Public Convenience and Necessity authorized by the Commission unless and until applicant has fully complied, within a reasonable time from the effective date of this Order, with Neb. Rev. Stat. sections 75-305 (fees), 75-307 (insurance), and 75-308 (rates), and with the rules and regulations of the Commission, and if upon expiration of such time applicant has not complied with such terms and conditions, this Order shall, after reasonable notice to applicant, be of no further force and effect.

IT IS FURTHER ORDERED that applicant shall not conduct operations until a Certificate of Public Convenience and Necessity is issued.

IT IS FURTHER ORDERED that the operations authorized herein shall be subject to the terms, conditions, and limitations which have been, or may hereafter be prescribed by the Commission.

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MADE AND ENTERED at Lincoln, Nebraska, this 27<sup>th</sup> day of August, 2019.

COMMISSIONERS CONCURRING:

*Cystal Knadler*  
*Red [unclear]*  
*Don [unclear]*  
*Tim Schum*

NEBRASKA PUBLIC SERVICE COMMISSION

*Mary Kellor*  
Chair

ATTEST:

*Jane [unclear]*  
Deputy Director

