

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of S & B	)	APPLICATION NO. M-14131
Enterprises dba Apartment	)	
Movers of Omaha.	)	SHOW CAUSE SUSTAINED AND
	)	CERTIFICATE REVOKED
	)	
	)	ENTERED: APRIL 10, 2007

BY THE COMMISSION:

By show cause order entered March 6, 2007, this Commission ordered S & B Enterprises dba Apartment Movers of Omaha, Omaha, Nebraska, to demonstrate why its certificate of public convenience and necessity should not be revoked. A hearing on the matter was held on April 3, 2007, in the Commission Hearing Room, Lincoln, Nebraska. Mr. Douglas Oestergaard, president of S & B Enterprises dba Apartment Movers of Omaha, was notified of the date and time of the hearing but did not enter a personal appearance at the hearing. Mark Breiner appeared on behalf of the Commission staff.

An order was entered on July 12, 2005, sustaining a formal complaint and assessing a civil penalty of \$500.00. An order was entered on January 30, 2007, sustaining a second formal complaint and assessing another civil penalty of \$500.00.

As of this date, April 10, 2007, applicant is still not in compliance with the Commission's orders; to wit: Neither fine has been paid pursuant to and in violation of Neb. Rev. Stat. Section 75-117.

The failure to pay two administrative fines is serious matter and shows flagrant disregard by S & B Enterprises for state statute and Commission rules. It is sufficient grounds for the Commission to revoke the certificate of authority of S & B Enterprises.

Upon consideration of the evidence before the Commission and being fully advised in the premises, the Commission finds that the authority held in Certificate Number M-14131 held by S & B Enterprises should be revoked.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the authority granted to S & B Enterprises dba Apartment Movers of Omaha, Omaha, Nebraska, in M-14131, shall be, and it is hereby revoked.

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MADE AND ENTERED at Lincoln, Nebraska, this 10<sup>th</sup> day of April, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Howard L. Vay*

*Anne C. Boyle*

*Tim Kham*

//s//Frank E. Landis

//s//Rod Johnson

Chairman

*Rod Johnson*

ATTEST:

*J. B. P. P. P.*

Executive Director