

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Somali Bantu)	APPLICATION NO. B-1849
Association of Omaha, Nebraska,)	
seeking authority as a common)	
carrier of passengers by van)	
over irregular routes in Douglas)	
& Sarpy counties, on the one)	ORDER OVERRULING MOTION TO
hand, and, on the other hand,)	DISMISS AND SCHEDULING
points in Nebraska over)	HEARING
irregular routes. RESTRICTION:)	
The transportation of railroad)	
train crews and their baggage is)	
not authorized. HHS)	
Designation: Yes.)	ENTERED: SEPTEMBER 1, 2015

BY THE COMMISSION:

On August 25, 2015, a hearing was held before the Commission in order for the Somali Bantu Association of Nebraska, Omaha, Nebraska ("Applicant") to show cause as to why the Motion to Dismiss filed by Happy Cab, Yellow Cab, Checker Cab, DonMark, Inc., d/b/a Cornhusker Cab and Safeway Cab, all of Omaha, Nebraska, and by Camelot Transportation, Kearney, Nebraska (collectively, "Protestants") should not be granted and the application dismissed. Mr. Paul Muia appeared on behalf of Applicant, Mr. Andy Pollock appeared on behalf of Protestants, and Mr. Mark Breiner appeared on behalf of Commission Staff.

During the hearing, Mr. Pollock argued that the application should be dismissed because Applicant has stalled the application process for various reasons. Mr. Muia stated that the application should not be dismissed because Applicant is ready to move forward with the application, but Applicant has had difficulty finding an independent interpreter.

After due consideration of the circumstances, the Commission finds that Protestants' Motion to Dismiss the application for Failure to Prosecute is hereby overruled. A hearing on this application should be set for October 21, 2015 at 10:00 a.m., in the Commission Hearing Room, 300 the Atrium, 1200 N Street, Lincoln, Nebraska.

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,

Application No. B-1849

PAGE 2

please call the Commission at (402) 471-0213 (TDD) or the Nebraska Relay System at (800) 833-7352 (TDD) or (800) 833-0920 (Voice). Advance notice of at least seven days is needed when requesting an interpreter.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that a hearing on this matter is set for October 21, 2015, at 10:00 a.m., in the Commission Hearing Room, 300 the Atrium, 1200 N Street, Lincoln, Nebraska.

MADE AND ENTERED at Lincoln, Nebraska, this 1st day of September, 2015.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Tim Schuman
Crystal Landis
Frank E. Landis

//s//Frank E. Landis
//s//Gerald L. Vap

Chairman

Gerald Vap

ATTEST:

Jeffrey L. Peltz
Executive Director