

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application) APPLICATION NO. B-1791
of Royal Transportation Company,)
Omaha, Nebraska, seeking authority) PLANNING CONFERENCE
in open class service in the) ORDER AND NOTICE OF
transportation of passengers by) HEARING
van in Nebraska over irregular)
routes as a contract carrier for)
Nebraska Department of Health and)
Human Services.) ENTERED: NOVEMBER 2, 2011

BY THE HEARING OFFICER:

On March 1, 2011, an application was filed by Royal Transportation Company, Omaha, Nebraska, seeking authority as an open class carrier in Nebraska intrastate transportation in the transportation of passengers by van between points in Nebraska over irregular routes as a contract carrier for the Nebraska Department of Health and Human Services. The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes. Protests were timely filed by Checker Cab, Cornhusker Cab, Happy Cab, Safeway Cab, Yellow Cab, through their attorney Andy Pollock; Transport Plus; Fairbury Taxi, LLC; Servant Cab through its attorney Jack Shultz; Panda Transportation, Inc.; and Golden Plains Services, LLC. A restrictive amendment was filed by the Applicant that limited the geographic area to Douglas and Sarpy counties. Based upon the restrictive amendment, the protests of Servant Cab, Transport Plus, Fairbury Taxi, LLC, and Golden Plains Services, LLC, were withdrawn.

In order to process the application, the Commission staff held a planning conference in this matter on October 26, 2011, at 3:00 p.m. via telephone conference with the applicant and counsel for the represented protestant. The following persons were present at the conference: Jeremy Jorgenson representing the applicant; Andy Pollock, attorney for the protestant cab companies; and Mark Breiner, staff attorney.

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 9,	All written discovery served. Supplemental written discovery may

2011	be served by the parties after this date as agreed by the parties.
November 30, 2011	Answers to Interrogatories and Responses to Request for Production and Responses to Request for Admissions are due.
December 23, 2011	All depositions completed. If parties seek to settle, settlement achieved, and Commission notified to cancel hearing. Hearings canceled after this date are subject to applicable hearing fee.
January 18, 2012	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.
January 23, 2012	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-1791, will be held on **January 25, 2012**, at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln, Nebraska, and at the Nebraska State Office Building, 1313 Farnam Street, Room 207, Omaha, 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-1800, will be held on **January 25, 2012**, at 10:00 a.m. in the Commission Library, 300 The Atrium, 1200 N Street, Lincoln, Nebraska, and at the Nebraska State Office Building, 1313 Farnam Street, Room 207, Omaha, Nebraska

MADE AND ENTERED at Lincoln, Nebraska, this 2nd day of November, 2011.

BY:


HEARING OFFICER

