

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Jamie L. Reyes,)	Application No. DC-97
Director of the Motor)	
Transportation Department of the)	
Nebraska Public Service)	
Commission,)	
)	ORDER SCHEDULING ORAL
Complainant,)	ARGUMENTS ON MOTION TO
v.)	DISMISS
)	
Burlington Northern Santa Fe)	
)	
Respondent.)	
)	
)	Entered: September 24, 2020

BY THE HEARING OFFICER:

On July 30, 2020, a Departmental Complaint was filed with the Nebraska Public Service Commission ("Commission") by Jamie L. Reyes, Director of the Motor Transportation Department, seeking a determination that Burlington Northern Santa Fe ("BNSF"), Fort Worth, Texas, blocked the North Road and Highway 2 crossing, in Grand Island, Nebraska, on approximately ten (10) different occasions between December 27, 2018 and February 4, 2020 in violation of Neb. Admin. Code, Title 291, Ch. 4, § 002.09D.

On August 20, 2020, I entered an order granting, in part, BNSF's motion for an extension of time to Answer the complaint filed on August 17, 2020. On September 10, 2020, BNSF filed a Motion to Dismiss the above-captioned complaint and requested oral argument on the motion.

Based on the above, I find that oral arguments in front of the Commission shall be scheduled for October 14, 2020 at 11:30 a.m. Oral arguments will be held electronically via Webex. Remote access to the meeting will be available via Webex. Information for connecting may be accessed at the following link: <http://tiny.cc/PSCWebex> (case sensitive).

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

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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.

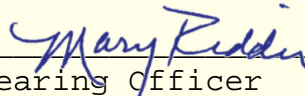
O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that oral arguments in the above-captioned matter be, and are hereby, scheduled for October 14, 2020 at 11:30 a.m. as provided herein.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 24th day of September, 2020.

NEBRASKA PUBLIC SERVICE COMMISSION

By:



Hearing Officer
Mary Ridder