

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Jamie Reyes, Director, Motor	)	Docket No. MCC-3196.01
Transportation Department,	)	
Nebraska Public Service	)	
Commission,	)	
	)	
Complainant,	)	
	)	
vs.	)	
	)	
Alpha Life Improvement Services;	)	
Bus at the Yard d/b/a Luxury	)	
Limousine; Caring Hearts	)	ORDER TO SHOW CAUSE AND
Transportation; Reliance Medical	)	SCHEDULE HEARING
Transportation LLC; Heartland	)	
Party Bus; Jason's 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: March 5, 2019

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 annual fees as required by § 75-305 by March 1, 2019. Respondents are regulated motor carriers as defined by § 75-302(13) and are subject to Commission rules and regulations. In the complaint, Complainant seeks an order revoking Respondents' Certificates of Public Convenience and Necessity or Permits of Authority, requiring Respondents to cease and desist offering services as motor carriers pursuant to § 75-133, and/or to assess any such fines authorized by law for failure to remit annual fees in compliance with § 75-305.

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The Commission finds that Respondents should be ordered to show cause as to why the Commission should not revoke Respondents' Certificates of Public Convenience and Necessity or Permits of Authority, order Respondents to cease and desist offering services as motor carriers in Nebraska pursuant to § 75-133, and/or order an assessment of administrative fines for failure to remit annual fees in accordance with § 75-305.

The Commission further finds that a copy of the Complaint and this Order shall be mailed to each Respondent via certified mail, return receipt requested.

Finally, the Commission finds that hearing on this matter should be scheduled for **April 23, 2019 at 11:00 a.m.** in the Commission Hearing Room, 1200 N Street, Suite 300, Lincoln, Nebraska.

If auxiliary aids or reasonable accommodations are needed for attendance at the meeting, please call the Commission at (402) 471-3101. For people with hearing/speech impairments, please call the Commission at (402) 471-0213 (TDD) or the Nebraska Relay System at (800) 833-7352 (TDD) or (800) 833-0920 (Voice). Advance notice of at least seven days is needed when requesting an interpreter.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that each listed Respondent is ordered to show cause as to why the Commission should not revoke Respondents' Certificates of Public Convenience and Necessity or Permits of Authority, order Respondents to cease and desist offering services as motor carriers in Nebraska pursuant to § 75-133, and/or order an assessment of administrative fines for failure to remit annual fees in accordance with § 75-305.

IT IS FURTHER ORDERED that a copy of the Complaint and this Order shall be mailed to each Respondent via certified mail, return receipt requested.

IT IS FINALLY ORDERED that hearing on this matter is scheduled for April 23, 2019 at 11:00 a.m. in the Commission Hearing Room, 1200 N Street, Suite 300, Lincoln, Nebraska.

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ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska this 5<sup>th</sup> day  
of March, 2019.

COMMISSIONERS CONCURRING:

*Cystal Knoadis*

*Don Williams*

*Tim Schram*

*Pat Jensen*

NEBRASKA PUBLIC SERVICE COMMISSION

*Mary Ruder*  
Chair

Attest:

*Michael H. D.*  
Executive Director