

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In re Wayne F. Rowe, Director)	DEPARTMENTAL COMPLAINT NO. 3021
of the Nebraska Public Service)	
Commission Transportation)	
Department,)	
)	
Complainant,)	ORDER TO SHOW CAUSE AND
vs.)	ORDER FOR HEARING
)	
Bill Reid, dba A&B Movers,)	
Defendant.)	ENTERED: JUNE 30, 1992

BY THE COMMISSION:

On the motion filed by complainant in this matter on June 26, 1992, the Commission finds and orders as follows:

OPINION AND FINDINGS

On March 10, 1992, following hearing on a departmental complaint, the Commission entered an order levying a fine of \$4,500 against the defendant for violating Neb. Rev. Stat. 75-309 and further ordered defendant to cease and desist from conducting any intrastate motor carriage outside the five-mile radius exemption provided for in Neb. Rev. Stat. 75-303(4), as amended.

On March 12, 1992, defendant filed a Request for Reconsideration whereupon the Commission heard oral arguments by defendant and complainant on March 31, 1992.

On April 14, 1992, the Commission sustained defendant's motion for reconsideration and conditionally suspended defendant's fine with the stipulation that said fine should be reinstated and collection enforced upon any successive violation(s) by the defendant.

On or about May 22, 1992, complainant alleges that defendant violated the Commission's cease and desist order by conducting an intrastate movement of household goods outside a five-mile radius of the corporate limits of the City of Lincoln.

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O R D E R

IT IS THEREFORE ORDERED, by the Nebraska Public Service Commission, that defendant Bill Reid, dba A&B Movers be, and is hereby, ordered to show cause why the suspension of his fine should not be revoked and judgment entered accordingly at hearing before the Commission in the Commission Hearing Room, 300 The Atrium, 1200 "N" Street, Lincoln, Nebraska, on July 23, 1992, at 9:30 o'clock a.m.

MADE AND ENTERED at Lincoln, Nebraska, this 30th day of June, 1992.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Daniel S. Munnally
Duane D. Gay

//s//Frank E. Landis, Jr.
//s//James F. Munnally
//s//Eric Rasmussen

ATTEST:

Frank E. Landis, Jr.
Chairman

Eric Rasmussen
Executive Director