Agenda Item# 6

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

This meeting can be accessed via the video conference link or teleconference number below.

Please note your device must have microphone capabilities in order to participate in the web conference.

Video Conference Link Instructions for Agenda Meeting on January 28, 2021:
Open a browser on your computer and type in the following URL:
https://businessnv2.webex.com
At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 082 1083**
The next screen will ask for a password. Type in the following: **ypENkmx73M4**
If your device does not have the Cisco Application (App) WebEx Meeting installed, you will be prompted to download the App at this time. If so, download the app and follow the instructions. You may be asked to provide your name and email address.

Teleconference Call Instructions:
On your cell phone or desk phone dial the following toll-free number**:**
1-844-621-3956
Next you will be asked for an access code or meeting number. Punch in the following: **146 082 1083**
At the next prompt push the # sign to be placed in the meeting.

Below are the instructions for use throughout the meeting.

1. Keep your phone or microphone muted until called upon by the coordinator.

2. If joining by phone, you will mute and unmute yourself by pressing star six **(*6)** and you will state the following information:
    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your item number on the agenda.

3. For all comments, please do the following to let us know you wish to speak:

    a. By web, raise your hand in the participant box.
    b. By phone, press star three **(*3)**.
    c. Wait to be recognized by the coordinator before unmuting your phone/mic to speak.
    d. State your name as you begin your comments for the record.

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This Meeting Notice and Agenda posted for public inspection in the following locations:

Clark County Court House, 200 Lewis Avenue, Las Vegas, NV 89101
Washoe County Court House, 75 Court Street Reno, NV 89501
Nevada State Library & Archives, 100 North Stewart Street Carson City, NV 89701
Grant Sawyer Building, 555 East Washington Avenue Las Vegas, NV 89101
Department of Business & Industry, 3300 West Sahara Avenue, Suite 425, Las Vegas, NV 89102
Department of Business & Industry, 1830 College Parkway Suite 100 Carson City, NV 89703
Legislative Counsel Bureau of Nevada, 401 South Carson Street Carson City NV 89701
Nevada Transportation Authority, 3300 West Sahara Avenue, Suite 200, Las Vegas, NV 89102
Nevada Transportation Authority, 1755 East Plumb Lane, Suite 229, Reno, NV 89502
Nevada Transportation Authority website: http://www.nta.nv.gov

MEETING NOTICE AND AGENDA

This is a notice of a duly authorized general session of the Nevada Transportation Authority scheduled for **Thursday, January 28, 2021 at 9:30 am (Items 1 through 85).** Due to the expected lengthy duration of the general session, coupled with the limited capacity of the Authority's facilities, the Authority will hear **Items 86 through 106 commencing at 1:15 pm**, preceded and followed by additional public comment periods.

Pursuant to Governor Sisolak's Declaration of Emergency Directive 006, the Reno and Las Vegas offices of the NTA will not be open to the public during this meeting. The public can attend the meeting via WebEx or via telephone. Public comment will be accepted by either mode of attendance as indicated on the agenda below. Supporting materials for the meeting are available on the NTA's website by clicking on the "Attachments" link for the scheduled meeting, http://nta.nv.gov/About/Meetings/2021/2021_Mtg/ or by contacting **Gary Mathews, Nevada Transportation Authority, 3300 West Sahara Ave., Suite #200, Las Vegas, Nevada 89102, (702) 486-8722, gary.mathews@nta.nv.gov**

WEBEX LINK: https://businessnv2.webex.com

DIAL IN NUMBER: 1-844-621-3956

THURSDAY, JANUARY 28, 2021 MEETING ACCESS CODE: 146 082 1083

THURSDAY, JANUARY 28, 2021 MEETING PASSWORD: ypENkmx73M4

PUBLIC NOTICE: Pursuant to Section 1 of the Declaration of Emergency Directive 006 ("Directive 006"), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate has been suspended. Moreover, pursuant to Section 3 of Directive 006, the requirements contained in

