

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of) APPLICATION NO. M-13881
Transport America, Inc., dba All-Star)
Movers, Bellevue, Nebraska, seeking autho-))
rity as a common carrier in Nebraska)
intrastate commerce in the transportation) GRANTED AS AMENDED
of household goods and office equipment)
between points in Nebraska over irregular)
routes.)
ENTERED: APRIL 19, 1993

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed on January 19, 1993, Transport America, Inc., dba All-Star Movers, Bellevue, Nebraska, hereinafter referred to as applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of property by motor vehicle as follows:

AUTHORITY SOUGHT

Household goods and office equipment between points in Nebraska over irregular routes.

Notice of the above-captioned application was published in The Daily Record, Omaha, Nebraska, on January 21, 1993, pursuant to the rules of the Commission.

A timely protest to the granting of this application was filed on January 28, 1993, by Heartland Moving & Storage, Inc, through its attorney, Bradford E. Kistler. However, with the filing of restrictive amendments to the original application on March 4 and March 24, 1993, protestant withdrew its protest on March 12, 1993. Application M-13881 was then processed pursuant to Rule 018.03 of the rules of procedure of the Nebraska Public Service Commission.

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

1. Applicant is fit, willing, and able properly to perform the service proposed and to conform to the provisions of Sections 75-301 to 75-322.04, R.R.S. 1943, as amended, and the requirements, rules and regulations of the Commission thereunder.
2. The proposed intrastate service is or will be required by the present or future public convenience and necessity to the following extent:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Furniture and office equipment between Bellevue and points within a 60-mile radius of Bellevue, except Lincoln, over irregular routes.

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3. The application should be granted as amended.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. M-13881 be, and it is hereby, granted as amended; 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 Transport America, Inc., dba All-Star Movers, Bellevue, Nebraska, in Application M-13881 authorizing the operations set forth in Paragraph No. 2 of the foregoing findings.

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 Sections 75-305 (fees), 75-307 (insurance), and 75-308 (rates), R.R.S. 1943, as amended, 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 the operations until a Certificate of Public Convenience and Necessity is issued.

IT IS FURTHER ORDERED that applicant shall render reasonably continuous and adequate service to the public pursuant to the authority authorized.

IT IS FURTHER ORDERED that the Certificate of Public Convenience and Necessity authorized shall be subject to the terms, conditions, and limitations which have been, or may hereafter be, prescribed by the Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 19th day of April, 1993.

COMMISSIONERS CONCURRING:

Duane D. Gay
Daniel S. Munnally

//s//Rod Johnson
//s//Frank E. Landis, Jr.
//s//James F. Munnally

NEBRASKA PUBLIC SERVICE COMMISSION

Frank E. Landis, Jr.
Chairman

ATTEST.

John R. King
Executive Director