

STATE OF NEVADA



DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

MINUTES OF THE May 17, 2018 GENERAL SESSION

AGENDA

1. Call to Order

Chairman Dawn Gibbons called the meeting to order at 9:30 a.m.

2. Roll Call

Present in Las Vegas: Chairman Dawn Gibbons, Commissioner George Assad, Commissioner David Newton, Deputy Commissioner Jennifer De Rose, Administrative Attorney Mark Liapis, Applications Manager Liz Babcock, Financial Analyst Yvonne Shelton, Financial Analyst Lidia Aronova, Enforcement Officer Todd Park, Deputy Attorney General Louis Csoka.

3. Pledge of Allegiance

Enforcement Officer Todd Park led a recital of the pledge.

4. Public Comment

none

5. Approval of Agenda

Administrative Attorney Liapis requested Item 82 be removed from consideration and Item 70 to be considered after Citations and Impounds. Applications Manager Liz Babcock requested Item 15 be considered at the next subsequent Agenda and Items 92 and 93 only be considered if the carrier appears. Approved as modified 3-0

6. Approval of the Minutes of the April 12, 2018 Agenda Meeting

Approved 3-0

7. Approval of the Minutes of the April 6, 2018 AVNC Regulation Adoption Meeting

Approved 3-0

8. Approval of Minutes of the April 19, 2018 Workshop Docket 17-11028

Approved 3-0

9. Approval of Minutes of the April 20, 2018 Workshop Docket 18-03028

Approved 3-0

10. Briefings from the Commissioners

Commissioner Assad thanked legal staff for filling the gap in the absence of an administrative attorney, welcomed the new Administrative Attorney Mark Liapis and thanked staff for work done to prepare for the Agenda. Commissioner Newton echoed comments made by Commissioner Assad.

11. Briefing from the Deputy Commissioner

Deputy Commissioner De Rose echoed the comments made by the commissioners.

12. Report of Legal Counsel

Deputy Attorney General Csoka indicated a possible Stipulation to Dismiss in the Petition for Judicial Review for DCT Express and that the record in the Toman Petition for Judicial Review will be submitted next week.

ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

Items 13 through 63, with the exception of Item 15 were approved collectively. Approved 3-0

- 13. Citations 19637 and 20174** issued to Starlight Limousine for a violation of NAC 706.191 and NAC 706.206 (GA)
- 14. Citation 19638** issued to 777 Towing Inc. for violations of NAC 706.191 (GA)
- 15. Citations 20023, 20024 and 20511** issued to Danny Armstrong for violations of NAC 706.228, NAC 706.360, NAC 706.194 and NRS 706.462 (GA)
Item removed from Agenda prior to consideration.
- 16. Impound 3340 and Citations 20288 and 20289** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 20288 and 20289 issued to Eduardo H. Loza for violations of NRS 706.386 and NRS 706A.280 (GA)
- 17. Impound 3390 and Citations 20298 and 20299** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 20298 and 20289 issued to Jeffrey Earl Cutler for violations of NRS 706.386 and NRS 706A.280 (GA)
- 18. Impound 3345 and Citations 20457 and 20458** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 20457 and 20458 issued to Alexandre Corcovia for violations of NRS 706.386 and NRS 706A.280 (GA)
- 19. Citation 20484** issued to Getachew T. Kebede for a violation of NAC 706.360 (GA)
- 20. Impound 3369 and Citations 20534 and 20535** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 20534 and 20535 issued to Robert Sean Demontiney for violations of NRS 706.386 and NRS 706A.280 (GA)
- 21. Citations 20536 and 20537** issued to Julius Igayac for violations of NRS 706.386 and NRS 706A.280 (GA)
- 22. Impound 3408 and Citation 20559** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 20559 issued to Meylin Raquel Pereira Velasquez for violation of NRS 706.386 (GA)
- 23. Impound 3215** The impoundment pursuant to NRS 706.476 of a vehicle registered to Joselito Igayac (GA)

