

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application ) APPLICATION NO. B-1705  
of Champion Homes of Hastings, LLC, ) SUPPLEMENT 1  
seeking authority for the )  
transportation of passengers and )  
their baggage that are clients of )  
AMR/Access 2 Care between points in )  
Adams, Hall, Buffalo, Kearney, )  
Franklin, Webster, Nuckolls, Clay, ) SECOND PLANNING CONFERENCE  
Hamilton, Fillmore, Seward, Saline, ) ORDER AND NOTICE OF  
Counties, on the one hand, and, on ) HEARING  
The other hand, points in Nebraska )  
Over irregular routes. )  
Transportation of railroad train )  
crews is not authorized. HHS )  
Designation: Yes. ) ENTERED: DECEMBER 11, 2012

BY THE HEARING OFFICER:

On May 23, 2012, an application was filed by Champion Homes of Hastings, LLC, Hastings, Nebraska, seeking authority in the transportation of passengers and their baggage that are clients of AMR/Access 2 Care between points in Adams, Hall, Buffalo, Kearney, Franklin, Webster, Nuckolls, Clay, Hamilton, Fillmore, Seward, Saline, Lancaster, Saunders & Dodge counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. The transportation of railroad train crews and their baggage is not authorized, and the HHS designation is Yes. Protests were timely filed by Plattsmouth Cab Company, Plattsmouth; Fairbury Taxi, LLC, Fairbury; Transport Plus, Lincoln; and Triumph Transportation, Inc., Kearney, through its attorney, Andy Pollock.

In order to process the application, the Commission held a planning conference in this matter on October 29, 2012, at 1:30 p.m. via telephone conference with the applicant and the protestant Triumph Transportation. The following persons were present at the conference: Randy Goyette, attorney for the Applicant; Andy Pollock, attorney for Protestant Triumph Transportation; and Mark Breiner, staff attorney. Spencer Fentress, Fairbury Taxi, Ronald Bersch, Plattsmouth Cab Company, and Vicki Harding, Transport Plus, waived their rights to be present at the prehearing conference.

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
<b>November 9, 2012</b>	All written discovery served. Supplemental written discovery may be served by the parties after this date as agreed by the parties.
<b>December 28, 2012</b>	Answers to Interrogatories and Responses to Request for Production and Responses to Request for Admissions are due.
<b>February 1, 2013</b>	All depositions completed unless otherwise agreed by the parties. If parties seek to settle, settlement achieved, and Commission notified to cancel hearing. Hearings canceled after this date are subject to applicable hearing fee.
<b>February 27, 2013</b>	Any stipulations and exhibits must be exchanged by the parties and filed with the Commission. Final witness lists exchanged by 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.
<b>March 4, 2013</b>	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.

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Finally, the hearing in Application No. B-1705, Supplement 1, will be held on **March 6, 2013, beginning at 9:30 a.m., and on March 7, 2013, beginning at 9:30 a.m.,** in the Commission Hearing Room, 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-1705, Supplement 1, will be held on **March 6, 2013, beginning at 9:30 a.m., and on March 7, 2013, beginning at 9:30 a.m.,** in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 11th day of December, 2012.

BY:

  
HEARING OFFICER