NRS 241.020(4)(a) that public notice agendas be posted at physical locations within the State of Nevada has likewise been suspended. See, http://gov.nv.gov/uploadedFiles/govnewnvgov/Content/News/Emergency Orders/2020/DeclarationofEmergencyDirective006reOML3-21-20 .pdf

The above Declaration of Emergency Directive 006 was extended to July 31, 2020 per Declaration of Emergency Directive 026 Section 3. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-06-29_-_COVID-19_Declaration_of_Emergency_Directive_026/

The above Declaration of Emergency Directive 026 shall remain in effect for the duration of the current state of emergency, unless terminated prior to that date by a subsequent directive or by operation of law per Declaration of Emergency Directive 029 Section 4. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-07-31_-_COVID-19_Declaration_of_Emergency_Directive_029/

Members of the public may attend the meeting via WebEx or telephone. During the agenda participants will listen for their designated item number to be called and follow the instructions given at the meeting to comment.

AGENDA

1. **Call to Order**

2. **Roll Call**

3. **Pledge of Allegiance**

4. **WebEx Instructions**

5. **Public Comment –** Members of the public are invited to comment on items on the meeting agenda or on items not contained therein. No action may be taken on a matter raised during public comment until the matter itself has been specifically included on an agenda as an item for possible action.

6. **Approval of Agenda** – ***FOR POSSIBLE ACTION***

7. **Approval of the Minutes of the December 17, 2020 Agenda Meeting – *FOR POSSIBLE ACTION***

8. **Approval of the Minutes of the December 17, 2020 Proposed Regulations Workshop of Docket No. 20-11012– *FOR POSSIBLE ACTION***

9. **Approval of the Minutes of the January 5, 2021 Regulation Adoption Meeting Docket No. 19-10021– *FOR POSSIBLE ACTION***

10. **Briefings from the Commissioners**

11. **Briefing from the Deputy Commissioner**

12. **Report of Legal Counsel**

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ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

Please note that items 13 through 48 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

13. **Citations 20864, 20923 and 23042** issued to Reno Cab Company for violations of NAC 706.3751 and NAC 706.3751(1)(b) (8 counts). (DG) – ***FOR POSSIBLE ACTION***

14. **Citation 20922** issued to Aholoka Ahonima for violation of NAC 706.3751. (DG) – ***FOR POSSIBLE ACTION***

15. **Citations 20924 and 23041** issued to Executive Limousine Service, Inc. for violations of NAC 706.3751(1)(b) (8 counts). (DG) – ***FOR POSSIBLE ACTION***

16. **Citation 20925** issued to Roy L. Street d/b/a Capitol Cab Company for violation of NAC 706.3751(1)(b). (DG) – ***FOR POSSIBLE ACTION***

17. **Citation 21013** issued to Jesse J. Garland for a violation of NRS 706.462 (DG) – ***FOR POSSIBLE ACTION***

18. **Citations 21451 and 23043** issued to Yellow Cab of Reno, Inc. for violations of NAC 706.3751(1)(b) (8 counts). (DG) – ***FOR POSSIBLE ACTION***

19. **Citation 21768** issued to Ben, LLC d/b/a Luxurious for violation of NAC 706.191 (DG) – ***FOR POSSIBLE ACTION***

20. **Citation 21995** issued to Ken Lehman Enterprises, Inc./South Strip Towing for violation of NAC 706.206 (DG) – ***FOR POSSIBLE ACTION***

21. **Citation 21996** issued to City Towing, Inc. d/b/a Quality Towing for violation of NAC 706.206. (DG) – ***FOR POSSIBLE ACTION***

22. **Citation 21997** issued to Sunrise Towing, Inc. for violation of NAC 706.206. (DG) – ***FOR POSSIBLE ACTION***

23. **Citation 22157** issued to All City Towing for a violation of NAC 706.2473/49 CFR 396.21. (DG) – ***FOR POSSIBLE ACTION***

