

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Jamie L. Reyes, Director, Motor) Docket No. MCC-3196.01
Transportation Department,)
Nebraska Public Service)
Commission, Lincoln, Nebraska,)
Complainant)
v.)
Alpha Life Improvement)
Services; Bus at the Yard d/b/a)
Luxury Limousine; Caring Hearts)
Transportation; Reliance)
Medical Transportation LLC;)
Heartland Party Bus; Jason's) ORDER TO DISMISS, IN PART
Limousine Service; Kelly)
DeSive; National Health)
Transport; Nebraska Taxi, LLC;)
Ollie the Trolley; Tree City)
Cab Company; Wings of Love; A &)
A Landscaping; American Eagle)
Van Lines, Inc.; Blair Moving;)
Ford Storage & Moving Co.;)
Middle West Movers; Nebraska)
Transport Co., Inc.; and Smoldt)
Moving & Storage, Inc.,)
Respondents.) Entered: April 16, 2018

BY THE COMMISSION:

On March 5, 2019, Jamie Reyes, Director of the Motor Transportation Department ("Complainant") filed a complaint against the above-captioned Respondents alleging violation of NEB. REV. STAT. § 75-305 (Cum. Supp. 2016). Complainant alleges that Respondents failed to timely file the annual fees as required by § 75-305 by March 1, 2018. Complainant seeks an order revoking Respondents' Certificates of Public Convenience and Necessity and to require Respondents to cease and desist from offering services as motor carriers pursuant to § 75-133, and/or to assess any such penalties authorized by law for failure to remit annual fees in compliance with § 75-305.

Subsequent to the Complaint, the following Respondent remitted the required annual fees to the Commission:

Smoldt Moving and Storage, Inc.

This Respondent has complied with § 75-305 by making the proper payment. As this was the first late renewal payment for this

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Respondent, they applied for and were granted a waiver of administrative fines. As such, staff recommends that the above-named Respondent should be dismissed from the Complaint. Respondent is on notice that failure to remit future annual fee payments in a timely manner could result in administrative penalties and costs.

Additionally, the following Respondent has notified Commission staff that they are no longer in business:

Heartland Party Bus

This Respondent has filed the appropriate paperwork to cancel their certificate. Such cancellation will be managed in a separate docket. Staff recommends dismissing Heartland Party Bus from the Complaint.

Based on the above, the Commission finds that Smoldt Moving and Storage, Inc. and Heartland Party Bus should be dismissed from the Complaint.

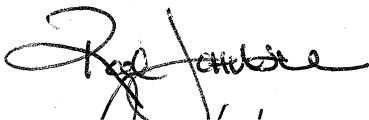

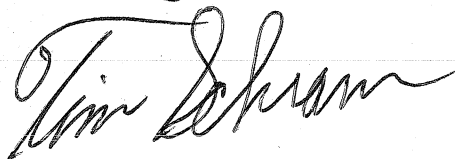
O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Smoldt Moving and Storage, Inc., and Heartland Party Bus be, and are hereby, dismissed from the Complaint.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 16th day of April, 2019.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:


Chair

Attest:


Executive Director