

BRIAN SANDOVAL  
*Governor*

STATE OF NEVADA



BRUCE BRESLOW  
*Director B&I*

ANDREW J. MACKAY  
*Chairman*

GEORGE ASSAD  
*Commissioner*

KEITH SAKELHIDE  
*Commissioner*

DEPARTMENT OF BUSINESS AND INDUSTRY  
**NEVADA TRANSPORTATION AUTHORITY**

**MINUTES OF THE May 6, 2015 GENERAL SESSION**

**AGENDA**

**1. Call to Order**

*Chairman Andrew J. MacKay called the meeting to order at 9:30 a.m.*

**2. Roll Call**

*Present in Las Vegas: Commissioner George Assad, Commissioner Keith A. Sakelhide, Administrative Attorney James Day, Applications Manager Liz Babcock, Financial Analyst Yvonne Shelton, Financial Analyst Lidia Aronova, Senior Deputy Attorney General David Newton. Present in Reno: Chairman Andrew J. MacKay,*

**3. Pledge of Allegiance**

*Financial Analyst Yvonne Shelton led a recital of the Pledge.*

**4. Public Comment**

*none*

**5. Approval of Agenda**

*Administrative Attorney Day stated Item 35 was to stand on its submission. Applications Manager Liz Babcock requested Items 65 and 66 be considered collectively and Items 69, 70 and 71 be considered collectively. Additionally, she requested Items 68 and 76 be trailed to the afternoon session. Approved 3-0*

**6. Approval of the Minutes of the April 2, 2015 Agenda Meeting**

*Approved 3-0*

**7. Briefings from the Commissioners**

*Commissioner Assad thanked staff for agenda preparation, Commissioner Sakelhide echoed Commissioner Assad's comments citing the quality and volume of work staff accomplishes. Chairman MacKay echoed the Commissioners comments, and stated a new compliance auditor was hired in Reno. Additionally, Chairman MacKay reported on proceedings in the legislature.*

**8. Briefing from the Deputy Commissioner**

*none*

## 9. Report of Legal Counsel

Senior Deputy Attorney General Newton reported in the *Reno Sparks Cab vs. NTA* regarding NAC 706.462, briefs were to be submitted this week in Washoe County.

### ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

*Items 10 through 56 were considered collectively. Approved 3-0*

10. **Citation 16968** issued to Sherman Nicholson for violations of NRS 706.386 and NRS 706.758. (AJM)
11. **Citation 17173** issued to Laurence Weininger and About Time Limo for violations of NRS 706.386 and NRS 706.758. (AJM)
12. **Citation 17283** issued to Sinai Perez-Sosa for violations of NRS 706.386 and NRS 706.758. (AJM)
13. **Impound 2560 and Citation 17465.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17465 issued to Daniel Gonzalez for violations of NRS 706.386 and NRS 706.758. (AJM)
14. **Impound 2452 and Citation 17459.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17459 issued to Molly Hill and Simple Solutions, LLC for violations of NRS 706.386 and NRS 706.758. (AJM)
15. **Impound 2457 and Citation 17286.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17286 issued to Jule Acum for violations of NRS 706.386 and NRS 706.758. (AJM)
16. **Impound 2331.** The impoundment pursuant to NRS 706.476 of a vehicle registered to Flor Franco-Suriano. (GA)
17. **Impound 2538.** The impoundment pursuant to NRS 706.476 of a vehicle registered to Linda Dettling. (GA)
18. **Citation 16643** issued to Saturnino Paredes for violations of NRS 706.386 and NRS 706.758. (GA)
19. **Citation 17408** issued to Ameer Muhammad for a violation of NRS 706.386. (GA)
20. **Impound 2492 and Citation 17424.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17424 issued to Lawrence Bogus for violations of NRS 706.386 and NRS 706.758. (GA)
21. **Impound 2489 and Citation 17422.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17422 issued to Derek Kier for violation of NRS 706.386 and NRS 706.758. (GA)
22. **Impound 2495 and Citation 17425.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17425 issued to Brian Labella for violations of NRS 706.386 and NRS 706.758. (GA)
23. **Citation 17393** issued to Philip G. Talamo for violation of NRS 706.386. (GA)

