

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Smoldt Moving) APPLICATION NO. M-14198
and Storage Inc., Des Moines,)
Iowa, seeking to acquire,)
through transfer, the authority) TEMPORARY AUTHORITY GRANTED
granted to Portable Storage of)
Nebraska, L.L.C., d/b/a PODS in)
Certificate M-14186.) ENTERED: MAY 30, 2007

BY THE COMMISSION:

OPINION AND FINDINGS

By application filed May 1, 2007, Smoldt Moving and Storage Inc., Des Moines, Iowa,, hereinafter referred to as applicant, seeks approval of the acquisition of the operating rights and authority granted to Portable Storage of Nebraska dba PODS, Omaha, Nebraska, in Certificate M-14186 which authorizes:

SERVICE AND TERRITORY AUTHORIZED:

Household goods between all points and places in Nebraska over irregular routes.

In its application, applicant further requested that this Commission grant temporary approval to the applicant of a lease of the motor carrier properties and the certificate sought to be acquired by it. Notice of such request for temporary authority was published in The Daily Record, Omaha, Nebraska, on May 9, 2007, pursuant to the rules and regulations of this Commission.

It appears that failure to grant temporary approval may result in destruction of or injury to such motor carrier property and the certificate sought to be acquired, or interfere substantially with their future usefulness in the performance of adequate and continuous service to the public.

Such temporary approval should be granted for ninety (90) days from the effective date of this Order pursuant to Neb. Rev. Stat. (Reissue 1996), section 75-319.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that the application for approval of a lease of the motor carrier properties and the certificate sought to be acquired by Smoldt Moving and Storage Inc., Des Moines, Iowa, will, and it is hereby, granted to the applicant for ninety (90) days from the effective date of this Order.

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IT IS FURTHER ORDERED that transportation service rendered under such temporary authority shall be subject to the provisions of Neb. Rev. Stat. (Reissue 2006), section 75-311, and to the rules, regulations and requirements of the Commission; such grant of temporary authority and the operations thereunder shall not be admissible in evidence to establish or prove present or future public convenience and necessity; and no renewal of extension of the period of ninety (90) days shall be granted.

MADE AND ENTERED at Lincoln, Nebraska, this 30th day of May, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Gerald F. Vop

Anne C. Boyle

Tim Schram

//s// Rod Johnson
//s// Frank E. Landis

Chairman

Rod Johnson

ATTEST:

A. B. Pollack

Executive Director