24. **Citation 22233** issued to Universal Limousine Services, LLC for violation of NAC 706.2473/49 CFR 391.51(7)(i). (DG) – ***FOR POSSIBLE ACTION***

25. **Citation 22235** issued to Richard David Cheshire Jr. for violations of NRS 706.386 and NRS 706.758. (DG) – ***FOR POSSIBLE ACTION***

26. **Citation 22281** issued to MAI NIV Enterprises, Inc. d/b/a Kings Towing for a violation of NAC 706.4275. (DG) – ***FOR POSSIBLE ACTION***

27. **Citations 22287, 22289 and 22290** issued to Safeco Parking and Transportation Services, LLC for violations of NAC 706.2473/49 CFR 391.11, NAC 706.2473/49 CFR 391.51(7)(i) and NAC 706.2473/49 CFR 391.11. (DG) – ***FOR POSSIBLE ACTION***

28. **Citations 22291, 22292 and 22293** issued to V Transportation, LLC for violations of NAC 706.2473/49 CFR 391.51(7)(i) (3 counts). (DG) – ***FOR POSSIBLE ACTION***

29. **Citation 22294** issued to MAI NIV Enterprises, Inc. d/b/a Tow Guys for a violation of NAC 706.4469. (DG) – ***FOR POSSIBLE ACTION***

30. **Citation 23040** issued to Capital Cab Company for a violation of NAC 706.3751(1)(b) (7 counts). (DG) – ***FOR POSSIBLE ACTION***

31. **Citation 23044** issued to Mark H. Shepler for violation of NAC 706.13775(1). (DG) – ***FOR POSSIBLE ACTION***

32. **Citation 23045** issued to Joseph A. Moore for violation of NAC 706.13775(1). (DG) – ***FOR POSSIBLE ACTION***

33. **Citation 23046** issued to Timothy F. Willis for violation of NAC 706.13775(1). (DG) – ***FOR POSSIBLE ACTION***

34. **Citation 23047** issued to Stephen R. Johnson for violation of NAC 706.13775(1). (DG) – ***FOR POSSIBLE ACTION***

35. **Citation 23048** issued to Raymond L. Daquilante for violation of NAC 706.13775(1). (DG) – ***FOR POSSIBLE ACTION***

36. **Citation 23049** issued to Daniel F. Walton for violation of NAC 706.13775(1). (DG) – ***FOR POSSIBLE ACTION***

37. **Citation 23050** issued to Frank Rosette III for violation of NAC 706.13775(1). (DG) – ***FOR POSSIBLE ACTION***

38. **Citations 21399 and 23077** issued to Tuihalangingie Finau for violations of NAC 706.3747, NAC 706.13775 and NAC 706.194. (GA) – ***FOR POSSIBLE ACTION***

39. **Citation 23076** issued to Yellow Cab of Reno for violation of NAC 706.3747 (GA) – ***FOR POSSIBLE ACTION***

40. **Citation 22000** issued to Eyod Belai Tekle for violation of NAC 706.228. (DN) – ***FOR POSSIBLE ACTION***

41. **Citation 22199** issued to USA Towing, Inc. for violations of NAC 706.432 and NAC 706.4277. (DN) – ***FOR POSSIBLE ACTION***

42. **Citation 22234** issued to Findlay Credit Acceptance, LLC d/b/a 911 Towing and Impound for violation of NAC 706.194. (DN) – ***FOR POSSIBLE ACTION***

43. **Citation 22268** issued to Camel Towing/ David Fultz for violation of NRS 706.758. (DN) – ***FOR POSSIBLE ACTION***

44. **Citation 22282** issued to Filmon Tewolde Debesai for violation of NAC 706.228. (DN) – ***FOR POSSIBLE ACTION***

45. **Citation 22285** issued to Yekuno Beyene for violation of NAC 706.228. (DN) – ***FOR POSSIBLE ACTION***

46. **Citation 22286** issued to Kassahun Teka Chane for violation of NAC 706.228. (DN) – ***FOR POSSIBLE ACTION***

