

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the)	APPLICATION NO. B-1997
Application of Richwood)	
Transport of Nebraska, LLC,)	
Middleton, Wisconsin, seeking)	
authority as a contract)	
carrier in Nebraska intrastate)	
commerce in the transportation)	
of passengers by van in open)	
class service between points)	
in Douglas, Lancaster, Sarpy,)	
Hall, Platte, Gage, Dodge,)	
Madison, Lincoln, and Scotts)	
Bluff counties over irregular)	ORDER OF PENDING DISMISSAL
routes pursuant to a contract)	
with the Nebraska Department)	
of Health and Human Services,)	
a Medicaid-managed care)	
organization under contract)	
with NDHHS, or another agent)	
working on behalf of NDHHS.)	
RESTRICTION: The)	
transportation of railroad)	
train crews and their baggage)	
is not authorized. HHS)	
Designation: Yes.)	ENTERED: January 12, 2021

BY THE COMMISSION:

On May 21, 2019, Richwood Transport of Nebraska, LLC ("Applicant"), Middleton, Wisconsin, filed an application seeking authority as a contract carrier in Nebraska intrastate commerce in the transportation of passengers in open class service between points in Douglas, Lancaster, Sarpy, Hall, Platte, Gage, Dodge, Madison, Lincoln, and Scotts Bluff counties over irregular routes pursuant to a contract with the Nebraska Department of Health and Human Services, a Medicaid-managed care organization under contract with NDHHS, or another agent working on behalf of NDHHS. The transportation of railroad train crews and their baggage is not authorized, and HHS Designation is yes. Notice of the Application was published in The Daily Record, Omaha, Nebraska, on July 1, 2019.

Timely protests were filed by Camelot Transportation, Inc.; Triumph Transportation, Inc.; Comstock Corporation d/b/a Action

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Cab; WHC NE, LLC d/b/a zTrip; WHC NE, LLC d/b/a Cornhusker Cab Company and zTrip; WHC NE, LLC d/b/a Happy Cab and zTrip; WHC Ne, LLC d/b/a Checker Cab Company and zTrip; WHC NE, LLC d/b/a Yellow Cab Company and zTrip; and WHC NE, LLC d/b/a Safeway Cabs and zTrip. Protests were granted on September 12, 2019.

On May 7, 2020, the Hearing Officer entered an Order adopting a procedural schedule and setting a hearing. Hearing in this matter was scheduled for June 16, 2020. On May 11, 2020, the Hearing Officer entered an Order postponing the hearing. The Hearing Officer further determined that an additional planning conference should be held to develop an updated procedural schedule to use moving forward. Commission staff attempted several times via email and telephone call to contact Applicant in order to schedule a follow-up planning conference. To date, Applicant has not taken any further action on the application.

Based on the above, the Commission finds that a deadline for action to be taken by Applicant in this docket should be set. If the Commission does not receive any communication or direction from Applicant concerning this application by **January 28, 2021** the Commission will dismiss the application for failure to take timely action.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that a deadline for communication with the Commission by Richwood Transport of Nebraska, LLC, Middleton, Wisconsin, in Application B-1997 be, and is hereby, set for **January 28, 2021**.

IT IS FURTHER ORDERED that if Richwood Transport of Nebraska, LLC, fails to act by **January 28, 2021**, in Application No. B-1997, the Commission will exercise its authority to enter an order dismissing the application.

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ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 12th day of January, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Rod Johnson
Crystal Brader
Mary Kidden
Tim Schram

Don Wooten
Chair

ATTEST:

Michael S. Hyatt
Executive Director