

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1621
of Phoenix Counseling, Inc.,)
d/b/a Phoenix Transportation)
Services, Omaha, Nebraska.) PLANNING CONFERENCE ORDER
)
)
) ENTERED: MAY 6, 2004

BY THE HEARING OFFICER:

On March 19, 2003, an application was filed by Phoenix Counseling, Inc. d/b/a Phoenix Transportation Services ("Applicant") seeking authority as a passenger carrier pursuant to Neb. Rev. Stat. Section 75-310. Protests were timely filed by Happy Cab, Yellow Cab, Checker Cab, Cornhusker Cab, Prince of the Road, and Shared Mobility Coach, Inc. (collectively "the Protestants").

In order to process the application, the Commission held a telephonic planning conference in this matter on May 4, at 2:30 p.m. at the Commission, 300 The Atrium, 1200 N Street, Lincoln, Nebraska with the applicant and protestants. The following persons were present at the conference: Angela Melton, on behalf of the Commission staff; Anthony Ike, on behalf of the Applicant; Jerry Sena, on behalf of Happy Cab, Yellow Cab, Checker Cab and Cornhusker Cab; John Boehm, on behalf of Prince of the Road, and Frank Schumacher on behalf of Shared Mobility.

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
May 18, 2004	All written discovery served. No further written discovery between the parties shall take place after this date.
June 1, 2004	Answers to Interrogatories and Responses to Requests for Production and Responses to Requests for Admissions are due.
June 15, 2004	All depositions completed. If parties seek to settle, settlement achieved and Commission notified to cancel hearing. Hearings cancelled

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after this date are subject to applicable hearing fee.

June 22, 2004 Any stipulations and exhibits must be exchanged by the parties and filed with the Commission. Final witness lists exchanged by the 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.

For video conferences: 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-1621 will be held on **June 30, 2004, at 10:00 a.m.** at 1313 Farnam on the Mall, Room 207, Omaha, Nebraska, and via video conference in the Commission Library, 300 The Atrium, 1200 N Street, Lincoln, 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 submission and service of the items discussed above is hereby adopted.

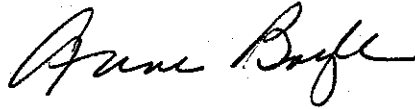
IT IS FURTHER ORDERED that a hearing in Application No. B-1621 will be held on **June 30, 2004, at 10:00 a.m.** in the Commission Hearing Room/Library, 300 The Atrium, 1200 N Street, Lincoln, Nebraska [and via video conference at 1313 Farnam on the Mall, Room 207, Omaha, Nebraska.

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MADE AND ENTERED at Lincoln, Nebraska, this 6th day of May,
2004.

BY:



HEARING OFFICER

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