24. **Citation 17480** issued to Earth Limousines, LLC for violation of NAC 706.247/49 CFR 391.11 and NAC 706.229. (GA)
25. **Impound 2493 and Citation 17483.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17483 issued to Efrain G. Cortez for violations of NRS 706.386 and NRS 706.758. (GA)
26. **Citation 17479** issued to Randolph S. Dolark for violations of NAC 706.354 (3 counts) and NAC 706.247/49 CFR 391.41. (GA)
27. **Impound 2491 and Citation 17484.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17484 issued to Vianca Valentin for violations of NRS 706.386 and NRS 706.758. (GA)
28. **Impound 2496 and Citation 17492.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17492 issued to Deon Copeland for violations of NRS 706.386 and NRS 706.758. (GA)
29. **Citation 16321** issued to Victor Lee for violation of NRS 706.386 and NRS 706.758. (GA)
30. **Impound 2106.** The impoundment pursuant to NRS 706.476 of a vehicle registered to Saturnino Paredes. (GA)
31. **Citation 17090** issued to Daniel Morasco for violations of NRS 706.386 and NRS 706.758. (KAS)
32. **Impound 2109 and Citation 16645.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 16645 issued to Daniel Romero for violations of NRS 706.386 and NRS 706.758. (KAS)
33. **Citations 16956 and 16958** issued to PDQ Towing for violations of NAC 706.203 and NAC 706.247/49 CFR 391.51. (KAS)
34. **Citation 17263** issued to Ashley Kimble for a violation of NRS 706.758. (KAS)
35. **Impound 2454 and Citation 17285.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17285 issued to Peter Levin for violations of NRS 706.386 and NRS 706.758. (KAS)
36. **Impound 2490 and Citation 17423.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17423 issued to Miguel Castro for violations of NRS 706.386 and NRS 706.758. (KAS)
37. **Impound 2107 and Citation 17489.** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 17489 issued to Brian Vincent Rotolo for violations of NRS 706.386 and NRS 706.758. (KAS)
38. **Citation 17350** issued to Zohir Ouhinach for a violation of NAC 706.376. (KAS)
39. **Citation 17451** issued to John Libke for a violation of NAC 706.234. (KAS)
40. **Citation 17488** issued to Michael J. Ramirez for violations of NRS 706.386 and NRS 706.758. (KAS)

41. **Impound 2105.** The impoundment pursuant to NRS 706.476 of a vehicle registered to Pop Royalty, LLC. (KAS)
42. **Impound 2111.** The impoundment pursuant to NRS 706.476 of a vehicle registered to Donna Moretti. (KAS)
43. **Citation 17342** issued to Chowdhury Banu for a violation of NAC 706.376. (KAS)
44. **Citations 17485, 17486 and 17487** issued to Code Blue Towing for violations of ~~NAC 706.247/49 CFR 302.05~~ NAC 706.247/49 CFR 382.305, NAC 706.247/49 CFR 302.05, NAC 706.247/49 CFR 40.25, NAC 706.247/49 CFR 391.21 and NAC 706.247. (KAS)
45. **Citation 16647** issued to Anouar Mansouri for violation of NAC 706.228 and NAC 706.329.
46. **Citation 16644** issued to Jonas Kassa for violations of NAC 706.234 and NAC 706.247/49 CFR 391.41.
47. **Citation 16649** issued to Samuel Baghdoyan for a violation of NAC 706.228.
48. **Citation 16959** issued to Ignacio Garijo d/b/a Winnemucca Cab Company for violation of NAC 706.247/49 CFR 391.51 and NAC 706.247/49 CFR 396.
49. **Citation 17270** issued to High Desert Towing and Recovery and Blake Lambert for violations of NRS 706.386 and NRS 706.758.
50. **Citation 17461** issued to A-1 Towing for a violation of NAC 706.247/49 CFR 391.51.
51. **Citation 17460** issued to Austin Brookins for a violation of NAC 706.247/49 CFR 391.41.
52. **Citation 17428** issued to Milne Towing for violation of NRS 706.4477 and NRS 706.44793.
53. **Citation 17093** issued to Ernesto Jimenez-Silva for a violation of NRS 706.758.
54. **Citation 16957** issued to Shannon Ryle d/b/a Cash Welding and Towing for violation of NAC 706.247/49 CFR 391.51 and NAC 706.247/49 CFR 396.
55. **Citation 16960** issued to Southern Nevada Movers for a violation of NAC 706.203.
56. **Citation 17462** issued to MD Nurul Amin for a violation of NAC 706.376.

**APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND  
NECESSITY TO PROVIDE TOW CAR SERVICE**

57. **Docket 14-08014** The Application of High Desert Towing & Recovery, LLC for a certificate of public convenience and necessity to provide tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (AJM)  
*Chairman MacKay summarized the procedural history of the docket. Applications Manager Liz Babcock indicated staff support. Blake Lambert appeared in Reno. Approved 3-0*

- 58. Docket 14-11004** The Application of MVP Industries, Inc. d/b/a MVP Towing for a certificate of public convenience and necessity to provide tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (GA)

*Commissioner Assad summarized the Application and indicated staff support. Approved 3-0*

- 59. Docket 14-11023** The Application of Las Vegas Master Tow, LLC for a certificate of public convenience and necessity to provide tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (KAS)

*Commissioner Sakelhide summarized the Application and indicated staff support. Approved 3-0*

### **APPLICATIONS FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE CHARTER BUS SERVICE**

- 60. Docket 14-12018** The Application of Highroller Transportation, LLC d/b/a Highroller Transportation for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (GA)

*Commissioner Assad summarized the Application recommended approval. James Kent, Esquire and Cheikh Tall appeared on behalf of the Applicant. Approved 3-0*

### **EXEMPTION REQUESTS**

- 61. Docket 15-03010** Tahoe Rim Trail Association seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate commercial passenger transportation/tours in Nevada.

*John Singlaub and Mary Bennington appeared on behalf of the Tahoe Rim Trail Association and offered a statement with regard to the request. A discussion ensued with respect to usage permits, origination of the transportation, drivers of shuttle, etc. Tahoe Rim Trail Association requested the first two bullet points in their submission be approved and the final bullet point to be tabled until further information was submitted. Approved as modified 3-0*

- 62. Docket 15-03011** Adventure Combat Operations, LLC seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate commercial passenger transportation in Nevada.

*Travis Krauss and Jacqueline (Jax) Scott appeared on behalf of the Applicant and offered a statement with regard to their method of operation. A brief discussion ensued. Approved 3-0*

- 63. Docket 15-03020** Activities Reno Tahoe, LLC d/b/a Sierra Adventures seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate commercial passenger transportation/tours in Nevada.

*James Bell and Carlin Kitter, Esquire appeared in Reno and offered a statement of explanation for the request. A discussion ensued with regard to tours within and outside of Nevada that are advertised on the website. Item tabled until the next subsequent Agenda – Approved to be tabled 3-0*

### **VOLUNTARY CANCELLATIONS**

- 64. Docket 15-04040** The voluntary cancellation of Terry Escoffier d/b/a High Desert Towing & Recovery, CPCN 7282. Staff investigation concluded.

*Chairman MacKay gave a brief summary of the docket. Approved 3-0*

## NAME CHANGES

- 65. Docket 15-03023 and 15-04011** The Petition of Starlight Limousine, Inc. d/b/a Starlight Transportation, d/b/a Vegas VIP Transportation, for final approval to change their name by adding a second fictitious name for services provided under CPCN 2158. Staff investigation concluded.  
*Items 65 and 66 were considered collectively. Approved 3-0*
- 66. Docket 15-04003** The Petition of Vegas VIP Transportation, LLC d/b/a Vegas VIP to change their fictitious name from Vegas VIP to Vegas VIP Transportation for services provided under CPCN 2157. Staff investigation concluded.  
*Items 65 and 66 were considered collectively. Approved 3-0*

