

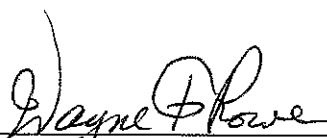
BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION


In re Wayne F. Rowe, Director of the	)	MOTOR CARRIER
Nebraska Public Service Commission	)	COMPLAINT
Transportation Department,	)	MCC-3056
Complainant	)	
vs.	)	DISMISSED AS SATISFIED
Central States Coop of	)	
Fremont, Nebraska,	)	
Defendant.	)	ENTERED: AUGUST 25, 1992

SETTLEMENT AGREEMENT

1. In the matter of complainant Wayne F. Rowe versus defendant Central States Coop, the parties agree to a compromise and settlement agreement (as provided by Title 291, Chapter 1, Rule 027.05 of the Commission Rules) which will satisfy Motor Carrier Complaint No. 3056.
2. Participation in this agreement does not constitute an admission by the defendant of any of the allegations contained in the complaint.
3. The defendant consents to the assessment of a civil penalty in the amount of four hundred dollars (\$400.00) in satisfaction of the complaint.
4. Included in this agreement and final order is a money order or cashier's check remitted to the Commission in the agreed amount made payable to the Treasurer of the State of Nebraska. These funds shall be deposited in the Commission's contingent liability account pending the issuance of the final order and shall then be transferred to the Treasurer within thirty (30) days of the issuance of the final order.

Signed and dated this 17<sup>th</sup> day of August, 1992.

  
Wayne F. Rowe, Director  
NPSC Transportation Dept.

  
Tom Ladehoff  
Central States Coop

MOTOR CARRIER COMPLAINT NO. 3056

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BY THE COMMISSION:

## OPINION AND FINDINGS

Upon the verified complaint of Wayne F. Rowe, Complainant, against Central States Coop, Defendant, the Nebraska Public Service Commission finds as follows:

1. The defendant is a Nebraska-based motor carrier with authority to conduct for-hire intrastate carriage under equipment lease agreements with ADM Trucking. After a complaint was filed by the Director of the Public Service Commission's Transportation Department, both the complainant and defendant reached an agreement to satisfy the complaint and presented to the Commission a settlement agreement and remittance in the amount of four hundred dollars (\$400.00) for deposit in the Commission's contingent liability account, pending final disposition.

2. The Commission finds the settlement agreement to be a just and proper remedy to this complaint. The defendant should, therefore, be released from further liability for the violations alleged in the complaint.

## O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Motor Carrier Complaint No. 3056 filed against Central States Coop be dismissed as satisfied by the settlement agreement between the parties. The defendant is hereby released from liability for the violations alleged in the complaint, having not admitted to any of the allegations contained therein.

IT IS FURTHER ORDERED by the Nebraska Public Service Commission that the four hundred dollars (\$400.00) remitted by the defendant be transferred to the Treasurer of the State of Nebraska for deposit in the permanent school fund within thirty (30) days of the date of this order.

MADE AND ENTERED at Lincoln, Nebraska, this 25th day of August, 1992.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Daniel M. Huwiler**Duane D. Gay*

//s//Frank E. Landis, Jr.

//s//James F. Munnelly

//s//Eric Rasmussen

*Frank Landis, Jr.*  
Chairman

ATTEST:

*Eric Rasmussen*  
Executive Director