

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

BY THE COMMISSION:

By a letter dated July 15, 2003, the Commission notified Applicant that in order for its authority to become effective, Applicant must file with the Commission proof of required insurance, pay required fees, and submit for approval its schedule of rates and charges. An order was entered, at applicant's request, on November 4, 2003, granting an extension of time until December 15, 2003, to comply with the rules and regulation of the Commission.

An order to show cause as to why the Applicant's authority should not be revoked was issued on January 13, 2004. The hearing on the order to show cause was scheduled for February 10, 2004. Notice of the hearing was mailed to Applicant on January 14, 2004. However, on February 10, 2004, the Commission received a letter via facsimile dated January 10, 2004 requesting additional time to comply due to family illness. The Commission staff attempted several times to reach Applicant by telephone to discuss the status of its authority and to advise him of the Commission's decision to allow additional time for the filing of his insurance, rate application and fees.

In a letter dated April 6, 2004, the Commission again notified Applicant that its authority would be revoked unless it was in compliance with Commission rules and regulations by April 16, 2004. To date, Applicant is still not in compliance with the Commission's rules and regulations.

After due consideration and being fully advised in the premises, the Commission is of the opinion and finds that Applicant's grant of authority should be revoked for failure to comply with Commission rules and regulations.

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

B-1611

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Applicant's authorization previously granted in B-1611 be revoked.

MADE AND ENTERED at Lincoln, Nebraska, this 8th day of June, 2004.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Lowell Johnson
Anne C. Boyle
Pat Johnson

/s/ Frank E. Landis
/s/ Gerald L. Vap

Chairman

Gerald L. Vap

ATTEST:

And J Pollack

Executive Director