## APPLICATIONS FOR WAREHOUSE PERMITS

- 67. Docket 14-04017** The Application of Big Box Storage Nevada, Inc. for discussion regarding failure to meet compliances for a Warehouse Permit. Staff investigation concluded.  
*Chairman MacKay indicated the application was withdrawn.*

## FINANCIAL RATES AND TARIFFS

- 68. Docket 15-03026** The Application of SuperShuttle Las Vegas, LLC for approval of a tariff rate modification for services conducted under CPCN 1089, Sub 3. Staff investigation concluded.  
*Item 68 trailed to the afternoon session.  
Financial Analyst Yvonne Shelton summarized the request. Applications Manager Liz Babcock stated the tariff approval should be conditioned upon a two week notice period and indicated staff support. Mark Friedman, Trevor Halleran and Kimberly Maxson-Rushton, Esquire appeared on behalf of the Applicant. Approved 3-0*
- 69. Docket 15-04008** The Application of City Towing, Inc. d/b/a Quality Towing for approval of a tariff rate modification for tow car services conducted under CPCN 3069, Sub 3. Staff investigation concluded.  
*Items 69, 70 and 71 were considered collectively. Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Camilla Sparks appeared on behalf of the Applicant. Approved 3-0*
- 70. Docket 15-04009** The Application of Ken Lehman Enterprises, Inc. d/b/a South Strip Towing for approval of a tariff rate modification for tow car services conducted under CPCN 7008, Sub 1. Staff investigation concluded.  
*Items 69, 70 and 71 were considered collectively. Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Camilla Sparks appeared on behalf of the Applicant. Approved 3-0*
- 71. Docket 15-04010** The Application of Sunrise Towing, Inc. for approval of a tariff rate modification for tow car services conducted under CPCN 7049, Sub 1. Staff investigation concluded.  
*Items 69, 70 and 71 were considered collectively. Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Camilla Sparks appeared on behalf of the Applicant. Approved 3-0*
- 72. Docket 15-04016** The Application of Personal Sedan Services, LLC d/b/a PSS for approval of a tariff rate modification for charter limousine services conducted under CPCN 1080, Sub 1. Staff investigation concluded.  
*Financial Analyst Yvonne Shelton summarized the request and indicated staff support. James Kent, Esquire and Danielle Fawcett appeared on behalf of the Applicant. Approved as modified 3-0*

- 73. Docket 15-04018** The Application of Red Carpet Moving, Inc. d/b/a Red Carpet Moving for approval of a tariff rate modification for services conducted under CPCN 3339. Staff investigation concluded. *Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 3-0*
- 74. Docket 15-04031** The Application of Carson City Towing, Inc. for approval of a tariff rate modification for tow car services conducted under CPCN 7036, Sub 1. Staff investigation concluded. *Financial Analyst Yvonne Shelton summarized the request, stated a modification was made with regard to the weight of the truck and indicated staff support. Approved as modified 3-0*
- 75. Docket 15-04032** The Application of American Investment Enterprises, Inc. d/b/a AMR for approval of a tariff rate modification for non-emergency medical transportation services conducted under CPCN 1034, Sub 1. Staff investigation concluded. *Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 3-0*
- 76. Docket 15-04033** The Application of Open Top Sightseeing Las Vegas, LLC d/b/a Big Bus Tours for approval of a tariff rate modification for services conducted under CPCN 2004, Sub 12. Staff investigation concluded. *Item trailed to the afternoon session. Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Kimberly Maxson-Rushton, Esquire appeared on behalf of the Applicant. Approved 3-0*

#### **PETITION TO DEVIATE FROM REGULATION**

- 77. Docket 15-04030** Petitioner Ronald M. Perlman d/b/a Reno Tahoe Limousine Service (CPCN 1101, Sub 1) seeks deviation pursuant to NAC 706.1305 from the definition of “regular business hours” set forth in NAC 706.1045. *Chairman MacKay summarized the request. Approved 3-0*

