

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application of) APPLICATION NO. M-14165
M & L Deliveries, Inc., Omaha, seeking)
authority as a contract carrier in)
Nebraska intrastate commerce for Oak)
Express in the transportation of)
household goods from points originating) GRANTED
at the facilities of Oak Express in)
Omaha to points in Cass, Dodge, Douglas,)
Lancaster, Sarpy, Saunders, and)
Washington counties over irregular) ENTERED: JUNE 27, 2001
routes under continuing contracts with)
Oak Express.)

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed May 8, 2001, M & L Deliveries, Inc., Omaha, hereinafter referred to as applicant, seeks a permit to operate as a contract carrier of household goods by motor vehicle as follows:

AUTHORITY SOUGHT

Transportation of household goods from points originating at the facilities of Oak Express in Omaha to points in Cass, Dodge, Douglas, Lancaster, Sarpy, Saunders, and Washington counties over irregular routes under continuing contracts with Oak Express.

Notice of the application was published in The Daily Record, Omaha, Nebraska, on May 11, 2001, pursuant to the rules of the Commission.

Since no protests were filed, Application M-14165 was then 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 service proposed and to conform to the provisions of Neb. Rev. Stat., Sections 75-301 to 75-322, (Reissue 1996), and the requirements, rules and regulations of the Commission thereunder, and that the proposed operation, to the extent authorized by the permit, will be consistent with the public interest.
2. A permit should be issued in Application M-14165 authorizing the following operations:

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PERMIT AUTHORIZED

SERVICE AND TERRITORY AUTHORIZED:

Transportation of household goods from points originating at the facilities of Oak Express in Omaha to points in Cass, Dodge, Douglas, Lancaster, Sarpy, Saunders, and Washington counties over irregular routes under continuing contracts with Oak Express.

3. The application should be granted.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application M-14165 be, and it is hereby, granted; and that upon compliance with the terms and conditions set forth in this Order, a contract carrier permit shall be issued to M & L Deliveries, Inc., Omaha, in Application M-14165 authorizing the operations set forth in the foregoing findings.

IT IS FURTHER ORDERED that applicant shall not be issued the Contract Carrier Permit authorized by the Commission unless and until applicant has fully complied, within a reasonable time from the effective date of this Order, with Neb. Rev. Stat., Sections 75-305 (fees), 75-307 (insurance), and 75-308 (rates), (Reissue 1996), 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 Contract Carrier Permit 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 permit 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 27th day of June, 2001.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Francis J. Johnson
Ann C. Boyle

ATTEST:

John Paul
Chairman

Ad S. Peltch
Executive Director

Frank E. Landis

//s//Frank E. Landis