

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application)	APPLICATION NO. B-1699
of Count Cook d/b/a/Confidential)	
Transportation, Omaha, Nebraska,)	
seeking authority as a common)	PREHEARING CONFERENCE
carrier of passengers and their)	ORDER AND NOTICE OF
baggage in open class service)	HEARING
between points in Douglas County)	
and Sarpy County and between)	
points in said counties.)	ENTERED: AUGUST 17, 2007

BY THE HEARING OFFICER:

On April 3, 2007, an application was filed by Count Cook d/b/a Confidential Transportation of Omaha, Nebraska, seeking authority as a common carrier passengers and their baggage pursuant to Neb. Rev. Stat. Section 75-310. Protests were timely filed by Happy, Yellow and Checker Cab Companies, DonMark, Inc., d/b/a Cornhusker Cab, Prince of the Road and by SMC Shared Mobility Coach.

In order to process the application, the Commission staff held a planning conference in this matter on August 13, 2007, at 9:30 a.m. via telephone conference with the applicant and counsel for protestants. The following persons were present at the conference: Terri Crawford, attorney for the applicant; Shawn Butler, attorney for protestants Happy Cab, Yellow Cab and Checker Cab; Michael Polk, attorney for protestant Cornhusker Cab; John Boehm, attorney for protesant Prince of the Road; and Mark Breiner, staff attorney.

As a result of the planning conference, several issues were decided. Therefore, this order serves to memorialize those decisions and to provide a timeline for proceeding in this docket.

Deadline	Event
August 27, 2007	All written discovery served. No further written discovery between the parties shall take place after this date.
September 28, 2007	Answers to Interrogatories and Responses to Request for Production and Responses to Request for

Admissions are due.

**September 28,
2007**

All depositions completed. If parties seek to settle, settlement achieved, and Commission notified to cancel hearing. Hearings canceled after this date are subject to applicable hearing fee.

**October 4,
2007**

Any stipulations and exhibits must be exchanged by the parties and filed with the Commission. Final witness lists exchanged by parties and filed with the Commission. Any requests for subpoenas shall be filed in writing with the Commission. No requests for subpoenas will be accepted after this date.

**October 7,
2007**

Any requests for a continuation or cancellation of a video conference hearing must be made to the Commission at least 48 hours prior to the start of the hearing. The party failing to give timely notification will be responsible for payment of all charges incurred as a result of improper notification. All fees incurred must be paid before future hearings will be scheduled.

Finally, the hearing in Application No. B-1699, will be held on **October 11, 2007**, at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska, and the Nebraska State Office Building, 1313 Farnam Street, Room 207, Omaha, Nebraska.

Any remaining pre-hearing issues that the parties would like to address should be brought before the Commission prior to hearing.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer in the above-captioned matter that the foregoing schedule for