47. **Citation 22295** issued to USA Towing, Inc. for violations of NAC 706.311 and NAC 706.4275. (DN) – ***FOR POSSIBLE ACTION***

48. **Citation 22296** issued to LV Quik Tow, LLC d/b/a LV Quik Tow for violation of NAC 706.432(1). (DN) – ***FOR POSSIBLE ACTION***

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

49. **Docket 19-11006** The Joint Application of Michael C. Costello d/b/a Reno Tow & Transport for authority to sell and transfer and Express Car, Inc. d/b/a Reno Tow & Transport to purchase and acquire the authority to provide consent-only tow car service within the State of Nevada granted under CPCN 7315. Staff investigation concluded. (GA) – ***FOR POSSIBLE ACTION***

50. **Docket 20-05020** The Application of Arkidian Towing Services, LLC for expansion of authority to provide non-consent tow car service by tow car vehicle within the State of Nevada under CPCN 7351. Staff investigation concluded. (GA) - ***FOR POSSIBLE ACTION***

51. **Docket 20-10001** The Joint Application of Sheri Awalt for authority to sell and transfer and Jeffrey Misner to purchase and acquire 50% of the stock of Allvalley, LLC d/b/a Code Blue Towing, a carrier authorized to provide consent and non-consent tow car service within the State of Nevada under CPCN 7323. Staff investigation concluded. (GA) – ***FOR POSSIBLE ACTION***

52. **Docket 20-10021** The Application of Roman's Towing, LLC d/b/a Roman's Towing 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. (DG) – ***FOR POSSIBLE ACTION***

53. **Docket 20-11024** The Request of Victory Towing, LLC for approval to use the electronic dispatch software system for tow car services provided by Victory Towing, LLC. Staff investigation concluded. ***FOR POSSIBLE ACTION***

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

54. **Docket 19-12027** The Application of Damaya, LLC d/b/a No Limit Transportation for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (GA) – ***FOR POSSIBLE ACTION***

55. **Docket 20-07005** The Application of Whitecastle Tours, Inc. d/b/a Whitecastle Tours for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (GA) – ***FOR POSSIBLE ACTION***

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REQUEST FOR TEMPORARY DISCONTINUANCE

56. **Docket 20-12020** The temporary discontinuance from December 21, 2020, through June 21, 2021 of transportation services provided by Seiji, LLC d/b/a Seiji Limousine, Winner Limousine under CPCN 1111, Sub 4. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

REQUEST TO EXTEND TEMPORARY DISCONTINUANCE

Please note that items 57 through 69 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

57. **Docket 19-07032** The request to extend temporary discontinuance from December 15, 2020 through June 15, 2021, of charter bus services provided by Red Carpet VIP Transportation, LLC d/b/a ALS VIP, CPCN 2209. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

58. **Docket 20-03024** The request to extend temporary discontinuance from January 10, 2021 through June 10, 2021, of charter bus services provided by IGNI, LLC d/b/a IGNI, CPCN 2257. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

59. **Docket 20-04020** The request to extend temporary discontinuance from December 18, 2020 through April 30, 2021, of charter bus services provided by Eddie, LLC d/b/a Eddie Party Bus, CPCN 2154. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

60. **Docket 20-05001** The request to extend temporary discontinuance from January 1, 2021 through March 1, 2021, of charter bus services provided by Rowdy Industries, LLC d/b/a Nevada Party Bus, CPCN 2146, Sub 1. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

61. **Docket 20-06009** The request to extend temporary discontinuance from December 13, 2020 through June 14, 2021, of charter bus services provided by Experience Transport Agency, LLC d/b/a ETA, CPCN 2229. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

62. **Docket 20-06018** The request to extend temporary discontinuance from December 24, 2020 through June 24, 2021, of charter bus services provided by Colombian Enterprises, LLC d/b/a LV Bus Express, CPCN 2180. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

