

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. M-14213
of Modest Movers, LLC, Omaha,)
seeking authority as a common)
carrier in Nebraska intrastate) GRANTED AS AMENDED
commerce in the transportation)
of household goods between)
points in Nebraska over)
irregular routes.) ENTERED: NOVEMBER 21, 2011

OPINION AND FINDINGS

By application filed September 8, 2011, Modest Movers, LLC, Omaha, hereinafter referred to as applicant, seeks a Certificate of Public Convenience and Necessity to operate as a common carrier of passengers by motor vehicles as follows:

AUTHORITY SOUGHT

Transportation of household goods by straight truck between points in the state of Nebraska over irregular routes.

Timely protests to the granting of this application were filed on October 11, 2011, by Chieftain Van Lines, Inc., Ralston, and on October 12, 2011, by vonRentzell Van & Storage, Inc., Greenwood. On October 17, 2011, the applicant filed a restrictive amendment. On October 19, 2011, Chieftain Van Lines, Inc., withdrew its protest, and on October 24, 2011, vonRentzell Van & Storage, Inc., withdrew its protest. Application No. M-14213 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 75-322.04, (Reissue 2003), 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: COMMON: Transportation of household goods by straight truck within the Omaha, Nebraska, metro area only.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Application No. M-14213, 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 Modest Movers, LLC, Omaha, Nebraska, in Application No. M-14213, authorizing the operations set forth in 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 Neb. Rev. Stat., Sections 75-305 (fees), 75-207 (insurance), and 75-308 (rates), (Reissue 2003), 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.

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MADE AND ENTERED at Lincoln, Nebraska, this 21st day of November, 2011.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:






//s// Frank Landis

//s// Tim Schram


Chairman

ATTEST:


Executive Director