

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. M-14219
of Dale Bierman dba Gentle Giant)
Movers, Columbus, seeking to)
acquire, through transfer, the) GRANTED AND CERTIFICATE
authority granted to Gentle Giant) M-14217 REVOKED
Movers, Columbus, in Certificate)
M-14217.)
ENTERED: JANUARY 8, 2013

OPINION AND FINDINGS

By application filed November 6, 2012, Dale Bierman dba Gentle Giant Movers, Columbus, hereinafter referred to as Applicant, seeks to acquire, through transfer, the authority granted to Gentle Giant Movers, Columbus, in Certificate M-14217.

Notice of the application was published in the Daily Record, Omaha, Nebraska, on November 9, 2012, pursuant to the rules of the Commission.

Because no protests were filed, Application M-14219 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, 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 will be consistent with the public interest and will not unduly restrict competition.
3. The certificate issued in Application M-14217 is not dormant.
4. A certificate should be issued in Application M-14219 authorizing the following operations:

CERTIFICATE AUTHORIZED

COMMON: Transportation of household goods statewide over irregular routes.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application M-14219 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 Dale Bierman dba Gentle Giant Movers, Columbus, in Application M-14219 authorizing the operations set forth in the foregoing findings; and that to avoid a lapse of authority, the Certificate of Public Convenience and Necessity issued in Application M-14217, shall be revoked and canceled simultaneously with the issuance of a Certificate of Public Convenience and Necessity in Application M-14219.

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), 75-307 (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 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 8th day of January, 2013.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Tim Schram

Aune Boyle

Gerald H. Day

//s// Frank E. Dandis

//s// Rod Johnson

Chairman

Rod Johnson

ATTEST:

John Burwartz

Deputy Director