

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. GW-1033
of Fordyce Farmers N/S Coop,)
Fordyce, Nebraska, requesting a)
deductible on its stock) ORDER GRANTING APPLICATION
insurance higher than \$10,000.)
)
) Entered: September 24, 2024

BY THE COMMISSION:

On August 6, 2024, Fordyce Farmers Non-Stock Cooperative ("Applicant") of Fordyce, Nebraska filed a Grain Inventory Insurance Verification form with the Nebraska Public Service Commission ("Commission") showing Applicant holds a policy with a deductible on its stock insurance higher than \$10,000. Notice of the application was published in The Daily Record, Omaha, Nebraska, on August 8, 2024. No protests were filed; therefore, this docket is handled pursuant to the Commission's Rules of Modified Procedure.

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

Minimum insurance coverage amounts are governed by Title 291, Chapter 8, Section 002.06C, which provides:

[A] warehousemen must maintain a policy or policies of combustion, fire, lighting, and tornado insurance in an amount sufficient to cover the total loss upon all grain in the licensed warehouse, as valued by the formula set forth in Subsection 002.08H2. Without in any way limiting the warehousemen's liability under this section, the warehousemen may carry a standard form of insurance policy approved for grain warehousemen, with a total deductible not to exceed \$10,000; provided that the Commission may require a lower deductible based on the warehousemen's financial condition. Any applicant or licensee seeking a deductible higher than \$10,000 will submit an application to the Commission for consideration.

A warehouse operator must demonstrate and maintain an allowable net worth of \$0.25 per bushel for each bushel of licensed capacity and must maintain a minimum allowable net worth of

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Application No. GW-1033

Page 2

\$10,000.¹ Pursuant to the Commission's rules regarding working capital a warehouse operator's current liabilities to allowable current assets shall show a working capital ratio of not less than 1 to 1. If a warehouse operator's financial condition fails to meet this requirement, the warehouse operator shall provide additional data that sufficiently satisfies the Commission that additional operating capital be obtained to meet the requirement.² Based on the most recent financial review conducted by Commission staff, it appears Applicant has sufficient net worth and working capital to support an increase to the insurance deductible.

Upon review of the foregoing evidence, the Commission finds the application of Fordyce Farmers Non-Stock Cooperative requesting a deductible on its stock insurance higher than \$10,000 should be granted. Further, the Commission finds that should Applicant desire to retain such increased deductible for a subsequent license year, it must reapply for authority to do so from this Commission.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Fordyce Farmers Non-Stock Cooperative be, and is hereby, granted authority to retain a deductible on its stock insurance higher than \$10,000.

IT IS FURTHER ORDERED that should Fordyce Farmers Non-Stock Cooperative desire to retain such increased deductible for a subsequent license year, it must reapply for authority to do so from this Commission.

¹ 291 Neb. Admin. Code Ch. 8 §002.04A.

² 291 Neb. Admin. Code Ch. 8 §002.04B.

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

Application No. GW-1033

Page 3

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 24th day of September 2024.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Eric M. Hamler
[Signature]
Tim Schram
Kevin Stocker

[Signature]
Chair

ATTEST:

Thomas W. Golden
Executive Director