

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of John A. Fecht,)	Docket No. GWC - 441/
Director Warehouse Department)	GW-2136/ GD-2136
Nebraska Public Service)	
Commission,)	
)	
Complainant,)	
)	ORDER CANCELLING ORAL
v.)	ARGUMENTS AND ESTABLISHING
)	DISCOVERY DEADLINE
Pierce Elevator, Inc., Pierce,)	
Nebraska,)	
)	
Defendant.)	Entered: May 7, 2014

BY THE HEARING OFFICER:

On March 5, 2014, John A. Fecht, Director, Warehouse Department ("Department"), filed a verified petition seeking an order to close the warehouse of Pierce Elevator, Inc., Pierce, Nebraska ("Pierce" or "Defendant") and to take title to all grain in the warehouse. Defendant voluntarily surrendered its grain dealer and grain warehouse licenses on March 4, 2014.

On March 5, 2014, the Commission entered an order closing Pierce's warehouse at all locations and taking title to all grain in storage in trust for all valid owners, depositors or storers of grain.

On May 1, 2014, Mr. Richard Garden, Jr., attorney for thirty claimants in the above-captioned docket, filed a request for the Commission to issue subpoenas to certain parties and non-parties in the proceeding, seeking to obtain documents and take depositions.

Upon initial review, the relevancy of the subpoenas requested to the claims determination process in the above-captioned proceeding was not readily apparent. Therefore, oral arguments on the requests were set for May 7, 2014.

After further consideration I find that the requested subpoenas should be issued and oral arguments unnecessary, therefore, the oral arguments scheduled for May 7, 2014, should be cancelled.

I further find a deadline for all discovery to be completed in the above-captioned proceeding by all parties should be established. I therefore find that all discovery in this matter shall be completed by Wednesday, May 28, 2014.

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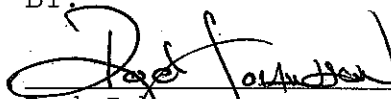
O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that oral arguments on the subpoena requests scheduled for Wednesday, May 7, 2014, at 2:00 p.m., be and are hereby, cancelled.

IT IS FURTHER ORDERED that all discovery in the above-captioned proceeding shall be completed by Wednesday, May 28, 2014.

MADE AND ENTERED in Lincoln, Nebraska, on this 7th day of May, 2014.

BY:



Rod Johnson
HEARING OFFICER