63. **Docket 20-06023** The request to extend temporary discontinuance from December 28, 2020 through May 28, 2021, of charter bus services provided by Golden Transportation, LLC d/b/a Golden Transportation, CPCN 2236. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

64. **Docket 20-07004** The request to extend temporary discontinuance from December 1, 2020 through June 1, 2021, of charter bus services provided by VIP Transportation of Nevada, LLC, CPCN 2247. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

65. **Docket 20-10022** The request to extend temporary discontinuance from January 14, 2021 through June 14, 2021, of charter bus services provided by Five Star Limo, LLC d/b/a Five Star Limobus, CPCN 2153. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

66. **Docket 20-10033** The request to extend temporary discontinuance from December 20, 2020 through June 20, 2021, of tow car services provided by Alejandro Morales Mejia d/b/a A&L Towing, CPCN 7425. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

67. **Docket 20-10036** The request to extend temporary discontinuance from December 29, 2020 through June 29, 2021, of charter Limousine services provided by Abraham Limo Service, Inc., d/b/a ALV Operated by Crown Limo, LLC, CPCN 1104, Sub 3. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

68. **Docket 20-10037** The request to extend temporary discontinuance from January 6, 2021 through July 6, 2021, of tow car services provided by All City Towing & Recovery, LLC, CPCN 7406. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

69. **Docket 20-11013** The request to extend temporary discontinuance from January 31, 2021 through March 31, 2021, of charter bus services provided by Upscale Limousine, LLC d/b/a Upscale Party Bus, CPCN 2259. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

PETITIONS TO DEVIATE FROM REGULATION

70. **Docket 20-09020** The Petition to Deviate of Luxury Limousine of Las Vegas, LLC, CPCN 2248, to deviate from regulation NAC 706.379 and NAC 706.381. Staff investigation concluded. Tabled from prior general session – ***FOR POSSIBLE ACTION***

71. **Docket 20-11017** The Petition for Relief seeking to Amend Prior Deviation from regulation NAC 706.228 granted to Abraham Limousine Service, Inc. CPCNs 1104, 1090, and 2159, to include Western Limousine Service, LLC CPCN 1054, Sub 3. Staff investigation concluded. Tabled from prior general session (GA) – ***FOR POSSIBLE ACTION***

VOLUNTARY CANCELLATIONS

72. **Docket 20-10006** The voluntary cancellation of Findlay Credit Acceptance, LLC d/b/a 9-1-1 Towing and Impound, CPCN 7330. Staff investigation concluded. Tabled from prior general session. – ***FOR POSSIBLE ACTION***

73. **Docket 20-12003** The voluntary cancellation of Mega Express, Inc., CPCN 2245. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

74. **Docket 20-12005** The voluntary cancellation of warehouse permit # 21, issued to Silver State Electronic Movers, Inc. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

75. **Docket 20-12017** The voluntary cancellation of Toana Taxi, LLC, CPCN 1082. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

76. **Docket 21-01002** The voluntary cancellation of Ullan Towing Services, LLC, CPCN 7420. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

FINANCIAL RATES AND TARIFFS

Please note that items 77 through 84 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

77. **Docket 20-10015** The Application of A & A Towing, Inc. for approval of a tariff rate modification for services conducted under CPCN 7209, Sub 1. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

78. **Docket 20-11005** The Application of Limousines of LV Parking, LLC d/b/a Nevada Limousine Service for approval of a contract rate modification for services conducted under Permit MV6148. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

79. **Docket 20-11025 and 20-12019** The Applications of R.A. Moving, LLC d/b/a Two Men and a Truck of Reno, Nevada for final approval of a tariff rate modification for services conducted under CPCN 3373. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

80. **Docket 20-11033** The Application of Kaptyn Nevada, LLC d/b/a Kaptyn for final approval of a tariff rate modification for services conducted under CPCN 1040, Sub 5. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

