

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska)	Application No. B-1375
Public Service Commission, on)	
its own motion, seeking to)	
require Dashabout Roadrunner,)	ORDER DISMISSING SHOW
Inc., Akron, Colorado, to show)	CAUSE PROCEEDING AND
cause as to why its Certificate)	GRANTING SUSPENSION
of Public Convenience and)	
Necessity should not be revoked.)	ENTERED: March 26, 2019

BY THE COMMISSION:

On December 4, 2018, the Commission entered an order opening a show cause proceeding against Dashabout Roadrunner, Inc. ("Dashabout"), Akron, Colorado, for failure to file current proof of insurance documents with the Commission. Hearing on the matter was scheduled for January 23, 2019.

On January 22, 2019, the Commission received a letter from Richard Holtorf, interim manager for Dashabout, requesting a 90-day continuance of the show cause hearing. Mr. Holtorf stated that the owner, Valera Lea Holtorf, was recovering from illness and needed time to represent her interests before the Commission. Mr. Holtorf also stated that Dashabout suspended all operations in the fall of 2018. The Hearing Officer entered an order January 28, 2019, postponing the hearing and requiring Dashabout to contact the Commission with an update by April 12, 2019.

Subsequent to the Hearing Officer Order, Dashabout contacted the Commission to discuss the status of the company. Ms. Holtorf expressed her desire to continue with the authority and requested additional time. Ms. Holtorf was sent and returned an application to suspend Dashabout's authority until May 1, 2020.

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

Neb. Rev. Stat. §75-307(1) requires certificated carriers (including Common and Contract Carriers) to comply with Commission rules regarding insurance and file proof of those insurance policies with the Commission. Title 291, Ch. 3, §006 sets forth the minimum insurance requirements for motor carriers transporting passengers for a fee in the state. Additionally,

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Neb. Rev. Stat. §75-315 provides that a permit or certificate may be suspended, changed, or revoked by application of the certificate/permit holder or on the Commission's own motion after a hearing is properly noticed and held.

Dashabout filed its suspension application well before the April 12, 2019, deadline. The suspension period will give Ms. Holtorf time for recovery and to determine its next steps for her company. Ms. Holtorf would have the ability to come into compliance at any time in preparation for future operations.

Having been fully advised on the premises, the Commission finds that the show cause proceeding against Dashabout Roadrunner, Inc., should be dismissed and the Certificate of Public Convenience and Necessity held by Dashabout Roadrunner, Inc., should be suspended until May 1, 2019. Dashabout must come into compliance with all Commission requirements or have communicated with the Commission about other options either on or before the end of the suspension period. Failure to do so will result in further Commission action.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Suspension of Authority requested by Dashabout Roadrunner, Inc., Akron, Colorado be, and is hereby, granted, and Certificate No. B-1375 is suspended until May 1, 2020.

IT IS FURTHER ORDERED that the show cause proceeding against Dashabout Roadrunner, Inc. be, and is hereby, dismissed.

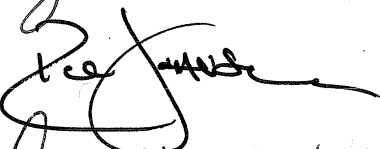
ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 26th day of March, 2019.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:




Chair



ATTEST:


Executive Director