24. **Impound 3371** The impoundment pursuant to NRS 706.476 of a vehicle registered to Hertz Vehicles, LLC (GA)
25. **Citation 17979** issued to D & S Tow Inc. for violation of NAC 706.2473/49 CFR 396.17(c)(4 counts) (DN)
26. **Citation 19634** issued to LTS Transportation, Inc. for a violation of NAC 706.191 (DN)
27. **Citation 19687** issued to ULS for violation of NAC 706.354 and NAC 706.2473/49 CFR 391.23 (DN)
28. **Citations 19723, 19724 and 19725** issued to AWG Ambassador, LLC for violations of NAC 706.247/49 CFR 391.21(b)(11), NAC 706.247/49 CFR 391.23(a)(1)(14 counts) and NAC 706.247/49 CFR 382.301(a) (DN)
29. **Citations 20020 and 20316** issued to PCCU for a violations of NAC 706.2473/49 CFR 391.51, NAC 706.381 and NAC 706.405 (DN)
30. **Impound 3407 and Citations 20239 and 20240** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 20239 and 20240 issued to Tolesa Yesmane Haile for violations of NRS 706.386 and NAC 706A.280 (DN) – **FOR POSSIBLE ACTION**
31. **Citation 20427** issued to Abraham Gebre for a violation of NAC 706.13775 (DN)
32. **Citation 20431** issued to Mensur Maruff for a violation of NAC 706.13775 (DN)
33. **Impound 3184 and Citations 20459 and 20460** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 20459 and 20460 issued to Aman Gebremariam Gebreselassie for violations of NAC 706A.280 and NRS 706.386 (DN)
34. **Impound 3270 and Citations 20490 and 20491** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 20490 and 20491 issued to Jason M. Fennell for violations of NRS 706.386 and NRS 706A.280 (DN)
35. **Impound 3370 and Citations 20512 and 20513** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 20512 and 20513 issued to Alexander A. Mendia for violations of NRS 706.386 and NRS 706A.280 (DN)
36. **Impound 3416 and Citations 20557 and 20558** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 20557 and 20558 issued to Kidus Yosef Gerime for violations of NRS 706.386 , NRS 706A.280 and NAC 706A.240 (DN)
37. **Impound 3214** The impoundment pursuant to NRS 706.476 of a vehicle registered to Violet Montgomery (DN)
38. **Impound 3394** The impoundment pursuant to NRS 706.476 of a vehicle registered to Déjà Vu (DN)
39. **Impound 3402** The impoundment pursuant to NRS 706.476 of a vehicle registered to Eli Abraham (DN)
40. **Citation 20175** issued to Daniel Niebla for a violation of NAC 706.228

41. **Citation 20284** issued to Kirubel Beyene for violation of NAC 706.228
42. **Citation 20294 and 20295** issued to Matthew Mark Jordan for violation of NRS 706A.280 and NRS 706.386
43. **Citation 20300** issued to Emebet Dagne for violation of NAC 706.228
44. **Citation 20428** issued to Sirage Awoll for violation of NAC 706.13775
45. **Citation 20429** issued to Dagge Negash for violation of NAC 706.13775
46. **Citation 20430** issued to Berhane Petros for a violation of NAC 706.13775
47. **Citation 20432** issued to Daniel T. Weldkidan for violation of NAC 706.13775
48. **Citation 20433** issued to Theoderos Mekbib Abaynhe for a violation of NAC 706.13775
49. **Citation 20434** issued to Samuel T. Ashine for a violation of NAC 706.13775
50. **Citation 20438** issued to Ameha C. Teshome for violation of NAC 706.13775
51. **Citation 20439** issued to Tefera Damtew for violation of NAC 706.13775
52. **Citation 20441** issued to Jonny Baselyos for violation of NAC 706.13775
53. **Citation 20442** issued to Nebeyu Mahari for a violation of NAC 706.13775
54. **Citation 20453** issued to John Robert Marbach for violation of NRS 706.386
55. **Citation 20481** issued to Erin S. Devine for a violation of NRS 706.386
56. **Citation 20482** issued to David Cleveland for violation of NRS 706.758
57. **Citation 20488** issued to Marco Baldieri for violation of NRS 706.386
58. **Citation 20504** issued to Myron Todd for violation of NAC 706.228
59. **Citation 20528** issued to Slater Moving & Storage, Inc. for violations of NAC 706.2473/49 CFR 391.23(a)(1) & (b) (2 counts) and NAC 706.2473/49 CFR 382.301(a)
60. **Citation 20529** issued to LV Quik Tow, LLC d/b/a LV Quik Tow for a violation of NAC 706.4275(1)(b)
61. **Citations 20530 and 20531** issued to Felipe J. Santana for violation of NAC 706.228 and NRS 706.462
62. **Citation 20579** issued to Tareke Alemseged for violation of NAC 706.228
63. **Citation 20582** issued to Muluken S. Zwede for violation of NAC 706.228

