


BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

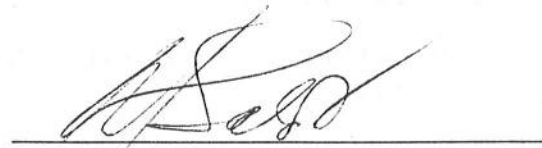
In re Robert R. Logsdon, Director of	)	MOTOR CARRIER
the Nebraska Public Service Commission	)	COMPLAINT
Transportation Department,	)	MCC-3085
Complainant,	)	
vs.	)	
	)	DISMISSED AS SATISFIED
Saldi Express/ABX Enterprises, Inc.	)	
and Tony Saldi,	)	
Defendants.	)	ENTERED: NOVEMBER 22, 1993

SETTLEMENT AGREEMENT

1. In the matter of complainant Robert R. Logsdon versus defendants Saldi Express/ABX Enterprises, Inc. and Tony Saldi, 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. 3085.
2. Participation in this agreement does not constitute an admission by the defendants of any of the allegations contained in the complaint.
3. The defendants consent to the assessment of a civil penalty in the amount of two thousand dollars (\$2,000.00) 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 issuance of the final order.

Signed and dated this 9th day of November, 1993.

  
 Robert R. Logsdon, Director  
 NPSC Transportation Dept.

  
 Tony Saldi  
 for Defendants

MOTOR CARRIER COMPLAINT NO. 3085

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BY THE COMMISSION:

O P I N I O N   A N D   F I N D I N G S

Upon the verified complaint of Robert R. Logsdon, Complainant, against Saldi Express/ABX Enterprises, Inc. and Tony Saldi, Defendants, the Nebraska Public Service Commission finds as follows:

1. The defendants are not authorized to conduct common or contract carriage in Nebraska intrastate commerce except under proper leases executed pursuant to the Commission's leasing rules and regulations. After a complaint was filed by the Director of the Public Service Commission's Transportation Department, both the complainant and defendants reached an agreement to satisfy the complaint and presented to the Commission a settlement agreement in the amount of two thousand dollars (\$2,000.00) 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 defendants should, therefore, be released from further liability for the violation(s) alleged in the complaint.

O R D E R

IT IS, THEREFORE, ORDERED by the Nebraska Public Service Commission that Motor Carrier Complaint No. 3085 filed against Saldi Express/ABX Enterprises, Inc. and Tony Saldi be dismissed as satisfied by the settlement agreement between the parties. The defendants are 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 two thousand dollars (\$2,000.00) remitted by defendants 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 22nd day of November, 1993.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Daniel G. Urvilke*  
*Duane D. Gay*

//s//Rod Johnson  
//s//Frank E. Landis, Jr.  
//s//James F. Munnelly

*Neal Sand*  
Chairman

ATTEST:

*Robert R. Logsdon*  
Executive Director