

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Andy S. Pollock, Director,  
Motor Transportation Department,  
Nebraska Public Service Commission,  
Lincoln, Nebraska,

Complainant,

vs.

Brown's Transport, Inc.  
O'Rourke & O'Rourke Buggy Rentals, Inc.  
Prince & Princess Limousine Service  
Total Transportation Services  
All-Star Moving & Storage  
Allied Van Lines, Inc.  
Kearney Moving Service  
Movers Not Shakers  
Prestige Delivery Service

Respondents.

) MOTOR CARRIER COMPLAINT 3146

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) ORDER TO SHOW CAUSE

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) ENTERED: MARCH 6, 2001

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BY THE COMMISSION:

On the motion filed by the complainant in this matter on March 6, 2001, the Commission finds as follows:

Complainant, Andy S. Pollock, presented preliminary evidence that respondents listed in Exhibit A have failed to comply with the Commission rules and regulations concerning payment of fees. Specifically, complainant alleges:

Opinion and Findings

1. Complainant is the Director of the Department of Motor Transportation of this Commission.
2. Respondents, listed in Exhibit A, are motor carriers certificated by the Public Service Commission to operate in the state of Nebraska.
3. The requirements the respondents must meet in order to be in full compliance with the Commission's rules and regulations include the obligation of respondents to pay annual fees, under Neb. Rev. Stat., Section 75-305 (Reissue 1996), and Title 291, Chapter 3, Rule 004 et. seq. of the Nebraska Public Service Commission Motor Carrier Rules and Regulations. The annual fees become delinquent on March 1.
4. As of March 6, 2001, respondents still have not paid their annual fees as required, therefore are not in compliance with the Commission's rules and regulations.

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Accordingly, the Commission finds that the respondents should be ordered to show cause why the Commission should not (1) revoke respondents' Certificates of Public Convenience and Necessity, (2) order respondents to cease and desist from offering services as motor carriers in Nebraska pursuant to Neb. Rev. Stat., Section 75-133 (Reissue 1996), and (3) order that the respondents remit any such fines authorized by law.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Respondents, as listed in Exhibit A, are hereby ordered to show cause why the Commission should not (1) revoke respondents Certificate of Public Convenience and Necessity, (2) order respondents to cease and desist from offering services as motor carriers in Nebraska pursuant to Neb. Rev. Stat., Section 75-133 (Reissue 1996), and (3) order that the respondents remit any such fines authorized by law.

IT IS FURTHER ORDERED that the respondents personally appear before this Commission at a hearing in this matter in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska, on April 17, 2001, at 3:00 p.m.

MADE AND ENTERED at Lincoln, Nebraska, this 6th day of March, 2001.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

*Anne C. Boyle*  
*James G. Johnson*

//s//Rod Johnson  
//s//Frank E. Landis  
//s//Daniel G. Urwiller

*Thomas J. Smith*  
CHAIRMAN

ATTEST:

*And S. Pollack*  
Executive Director

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing ORDER TO SHOW CAUSE was sent by registered certified mail to the defendants on the 7th day of March, 2001.

  
Michael Loeffler

EXHIBIT A

Brown's Transport, Inc.  
O'Rourke & O'Rourke Buggy Rentals, Inc.  
Prince & Princess Limousine Service  
Total Transportation Services  
All-Star Moving & Storage  
Allied Van Lines, Inc.  
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