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

- 64. Docket 16-08010** The request of Las Vegas Master Tow, LLC to extend the temporary discontinuance of services provided under CPCN 7332, from ~~February 12~~ February 11, 2018 through ~~August 12~~ August 11, 2018. Staff investigation concluded. Tabled from April general session.
*Applications Manager Liz Babcock summarized the procedural history of the docket and requested an Order to Show Cause.
Temporary Discontinuance denied and Order to Show Cause Approved 3-0*
- 65. Docket 17-02005** The request of Zane Investigations, Inc. d/b/a A2Z Tow & Transport to extend their compliance period from May 9, 2018 through August 9, 2018. Staff investigation concluded.
Mark Zane appeared on behalf of the Applicant and detailed the request. Applications Manager Babcock indicated staff support. Approved 3-0
- 66. Docket 17-08017** The expired temporary discontinuance of Super Express, Inc., LLC d/b/a Chykko's Towing for services provided under CPCN 7308, from August 15, 2017 through February 14, 2018. Staff's recommendation that an Order To Show Cause be issued. Staff investigation concluded.
Applications Manager Liz Babcock summarized the procedural history of the docket and requested an Order to Show Cause. Order to Show Cause Approved 3-0
- 67. Docket 17-12010** The expired temporary discontinuance of R & P Commercial Truck Repair, Inc. d/b/a Royal Towing for services provided under CPCN 7360, from October 1, 2017 through April 1, 2018. Staff's recommendation that an Order To Show Cause be issued. Staff investigation concluded.
Applications Manager Liz Babcock summarized the procedural history of the docket and requested an Order to Show Cause. Order to Show Cause Approved 3-0
- 68. Docket 18-02037** The Application of Edgar Perez, LLC d/b/a Eddy's Towing for a certificate of public convenience and necessity to provide consent and non-consent tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (DN)
James Kent, Esquire and Edgar Perez appeared on behalf of the Applicant. Commissioner Newton summarized the request and indicated staff support. Applications Manager Liz Babcock indicated staff support. Approved 3-0
- 69. Docket 18-03020** The Application of NV Cars, LLC d/b/a NV Cars for a certificate of public convenience and necessity to provide consent-only tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (GA)
Yulian Wang appeared on behalf of the Applicant. Commissioner Assad summarized the request and indicated staff support. Approved 3-0

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

- 70. Docket 16-10034** The expired temporary discontinuance of VLS, LLC d/b/a Vegas Limousine Service, Vegas Royalty Limos, Stardust Transportation, of services provided under CPCN 2149, Sub 5, from October 27, 2017 through April 27, 2018. Staff's recommendation that an Order To Show Cause be issued. Staff investigation concluded.
Brent Carson, Esquire and Tony Bour appeared on behalf of the Applicant. Mr. Carson requested the Authority allow the certificate to become active and he will file a Temporary Transfer of

Operating Rights. The active certificate will enable Mr. Bour to register the bus he has purchased. Applications Manager Liz Babcock detailed the staff concerns. A brief discussion ensued. Conditional approval to re-activate the certificate pending the filing of a Temporary Transfer of Operating Rights and Sale and Transfer documents by May 24, 2018 Approved 3-0

- 71. Docket 17-12007** The Application of Ring Tours & Travel Company, Inc. d/b/a Ring Tours & Travel Company for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (DN)
Ingrid Hinkelmann appeared on behalf of the Applicant. Commissioner Newton summarized the application and indicated staff support. Melinda Burton, Compliance Auditor discussed the application and indicated staff support. Approved 2-0 Commissioner Assad abstaining
- 72. Docket 18-02012** The Joint Application of Shah Syed, owner of V Transportation, LLC d/b/a Vegas Transportation for authority to sell and transfer and of Alessandro Lavecchia to purchase and acquire 100% of the stock of V Transportation, a carrier authorized to provide charter bus service within the State of Nevada granted under CPCN 2142, Sub 1. Staff investigation concluded. (DN)
James Kent, Esquire, Shah Syed and Alessandro Lavecchia appeared on behalf of the Applicants. Commissioner Newton summarized the application and indicated staff support. Approved 3-0
- 73. Docket 18-03018** The Application of Ben, LLC d/b/a Luxurious for an expansion of authority granted under CPCN 2213. Staff investigation concluded. (GA)
Commissioner Assad requested the item be tabled. Approved 3-0