#### **PETITIONS FOR RECONSIDERATION**

- 78. Docket 15-03032.** The Authority will consider the Petition of Kristel Hart for reconsideration of the Authority’s denial of her driver permit application at the April 2015 general session. (AJM) *Chairman MacKay summarized the request. Michelle Baumgarner, Esquire and Kristel Hart appeared in Reno and offered a statement. Chairman MacKay moved for approval with the condition of drug test results to the Authority by 5:00 p.m. May 8, 2015. Approved 2-1 Commissioner Assad opposed*
- 79. Docket 15-04023.** Petitioner Daniel J. Fortune requests reconsideration of the Authority’s February 2015 final Order in the matter of Citation 16987. Petitioner also seeks waiver of the filing fee for the petition. (AJM) *Reconsideration Granted - Hearing to be reset May 21, 2015 at 9:30 a.m. Approved 3-0*
- 80. Docket 15-04035.** Petitioner John Crumley seeks reconsideration of the Authority’s April 2015 final Order in the matter of Citation 17245. (KAS) *Reconsideration Granted – Hearing to be reset May 27, 2015 at 1:30 p.m. Approved 3-0*

- 81. Public Comment**  
*none*

#### **1:15 PM AFTERNOON SESSION**

## 82. Public Comment

*none*

### APPLICATIONS FOR DRIVER PERMITS

- 83. Permit 1644** The Authority will determine whether to grant the application of Bradley Williamson for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (GA)  
*Bradley Williamson and Michelle Baumgarner, Esquire appeared in Reno. Mr. Williamson offered a statement to support issuing his permit as did Ms. Baumgarner. Permit Denied 2-1 Chairman MacKay opposed*
- 84. Permit 1626** The Authority will determine whether to grant the application of Kenneth Tyson for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (GA)  
*Commissioner Assad summarized the hearing. Michelle Baumgarner, Esquire appeared on behalf of the Applicant. Permit denied 3-0*
- 85. Permit 1655** The Authority will determine whether to grant the application of Jessica Nunes for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (AJM)  
*Permit denied 3-0*
- 86. Permit 1641** The Authority will determine whether to grant the application of Michelle March for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (AJM)  
*Chairman MacKay summarized the hearing. Michelle March and Michelle Baumgarner, Esquire appeared in Reno. A discussion ensued. Chairman MacKay moved for approval with the condition of drug test results to the Authority for a period of two years. Approved 2-1 Commissioner Assad opposed*
- 87. Permit 1727** The Authority will determine whether to grant the application of Cody Cahill for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (AJM)  
*Permit denied 3-0*
- 88. Permit 1952** The Authority will determine whether to grant the application of Kevin Maslow for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (AJM)  
*Permit denied 3-0*
- 89. Permit 1914** The Authority will determine whether to grant the application of Christopher Parks for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (KAS)  
*Christopher Parks and Louis Palazzo, Esquire appeared and indicated the information requested could be presented to the Authority for review. Item trailed to the end of the meeting to allow for review. Item removed from Agenda Approved 3-0*
- 90. Permit 1984** The Authority will determine whether to grant the application of Pedro M. Hernandez for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (KAS)  
*Permit denied 3-0*
- 91. Permit 1925** The Authority will determine whether to grant the application of Michael Downton for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (KAS)  
*Commissioner Sakelhide briefly summarized the hearing. Michael Downton appeared and made a statement. Permit granted 2-0 Commissioner Assad abstained*



- 92. Permit 1912** The Authority will determine whether to grant the application of Alice Tankersley for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (KAS)  
*Item tabled until the next subsequent Agenda meeting. Approved 3-0*
- 93. Permit 1813** The Authority will determine whether to grant the application of Adam Israel Schwartz for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (KAS)  
*Permit denied 3-0*
- 94. Permit 1927** The Authority will determine whether to grant the application of Facundo Battilana-De-Olazabal for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (KAS)  
*Commissioner Sakelhide briefly summarized the hearing. Facundo Battilana-De-Olazabal appeared and stated he had been convicted. Permit denied 3-0*
- 95. Permit 1932** The Authority will determine whether to grant the application of Habetu Achramet for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (KAS)  
*Commissioner Sakelhide briefly summarized the hearing and indicated the requested information was provided. Item removed from Agenda Approved 3-0*
- 96. Permit 1942** The Authority will determine whether to grant the application of David Kabbaz for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (KAS)  
*Commissioner Sakelhide briefly summarized the hearing. Mr. Kabbaz appeared and presented a letter from his sister, Dianne Kabbaz. She also appeared as a witness. Mr. Kabbaz offered a lengthy statement of explanation. Motion to table Item until the next subsequent agenda meeting. Approved 3-0*
- 97. Permit 1654** The Authority will reconsider the denial at the April 2015 general session of the application of Jonathan Bentley for issuance of a driver's permit pursuant to NRS 706.462. Mr. Bentley timely provided requested documents to his employer but the documents were not transmitted to the Authority prior to the April 2, 2015 decision. Staff investigation concluded. (AJM)  
*Chairman MacKay summarized the matter and indicated the requested information had been provided. Denial vacated and permit approved 3-0*

