

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

## BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) APPLICATION NO. B-1664  
of Kyle Halsey d/b/a Heartland )  
Limousine, Beatrice, Nebraska, )  
seeking authority for the ) PLANNING CONFERENCE ORDER  
transportation of passengers as ) AND NOTICE OF HEARING  
a limousine service in Gage and )  
Jefferson counties and between )  
points in said counties, on the )  
one hand, and, on the other )  
hand, points in Nebraska over )  
irregular routes. ) ENTERED: NOVEMBER 8, 2005

BY THE HEARING OFFICER:

On May 5, 2005, an application was filed by Kyle Halsey, d/b/a Heartland Limousine(Applicant) seeking authority as a passenger carrier pursuant to Neb. Rev. Stat. Section 75-310. Protests were timely filed by VIP Limousine, A-1 Limousine, Omaha Limousine and DJW, Inc.

In order to process the application, a planning conference was held in this matter on November 2, 2005, at 10:00 a.m. at the Commission Library, 300 The Atrium, 1200 N Street, Lincoln, Nebraska and via telephone conference with the Applicant and Protestants. The following persons were present at the conference: Brad Kistler, counsel for the Applicant; Jack Shultz, counsel for the Protestants VIP Limousine, A-1 Limousine and Omaha Limousine; Gerald Stilmock, counsel for protestant DJW., Inc., and Mark Breiner, counsel for the Commission.

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
November 17, 2005	All written discovery served. No further written discovery between the parties shall take place after this date.
December 15, 2005	Answers to Interrogatories and Responses to Requests for Production and Responses to Requests for Admissions are due.

December 29,  
2005

All depositions completed. If parties seek to settle, settlement achieved and Commission notified to cancel hearing. **Hearings cancelled after this date are subject to applicable hearing fee.**

January 18,  
2006

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.

January 23,  
2006 at 9:00  
a.m.

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-1664, will be held on January 25, 2006, at 9:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

A hearing fee of one hundred and twenty-five dollars (\$125.00) for each half day of hearing will be charged to the applicant payable upon billing from the Executive Director of the Public Service Commission (Neb. Rev. Stat. §75-128, Cum. Supp. 1996).

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 Commission at (402)471-0213 (TDD) or the Nebraska Relay System at (800)833-7352 (TDD) or (800)833-0920

B-1554, SUPPLEMENT 4

PAGE 3

(Voice). Advance notice of at least seven days is needed when requesting an interpreter.

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

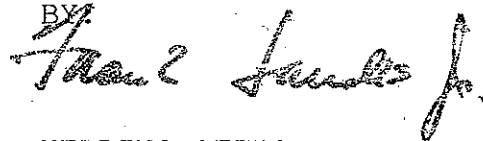
O R D E R

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 video hearing in Application No. B-1664, will be held on January 25, 2006, at 9:00 a.m. in the Commission Library, 300 The Atrium, 1200 N Street, Lincoln, Nebraska, and Beatrice State Development Center, Medical Center Conference Room 2, 3000 Lincoln Blvd, Beatrice, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 8<sup>th</sup> day of November, 2005.

BY



HEARING OFFICER

# SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

---