VOLUNTARY CANCELLATIONS

- 74. Docket 18-04007** The voluntary cancellation of Reno Tahoe Charters, LLC d/b/a Reno Tahoe Party Bus CPCN 2138. Staff investigation concluded.
Applications Manager Liz Babcock summarized the request and indicated staff support. Approved 3-0
- 75. Docket 18-05010** The voluntary cancellation of Fyn Air, Inc. d/b/a Reno Custom Crating CPCN 3366. Staff investigation concluded.
Applications Manager Liz Babcock summarized the request and indicated staff support. Approved 3-0

PETITIONS FOR RECONSIDERATION

- 76. 18-04011** Petition for Reconsideration of Driver Permit #4972 William Griffin – failure to pay fines on Citation 12781.
William Griffin appeared and offered a statement of explanation. Fine due of \$100.00, permit to be issued after payment is made - Approved 3-0
- 77. 18-04016** Petition for Reconsideration of Driver Permit #4987 James Reda.
James Kent, Esquire and James Reda appeared. Mr. Kent made a statement of clarification of Mr. Reda's record and offered a statement in support of approval of a supervised permit. A discussion ensued. Petition denied 2-1 Commissioner Newton opposed
- 78. 18-05002** Petition for Reconsideration of Driver Permit #4890 Victor Grande.
Victor Grande appeared. Hearing to be reset for Tuesday, May 29, 2018 at 10:15 a.m. Approved 3-0

79. **18-05003** Petition for Reconsideration of the decision to deny the Application of OAU, Inc, d/b/a Connoisseur De Vegas for charter bus services within the State of Nevada filed under Docket 17-10006.
James Kent, Esquire appeared and offered a detailed statement. Petition denied 3-0
80. **18-05004** Petition for Reconsideration of the decision to deny the Application of TS Limousine, LLC d/b/a TS Party Bus for charter bus services within the State of Nevada filed under Docket 17-09030.
James Kent, Esquire and Tesfay Samuel appeared on behalf of the Applicant. Melinda Burton, Compliance Auditor also appeared and offered a statement of support. A discussion ensued. Motion to Approve Petition for Reconsideration and Application Docket 17-09030 approved 2-1 Commissioner Assad opposed
81. **18-05006** Petition for Reconsideration of Driver Permit #3191 Jon Manna.
Jon Manna appeared and requested reconsideration. Hearing to be reset to May 29, 2018 10:30 a.m. Approved 3-0
82. **18-05007** Petition for Reconsideration from Geele Aboker– failure to pay fines on Citation 14627.
Item removed from Agenda prior to consideration.
83. **18-05011** Petition for Reconsideration of Driver Permit #5893 Tewodros Desalegne.
Petition denied 3-0

FINANCIAL RATES AND TARIFFS

84. **Docket 18-01029** The Application of O'Brien's Moving & Storage, Inc. for approval of a tariff rate modification for services conducted under CPCN 1070.741. Staff investigation concluded.
Sean O'Brien and Christa Harris appeared on behalf of the Applicant. Financial Analyst Lidia Aronova summarized the request and indicated staff support. Approved 3-0
85. **Docket 18-04010** The Application of Larry R. & Johanna R. Richards d/b/a Woody's Automotive & Towing for approval of a tariff rate modification for services conducted under CPCN 7088, Sub 1. Staff investigation concluded.
Financial Analyst Lidia Aronova summarized the request and indicated staff support. Approved 3-0
86. **Public Comment**
none

1:15 PM AFTERNOON SESSION

87. **Public Comment**
none

APPLICATIONS FOR FULLY REGULATED CARRIERS

88. **Docket 16-09019** The expired temporary discontinuance of services provided by Starving Students of Nevada, LLC d/b/a Starving Students, Inc. under CPCN 3241, Sub 1, from September 21, 2017 through March 21, 2018. Staff's recommendation that an Order To Show Cause be issued. Staff investigation concluded.
Kevin O'Conner and Anna McDonough, CPA appeared on behalf of the Applicant. Applications Manager Liz Babcock summarized the procedural history of the docket and indicated staff requests an Order to Show Cause. Kevin O'Connor offered a statement of

explanation and requested additional time for compliance. Motion to allow carrier until July 26, 2018 General Session to become compliant – Approved 3-0

