

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Easy Access)	APPLICATION NO. B-1856
LLC, d/b/a Easy Access)	
Transportation, Omaha, Nebraska,)	
seeking authority as a common)	
carrier of passengers by van)	
over irregular routes in)	PLANNING CONFERENCE ORDER AND
Douglas, Sarpy, Cass and)	NOTICE OF HEARING
Lancaster counties, on the one)	
hand, and, on the other hand,)	
points in Nebraska over)	
irregular routes. The)	
transportation of railroad train)	ENTERED: SEPTEMBER 17, 2014
crews and their baggage is not)	
authorized. HHS Designation:)	
Yes.)	

BY THE HEARING OFFICER:

On September 26, 2013, an application was filed Easy Access LLC, d/b/a Easy Access Transportation,, Omaha, Nebraska, seeking authority as a common carrier of passengers by van over irregular routes in Douglas, Sarpy, Cass and Lancaster 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 Happy Cab, Yellow Cab, Checker Cab, DonMark, Inc., d/b/a Cornhusker Cab and Safeway Cab, all of Omaha, Nebraska, and by Transport Plus, Lincoln, Nebraska. A late-filed protest was received from Camelot Transportation, Kearney, Nebraska.

The Commission held a planning conference in this matter on July 1, 2014, and issued a Planning Conference Order and Notice of Hearing on July 7, 2014. The Order of July 7 set forth deadlines for discovery and depositions for the parties.

On September 8, 2014, the Protestants filed a Motion to Compel and Motion to Extend Deposition Deadline. On September 16, 2014, a telephonic conference was held with the following in attendance: Anthony Ike, attorney for the Applicant; Andy Pollock And Tara Paulson, attorneys for the Protestants; and Mark Breiner, Commission staff attorney.

Discussions were held regarding the Motion to Compel and to Extend Deposition Deadline. The Applicant requested that the hearing currently scheduled for September 24, 2014, should be continued to a later date. The Protestants did not object to the granting of a continuance.

As a result of the September 16 conference, the following agreements were made by the parties:

1. The Applicant will submit additional responses to the Protestants regarding the information sought in the Motion to Compel.
2. The deposition deadline, currently set for September 10, 2014, should be extended to October 1, 2014.
3. Witness lists and exhibit lists are to be exchanged by the parties on October 1, 2014.
4. That the hearing currently scheduled for September 24, 2014, should be continued to October 8, 2014.

Therefore, this order serves to memorialize those decisions and to provide a timeline for proceeding in this docket.

Deadline	Event
October 1, 2014	Answers to Interrogatories and Responses to Request for Production and Responses to Request for Admissions are due. Additional time to answer discovery may be requested by the parties if necessary.
October 1, 2014	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. Additional time to take depositions may be requested by the parties if necessary.
October 1,	Any stipulations and exhibits must

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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.

Finally, the hearing in Application No. B-1856, will be rescheduled to **October 8, 2014**, at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

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-1856, will be held on **October 8, 2014**, at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

MADE AND ENTERED at Lincoln, Nebraska, this 17th day of September, 2014.

BY:

A handwritten signature in black ink, appearing to read "Tim Schram", with a long horizontal flourish extending to the right.

HEARING OFFICER