81. **Docket 20-11035** The Application of United Moving Solutions, Inc. d/b/a United Moving Solutions for approval of a tariff rate modification for services conducted under CPCN 3371. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

82. **Docket 20-12021** The Application of Move 4 Less, LLC d/b/a Move 4 Less, MoveU4Less.com, Select Flat Rate Moving for approval of a tariff rate modification for services conducted under CPCN 3344, Sub 6. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

83. **Docket 20-12025** The Application of Coleman World Group, LLC d/b/a Coleman American Moving Service for approval of a tariff rate modification for services conducted under CPCN 3237, Sub 1. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

84. **Docket 20-12034** The Application of All My Sons Moving and Storage of Las Vegas, LLC for approval of a tariff rate modification for services conducted under CPCN 7356, Sub 2. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

85. **Public Comment –** Members of the public are invited to comment on items on the meeting agenda or on items not contained therein. No action may be taken on a matter raised during public comment until the matter itself has been specifically included on an agenda as an item for possible action.

1:15 PM AFTERNOON SESSION

86. **WebEx Instructions**

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87. **Public Comment –** Members of the public are invited to comment on items on the meeting agenda or on items not contained therein. No action may be taken on a matter raised during public comment until the matter itself has been specifically included on an agenda as an item for possible action.

PETITIONS FOR RECONSIDERATION

88. **Docket 20-11028** Petition for Reconsideration from Luckenson Saint Clair for reconsideration of fines on Citation 21299. – ***FOR POSSIBLE ACTION***

89. **Docket 20-11030** Petition for Reconsideration from Mbaye Thiam for reconsideration of fines on Citations 19971and 19972. – ***FOR POSSIBLE ACTION***

90. **Docket 20-12023** Petition for Reconsideration from Capital Towing of Citation 21420. – ***FOR POSSIBLE ACTION***

91. **Docket 20-12029** Petition for Reconsideration from Vanessa Jacobsen of Citation 21398. – ***FOR POSSIBLE ACTION***

92. **Docket 20-12032** Petition for Reconsideration from Trimont Land Company d/b/a Northstar at Tahoe of Citation 20921. – ***FOR POSSIBLE ACTION***

93. **Docket 20-12035** Petition for Reconsideration from Fast Towing of Citation 21846. – ***FOR POSSIBLE ACTION***

APPLICATIONS FOR FULLY REGULATED CARRIERS

94. **Docket 20-02025** The Application of Expeditors By Lindale, Inc. for a Permit to operate as a contract motor carrier in the State of Nevada. Staff investigation concluded. (DG) – ***FOR POSSIBLE ACTION***

95. **Docket 20-08003** The Application of Summerlin Moving, LLC d/b/a Summerlin Movers for a certificate of public convenience and necessity to operate as a household goods mover within the State of Nevada. Staff investigation concluded. (GA) – ***FOR POSSIBLE ACTION***

96. **Docket 20-10039** The status check of the applications of Platinum LV Transportation, LLC six series LLCs, Celebrity Coaches CPCN 2015, Bell Limo CPCN 1217, Airport Mini Bus CPCN 2350, Mammoth Limousine CPCN 1105, Platinum LV Transportation CPCN 2166, Whittlesea Checker Taxi CPCN 2118, for interim authority for the temporary transfer of operating rights while the Applications are pending, and the 60 day requirement to file the applications. Staff investigation concluded. (DN) – ***FOR POSSIBLE ACTION***

97. **Docket 20-12030** The Joint Application of Medical Transport Company, LLC d/b/a MTC and Medical Transport LV, a Series of Medical Transport USA, LLC for final approval of interim authority for a Temporary Transfer of Operating Rights Under CPCN 1112, Sub 3. (DN) – ***FOR POSSIBLE ACTION***

APPLICATION FOR TRANSPORTATION NETWORK COMPANY PERMIT

98. **Docket 20-10017** The Application of River North Transit, LLC d/b/a Via for a permit to operate as a transportation network company within the State of Nevada. Staff investigation concluded. Tabled from prior general session. (GA) – ***FOR POSSIBLE ACTION***