- 89. Docket 17-10017** The Application of Powers, LLC d/b/a Best Elvis in Las Vegas for a certificate of public convenience and necessity to provide charter limousine and scenic tour service by antique vehicles within Clark County, Nevada. Staff investigation concluded. (GA)
Steve B., Justice Law Center and Eddie Powers appeared on behalf of the Applicant. Applications Manager Liz Babcock summarized the application and indicated staff support. Approved 3-0
- 90. Docket 18-05013** The request for approval of a Management Agreement by All My Sons Moving and Storage of Las Vegas, Inc. authorized to provide household goods transportation service under CPCN 3256, Sub 2. Staff investigation concluded.
Neal Tomlinson, Esquire appeared on behalf of the Applicant and detailed the request. Approved 3-0

ORDERS TO SHOW CAUSE

- 91. Docket 18-04008** The Order to Show Cause issued to Ryan’s Express Transportation, Inc. d/b/a Ryan’s Express as to why Certificate of Public Convenience and Necessity 3240, Sub 2, should not be revoked. Staff investigation concluded.
Applications Manager Liz Babcock summarized the procedural history of the docket. Certificate revoked 3-0

APPLICATIONS TO DISMISS

- 92. Docket 16-10031** The Application of Blvd Moving, Inc. for a certificate of public convenience and necessity to provide household goods moving service within the State of Nevada. Deputy Commissioner’s Motion to Dismiss Application.
Applications Manager Liz Babcock summarized the procedural history of the docket. Anna McDonough appeared and requested the withdrawal of the application.
- 93. Docket 16-12017** The Application of Social Gathering in Motion, Inc. for a certificate of public convenience and necessity to provide charter limousine service within the State of Nevada. Deputy Commissioner’s Motion to Dismiss Application.
Applications Manager Liz Babcock requested the item be tabled to the next subsequent Agenda.

APPLICATIONS FOR DRIVER PERMITS

(Closed sessions may be held for items 94 through 103 to consider character, alleged misconduct, professional competence, and physical or mental health pursuant to NRS 241.030.)

- 94. Permit 1859** The Authority will determine whether to grant the application of Aynealem Gebreslasie for issuance of a driver’s permit pursuant to NRS 706.462. Staff investigation concluded. (02/19/18).
Item tabled to next subsequent general session.
- 95. Permit 6409** The Authority will determine whether to grant the application of Eric Zenz for issuance of a driver’s permit pursuant to NRS 706.462. Staff investigation concluded. (3/15/18)
Item removed from Agenda prior to consideration.
- 96. Permit 6601** The Authority will determine whether to grant the application of Reginald Quick for issuance of a driver’s permit pursuant to NRS 706.462. Staff investigation concluded. (3/13/18)
Permit denied 3-0

- 97. Permit 6602** The Authority will determine whether to grant the application of Anthony Duran for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (3/13/18)
Permit denied 3-0
- 98. Permit 7245** The Authority will determine whether to grant the application of Ebony Cole for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (03/19/18)
Ebony Cole appeared. Item tabled to next subsequent General Session.
- 99. Permit 6599** The Authority will determine whether to grant the application of Chris Suasaeng for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (04/26/18)
Chris Suasaeng and Richard Samuels, General Manager, Omni Limousine appeared.
Permit approved
- 100. Permit 7038** The Authority will determine whether to grant the application of Breanna Sherven for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (FTA 4/26/18)
Item removed from Agenda prior to consideration.
- 101. Permit 7034** The Authority will determine whether to grant the application of Archie Ervin III for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (04/26/18)
Permit denied 3-0
- 102. Permit 5903** The Authority will determine whether to grant the application of Garren LeMonier for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (03/19/18)
Permit denied 3-0
- 103. Permit 5896** The Authority will determine whether to grant the application of Felipe J. Santana for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (4/26/18)
Felipe Santana appeared and requested a reduction in fines. Approved to reduce fine to \$1700.00, pull from Controller's Office and indicated payments of \$50.00 per month.
- 104. Public Comment**
none
- 105. Adjournment**
Meeting adjourned at 2:10 p.m.