

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

Herbert J. Sherdon, Director of)	Formal Complaint No. 1078
Communications and Accounting)	
Department, Nebraska Public Ser-)	
vice Commission,)	
)	
Complainant)	MOTION FOR REHEARING
vs.)	OVERRULED
Jerry Dann and Willard Friedman,)	
dba Ben Franklin Motel, Omaha,)	
Nebraska,)	
Defendant.)	Entered May 20, 1974

APPEARANCES: For the Defendant
 Einar Vårén, Attorney
 904 City National Bank Building
 Omaha, Nebraska

OPINION AND FINDINGS

BY THE COMMISSION:

By formal complaint filed October 29, 1973, Herbert J. Sherdon, Director of Communications, of the Nebraska Public Service Commission charged Willard Friedman and Jerry Dann, dba Ben Franklin Motel with offering communications service without a Certificate of Convenience and Necessity.

On April 15, 1974, the Commission entered its order sustaining the complaint. Defendant thereupon filed its Motion for rehearing and oral argument was held thereon on May 13, 1974.

Upon consideration of the formal complaint, the Motion for Rehearing, arguments of counsel and being fully advised, the Commission is of the opinion and finds that the Motion for Rehearing should be overruled.

ORDER

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Motion for Rehearing in Formal Complaint No. 1078 be and it is hereby overruled.

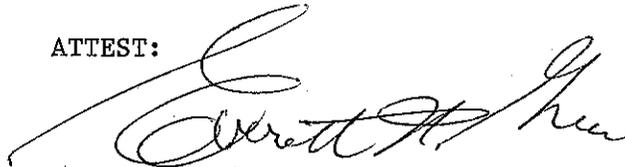
MADE AND ENTERED at Lincoln, Nebraska, this 20th day of May, 1974.

NEBRASKA PUBLIC SERVICE COMMISSION



Chairman

ATTEST:



Secretary

COMMISSIONERS CONCURRING: