

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of ) APPLICATION NO. M-14103  
D.W. Suttles & Sons, dba Scottsbluff )  
Transfer, Scottsbluff, Nebraska, seeking )  
to acquire, through transfer, the ) GRANTED AND CERTIFICATE  
authority as a common carrier in ) M-12801 REVOKED  
Nebraska intrastate commerce granted to )  
Kenneth E. and Paula K. Shasteen, dba )  
Scottsbluff Transfer & Storage Co. in )  
Certificate M-12801. ) ENTERED: SEPTEMBER 12, 1995

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed July 3, 1995, D.W. Suttles & Sons, dba Scottsbluff Transfer, Scottsbluff, Nebraska, seeks to acquire, through transfer, the operating rights granted to Kenneth E. and Paula K. Shasteen, dba Scottsbluff Transfer & Storage Co. in Certificate of Public Convenience and Necessity M-12801.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on July 6, 1995, pursuant to the rules of the Commission.

Since no protest was filed, Application M-14103 was processed pursuant to Rule 018.03 of the rules of procedure of the 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 proposed 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-12801 is not dormant.
4. A certificate should be issued in Application M-14103 authorizing the following operations:

CERTIFICATE AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Household goods to, from, and between all points in Nebraska over irregular routes.

5. The certificate issued in Application M-12801 should be revoked and cancelled.

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## O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application M-14103 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 D.W. Suttles & Sons, dba Scottsbluff Transfer, Scottsbluff, Nebraska, in Application M-14103, authorizing the operations set forth in the foregoing findings; and that to avoid a lapse in authority, the Certificate of Public Convenience and Necessity issued in Application M-12801 shall be revoked and cancelled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application M-14103.

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 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.

MADE AND ENTERED at Lincoln, Nebraska, this 12th day of September, 1995.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

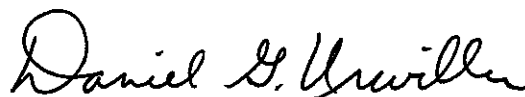


//s//Rod Johnson

//s//Frank E. Landis

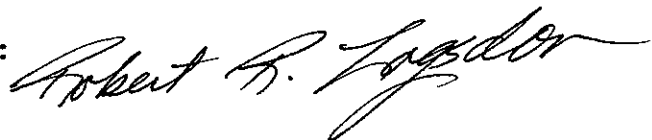
//s//James F. Munnelly

//s//Daniel G. Urwiller



Chairman

ATTEST:



Executive Director