

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of First Choice)	Application No. B-1915
Transport, LLC, Omaha, seeking)	
authority as an open class)	
carrier of passengers by van)	
between points in Douglas,)	
Sarpy, Lancaster, Washington,)	ORDER OF PENDING DISMISSAL
Cass, Dodge, Dakota, Hall, York,)	
Lincoln and Saunders counties.)	
RESTRICTION: The transportation)	
of railroad train crews and)	
their baggage is not authorized.)	
HHS Designation: Yes)	Entered: May 10, 2016

BY THE COMMISSION:

On August 26, 2015, an application was filed by First Choice Transport, LLC ("Applicant"), Omaha, seeking authority as a carrier of passengers by van between points in Douglas, Sarpy, Lancaster, Washington, Cass, Dodge, Dakota, Hall, York, Lincoln and Saunders counties. The transportation of railroad train crews and their baggage is not authorized and the HHS Designation is yes. Notice of the application was published in The Daily Record, Omaha, on September 1, 2015.

Protests were timely filed by Transport Plus, Lincoln; Golden Plains Services, Lincoln; MG Taxi, York; Camelot Transportation, Kearney; and Comstock, Inc. d/b/a Action Cab, Grand Island (together, "Protestants").

Applicant contacted the Commission in October of 2015, requesting time to contact Protestants and negotiate a settlement. In December of 2015, Applicant requested additional time to contact Protestants. Since that time, Applicant has not contacted the Commission nor returned numerous phone calls from Commission staff regarding the status of the application.

Based on the above, the Commission finds that a deadline for action to be taken by Applicant in this docket should be set. If the Commission does not receive any communication or direction from Applicant concerning this application by **May 27, 2016**, the Commission will dismiss the application for failure to take timely action.

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O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that a deadline for communication with the Commission by First Choice Transport, LLC, Omaha, in Application No. B-1915 be, and is hereby, set for **May 27, 2016**.

IT IS FURTHER ORDERED that if First Choice Transport, LLC, Omaha, fails to take action by **May 27, 2016**, in Application No. B-1915, the Commission will exercise its authority to enter an order dismissing the application.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 10th day of May, 2016.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

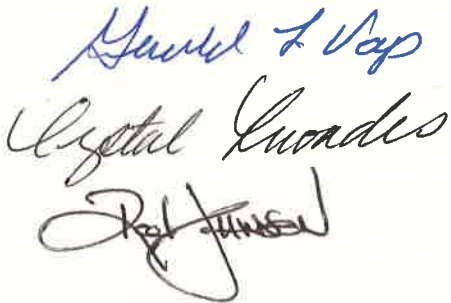


Chairman

Attest:



Executive Director



//s//Frank E. Landis

//s//Tim Schram