#### **APPLICATIONS FOR FULLY REGULATED CARRIERS**

- 98. Docket 15-02036** In the matter of the Joint Petition of Abraham Limo Service, Inc. and Pro-Action Limousine & Concierge Services, Inc. (CPCN 1090, Sub 1) pursuant to NAC 706.359 requesting final approval of the interim order granting temporary transfer of CPCN 1090, Sub 1, to Abraham Limo Service, Inc. pending the application and approval of the final sale and transfer. (AJM)  
*Brent Carson, Esquire and James Kent, Esquire appeared on behalf of the Applicants. Chairman MacKay summarized the request. Mr. Carson requested a deviation with regard to signage and temporary markings. Approved 3-0*
- 99. Docket 15-04021** The temporary discontinuance from April 14, 2015 through October 14, 2015 of services provided by Evergreen Trails, Inc. d/b/a Horizon Coach Lines under CPCNs 2016, Sub 3, and 2115, Sub1. Staff investigation concluded.  
*Chairman MacKay summarized the request. Approved 3-0*

**100. Docket 15-04039** The request for approval of a Management Agreement by VLS, LLC authorized to conduct charter limousine, charter bus, special service, and airport transfer service under Certificates of Public Convenience and Necessity 1059, Sub 8, and 2149, Sub 3. Staff investigation concluded. (KAS)

*Chairman MacKay summarized the request. Kimberly Maxson-Rushton, Esquire appeared on behalf of the Applicant. Approved 3-0*

### **PETITION FOR ADVISORY OPINION**

**101. Docket 15-04002** The request of United Road Towing, Inc. and City Towing, Inc. d/b/a Quality Towing, for an advisory opinion regarding the interpretation and application of various statutes and regulations applicable to the towing industry.

*David Sidran, Esquire appeared and made a brief statement with regard to the instant matter. A discussion ensued with regard to the written request before the Authority. Chairman MacKay, Commissioner Sakelhide and Commissioner Assad agreed, matters before the Authority are generally considered on a case specific basis. Mr. Sidran withdrew question No. 1 and requested a written response to question No. 8. Chairman MacKay indicated any written response would be at the next subsequent Agenda at the earliest.*

*No. 2 – The carrier would have the opportunity to present the substantiation to the Authority. Any refund would depend on what consideration the substantiation produced.*

*No.3 – Predicated on NAC 706.420 and/or NAC 706.422, the carrier must provide the bill to the person paying the fees.*

*No. 4 – The carrier would be in compliance if they provide the bill for review to the person, before paying, if it is requested. If there is not a request for the bill prior to paying, the carrier is in compliance if they provide the bill during or after the transaction of payment.*

*No. 5 – The carrier is in compliance if the tow bill correctly includes the information required.*

*No. 6 – There are certain charges that may require the carrier to provide additional documentation.*

*No. 7 – No, there is not a requirement to provide a separate bill to the owner.*

*Motion to approve answers to questions 2-7 as discussed Approved 3-0*

### **102. Public Comment**

*Tom Wright, Ewing Brothers Towing, requested tow car applications on the Agenda indicate the cities of operation/domicile be indicated. Additionally, he asked if the type of authority, consent and/or non-consent, could be indicated as well.*

### **103. Adjournment**

*Meeting adjourned at 4:50 p.m.*