

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

| | | |
|----------------------------------|---|---------------------------|
| Dillon T. Keiffer-Johnson, |) | Docket No. MCC-3196.04 |
| Director, Motor Transportation |) | |
| Department, Nebraska Public |) | |
| Service Commission, Lincoln, |) | |
| Nebraska |) | |
| |) | |
| COMPLAINANT, |) | |
| |) | |
| vs. |) | |
| |) | |
| 9 Line Medical Solutions, LLC; |) | |
| Big A Holdings d/b/a OMALiNK; |) | ORDER TO DISMISS, IN PART |
| Black Diamond S & S; Christopher |) | |
| M. Beerbohm; Davis Entertainment |) | |
| d/b/a Ollie The Trolley; |) | |
| Executive Coach, LLC; Kearney |) | |
| Cab Company; Lunjini Medical |) | |
| Transportation, LLC; Ronald D |) | |
| Allgood d/b/a Tree City Cab; |) | |
| Serving Nebraska Health |) | |
| Transportation; The Happy Bus, |) | |
| LLC; and Thomas Transportation |) | |
| |) | |
| RESPONDENTS. |) | ENTERED: April 12, 2022 |

BY THE COMMISSION:

On March 1, 2022, the Director of the Motor Transportation Department ("Complainant") filed a complaint against the above-captioned Respondents alleging violation of Neb. Rev. Stat. § 75-305 (Cum. Supp. 2020). Complainant alleges that Respondents failed to timely file annual fees as required by § 75-305 by March 1, 2022. Complainant seeks an order revoking Respondents' Certificates of Public Convenience and Necessity or Permits of Authority and to require Respondents to cease and desist offering services as motor carriers pursuant to § 75-133, and/or to assess any such fines authorized by law for failure to remit annual fees in compliance with § 75-305.

Subsequent to the Complaint, the following Respondents completed all annual renewal requirements:

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Docket No. MCC-3196.04

Page 2

Executive Coach, LLC

Executive Coach, LLC remitted their annual renewal fees prior to March 1, 2022 but failed to provide the Commission with their vehicle information and/or proof of current insurance required as part of the annual renewal. Staff has received all required documentation and Executive Coach, LLC should therefore be dismissed from the Complaint. Executive Coach, LLC is not subject to any administrative fine and may qualify for a waiver of future administrative fines if named a Respondent in a future Complaint.

Thomas Transportation

Thomas Transportation submitted their annual renewal fees after the March 1, 2022 delinquent date. As such, Respondent accrued an administrative fine in accordance with the Department's fining schedule for failure to timely remit annual renewal compliance. However, Respondent was eligible for a one-time waiver of the administrative fine. A waiver has been filed and accepted by the Complainant. Respondent has now complied with § 75-305 by making proper payment of its annual renewal fees, vehicle information, and proof of insurance. By stipulation between Complainant and Respondents, staff recommends that Thomas Transportation be dismissed from the Complaint.

All above named Respondents are on notice that failure to remit future annual renewal fee payments in a timely manner could result in administrative fines and costs.

Based on the above, the Commission finds Executive Coach, LLC and Thomas Transportation should be dismissed from the Complaint.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Executive Coach, LLC and Thomas Transportation be, and are hereby, dismissed from the Complaint.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Docket No. MCC-3196.04

Page 3

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 12th day of April, 2022.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:





Chair

ATTEST:


Executive Director