BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) Application No. B-1645 of R & A Transport, L.L.C.,) Nebraska, York, seeking transfer the authority held by) L. Eichman Raymond Certificate No. B-1483 and to.) extend that authority as a) PLANNING CONFERENCE ORDER contract carrier for Epworth) AND NOTICE OF HEARING Village between points in) Nebraska over irregular routes. Entered: June 3, 2004

BY THE HEARING OFFICER:

On February 26, 2004, an application was filed by R & A Transport, L.L.C., York, Nebraska, seeking to transfer the authority held by Raymond L. Eichman in Certificate No. B-1483, and to extend that authority as an open class contract carrier for Epwoth Village pursuant to Neb. Rev. Stat. Section 75-310. Protests were timely filed by R & F Hobbies, Inc., d/b/a, Prince of the Road, Servant Cab Company, and by Midwest Special Services.

In order to process the application, the Commission held a planning conference in this matter on June 3, 2004, at 10:30 a.m. at the Commission, 300 The Atrium, 1200 N Street, Lincoln, Nebraska and via telephone conference. The following persons were present at the conference: John Brogan, attorney for the applicant, Mark Breiner, staff attorney for the Commission, and Jack Shultz and John Boehm, attorneys for the protestants by telephone.

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

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Deadline

Event

June 17, 2004

All written discovery to be served. No further written discovery between the parties shall take place after this date.

July 1, 2004

Answers to Interrogatories and Responses to Request for Production and Responses to requests for Admissions are due.

July 15, 2004

All depositions completed. If parties seek to settle, settlement is achieved and Commission notified to cancel hearing, hearing can be cancelled without fee. Hearings cancelled after this date are subject to applicable hearing fees.

July 22, 2004

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

July 28, 2004

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

10:00 a.m.

48 hours before hearing

The hearing in Application No. B-1645, will be held on **July 28, 2004**, at 10:00 a.m., in the Hearing Room of the Nebraska Public Service Commission.

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Following the hearing, parties should submit written closing arguments fourteen days from the hearing date.

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

ORDER

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-1645, will be held on July 28, 2004, at 10:00 a.m. in the Hearing Room of the Nebraska Public Service Commission

MADE AND ENTERED at Lincoln, Nebraska, this 3rd day of June, 2004.

BY:

HEARING OFFICER