

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Cynthia M.)	Formal Complaint No. FC-1368
Taylor, Omaha,)	
)	
Complainant)	
)	
v.)	ORDER SCHEDULING ORAL
)	ARGUMENT ON MOTION TO DISMISS
Golden Plains Services, Inc.)	
d/b/a GPS Transportation,)	
Lincoln,)	
)	
Defendant.)	Entered: September 16, 2021

BY THE HEARING OFFICER:

On July 5, 2019, a Formal Complaint was filed with the Nebraska Public Service Commission ("Commission") by Ms. Cynthia Taylor ("Complainant"), Omaha, against Golden Plains Services, Inc. d/b/a GPS Transportation ("GPS" or "Respondent"), Lincoln. On July 29, 2019, GPS filed its response to the complaint.

On March 5, 2021, Respondent filed a Motion to Dismiss the complaint. On or around July 19, 2021, the Commission sent Complainant a copy of the Motion and a letter stating Complainant was required to file written response to the Motion. A written response to Respondent's Motion was never received.

Based on the above, I find that oral arguments shall be held to provide each party opportunity to present arguments as to whether the Commission should dismiss this complaint. Therefore, oral arguments shall be scheduled for **Tuesday, October 5, 2021 at 11:00 a.m.** in the Commission Hearing Room, 1200 N Street, Suite 300, Lincoln, Nebraska. Remote access to the hearing will be available via Webex at the following link: <https://psc.nebraska.gov/stream>. Individuals may also attend the meeting by telephone: dial 408-418-9388, then enter 146 273 5624 when prompted for the access code.

Each party shall have ten (10) minutes in which to present arguments to the Commission regarding the outstanding Motion. Arguments shall be limited to the issues contained in the outstanding Motion. As the moving party, Respondent will present its argument first followed by Complainant's argument. There will be no opportunity for rebuttal. Both parties will be subject to questions from the Commission. Should either party decide to retain an attorney, the Commission must be notified, and the Attorney must file an entry of appearance prior to the oral argument.

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 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 an oral argument on the Motion to Dismiss, shall be heard on **Tuesday, October 5, 2021 at 11:00 a.m.** as prescribed herein.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 16th day of September, 2021.

NEBRASKA PUBLIC SERVICE COMMISSION

By: 

Tim Schram
HEARING OFFICER