

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of John A. Fecht,)	Docket No. GWC-441/GW-2136/
Director Warehouse Department)	GD-2136
Nebraska Public Service)	
Commission,)	
)	
Complainant,)	ORDER SCHEDULING ORAL
)	ARGUMENTS ON MOTIONS TO
v.)	CONTINUE AND PETITION FOR
)	FORMAL INTERVENTION
Pierce Elevator, Inc., Pierce,)	
Nebraska,)	
)	
Defendant.)	Entered: May 20, 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 16, 2014, Mr. Richard Garden, Jr., attorney for twenty-four claimants in the above-captioned docket, filed a Motion to Continue the Discovery Deadline Public Hearing to a Late Date or in the Alternative to Bifurcate the Public Hearing. The Motion also requested oral arguments.

Also on May 16, 2014, Mr. Rocky C. Weber, attorney for Matthew Christensen, a claimant in the above-captioned docket, filed a Motion for Continuance of Discovery Deadline and Hearing or Alternatively for Bifurcated Proceedings. The Motion also requested oral arguments.

On May 16, 2014, Citizens State Bank filed a Petition for Formal Intervention in the above-captioned proceeding.

Upon review, the Hearing Officer is of the opinion and finds that oral arguments on the Motions and Petition shall be scheduled on **Tuesday, May 27, 2014, at 1:00 p.m.**, in the Commission Hearing Room, 300 The Atrium Building, 1200 N Street,

GWC-441/GW-2136/GD-2136

Page 2

Lincoln, Nebraska. A phone bridge shall also be available for party participation at **888-820-1398, code: 55582059#**.

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 Hearing Officer that oral arguments on the Motions and Petition described above shall be scheduled for **Tuesday, May 27, 2014, at 1:00 p.m.**, in the Commission Hearing Room, 300 The Atrium Building, 1200 N Street, Lincoln, Nebraska. A phone bridge shall also be available for party participation at **888-820-1398, code: 55582059#**.

MADE AND ENTERED in Lincoln, Nebraska, on this 20th day of May, 2014.

BY:



Rod Johnson
HEARING OFFICER