

SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the	)	Application No. B-2109
Application of Doing Time	)	
Transportation, LLC, Omaha,	)	
seeking authority as a common	)	
carrier in Nebraska intrastate	)	ORDER GRANTING WITHDRAWAL OF
commerce in the transportation	)	PROTEST AND CANCELING HEARING
of passengers in Open Class	)	
service by van between all	)	
points in Nebraska over	)	
irregular routes. HHS	)	
Designation: No.	)	Entered: August 13, 2024

BY THE HEARING OFFICER:

O P I N I O N   A N D   F I N D I N G S

On April 5, 2024, Doing Time Transportation, LLC ("Applicant"), Omaha, filed an application seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in Open Class service by van between all points in Nebraska over irregular routes. HHS designation: No.

Notice of the Application was published in The Daily Record, Omaha, Nebraska, on May 9, 2024. On June 7, 2024, a timely protest was jointly filed by Camelot Transportation, Inc. and Triumph Transportation Inc. ("Protestants"). On June 18, 2024, the joint protest was granted.

On July 11, 2024, a planning conference was held with the parties in this matter to discuss a procedural schedule and hearing dates. The parties agreed that a hearing in this matter would be scheduled for Tuesday, August 27, 2024 at 1:30 p.m. CST in the Commission hearing room. On July 17, 2024, I entered a Hearing Officer Order approving this procedural schedule.<sup>1</sup>

On August 2, 2024, Commission Staff was notified that the Applicant and Protestant in this matter had reached a settlement agreement. Per the agreement, Applicant and Protestants agreed to the following proposed authority:

<sup>1</sup> See *In the Matter of the Application of Doing Time Transportation, LLC, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in Open Class service by van between all points in Nebraska over irregular routes. HHS Designation: No, Application No. B-2109, Order Adopting Procedural Schedule and Setting Hearing. (Entered July 17, 2024).*

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Application No. B-2109

Page 2

SERVICE AND TERRITORY AUTHORIZED: COMMON: Service by van in open class between all points in Nebraska over irregular routes. HHS: Designation: No.

RESTRICTION: The authority authorized shall be limited to the transportation of passenger originating or terminating at state or county correctional facilities within the State. The transportation of passengers for any other purpose, other than to arrive or depart correctional facilities is expressly prohibited.

On August 8, 2024, a hearing officer order was entered granting the above amendment. Additionally, on August 8, 2024, Protestants filed with the Commission a motion for leave to withdraw their protest and a withdrawal of protest.

After due consideration, I find that Protestants' motion should be granted. Further, I find that the hearing in this matter scheduled for August 27, 2024, should be canceled.

Non-protested applications may still be subject to a hearing on the Commission's own motion. A subsequent order may be entered deciding whether a hearing at a later date is needed to gather additional information on Applicant's fitness based on information that has already been received in the Application documents and during the prehearing process.

## O R D E R

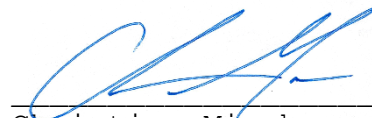
IT IS THEREFORE ORDERED by the Hearing Officer that the motion by Camelot Transportation, Inc. and Triumph Transportation Inc. to withdraw their protest should be granted.

IT IS FURTHER ORDERED that the hearing scheduled for Tuesday, August 27, 2024 at 1:30 p.m. CST in the Commission hearing room should be, and is hereby, canceled.

ENTERED AND MADE EFFECTIVE at Lincoln, Nebraska, this 13th day of August, 2024.

NEBRASKA PUBLIC SERVICE COMMISSION

By:



Christian Mirch  
Hearing Officer