ORDERS TO SHOW CAUSE

99. **Docket 20-10032** Order to Show Cause issued to Voss Automotive Group, LLC d/b/a Rush In Towing as to why Certificate of Public Convenience and Necessity 7221 should not be revoked. Staff investigation concluded. (DN) – ***FOR POSSIBLE ACTION***

100. **Docket 20-12006** Order to Show Cause issued to Las Vegas Beyond, LLC d/b/a Las Vegas Beyond as to why Certificate of Public Convenience and Necessity 2232 should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

101. **Docket 20-12007** Order to Show Cause issued to Vegas Valley Towing, LLC as to why Certificate of Public Convenience and Necessity 7192 should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

102. **Docket 20-12008** Order to Show Cause issued to Alpha Transportations, LLC as to why Certificate of Public Convenience and Necessity 2230 should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

103. **Docket 20-12009** Order to Show Cause issued to Coach World, LLC as to why Certificate of Public Convenience and Necessity 2260 should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

REGULATION ADOPTION

104. **Docket 20-11012** Adoption of regulations amend NAC 706A.190 regarding the annual assessment due from the Transportation Network Companies pursuant to NRS 706A.140. **– *FOR POSSSIBLE ACTION***

105. **Public Comment –** Members of the public are invited to comment on items on the meeting agenda or on items not contained therein. No action may be taken on a matter raised during public comment until the matter itself has been specifically included on an agenda as an item for possible action.

106. **Adjournment**

In accordance with Nevada's Open Meeting Law, the Authority may consider agenda items taken out of order. The Authority may combine two or more agenda items for consideration. The Authority may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. The Authority may continue the meeting as deemed necessary. The Authority, at its discretion, may take public comment during times other than the designated Public Comment agenda items. The Authority reserves the right to limit public comment to three minutes. Comment may not be restricted based on viewpoint.

Note: The Nevada Transportation Authority (NTA) is pleased to make reasonable accommodations and will assist and accommodate people with a disability who wish to attend its meetings and hearings. If special arrangements are necessary, please contact the NTA in Las Vegas at (702) 486-3303 or in Reno at (775) 688-2800 as far in advance of the meeting or hearing as possible.

Agenda Item# 7

STEVE SISOLAK
Governor

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
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Commissioner
DAVID NEWTON
Commissioner

STATE OF NEVADA

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

MINUTES OF THE December 17, 2020 GENERAL SESSION

WEBEX LINK: https://businessnv2.webex.com

DIAL IN NUMBER: 1-844-621-3956

THURSDAY, DECEMBER 17, 2020 MEETING ACCESS CODE: 146 521 5772

THURSDAY, DECEMBER 17, 2020 MEETING PASSWORD: UcxdxemP988

UBLIC NOTICE: Pursuant to Section 1 of the Declaration of Emergency Directive 006 ("Directive 006"), he requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of ublic bodies where members of the public are permitted to attend and participate has been suspended. oreover, pursuant to Section 3 of Directive 006, the requirements contained in NRS 241.020(4)(a) that ublic notice agendas be posted at physical locations within the State of Nevada has likewise been suspended. ee, http://gov.nv.gov/uploadedFiles/govnewnvgov/Content/News/Emergency Orders/2020/DeclarationofEmergencyDirective006reOML3-21-20 .pdf

he above Declaration of Emergency Directive 006 was extended to July 31, 2020 per Declaration of mergency Directive 026 Section 3. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-06-29_-_COVID-19_Declaration_of_Emergency_Directive_026/

The above Declaration of Emergency Directive 026 shall remain in effect for the duration of the current state of emergency, unless terminated prior to that date by a subsequent directive or by operation of law per Declaration of Emergency Directive 029 Section 4. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-07-31_-_COVID-19_Declaration_of_Emergency_Directive_029/

AGENDA

1. **Call to Order**
   Chairman Dawn Gibbons called the meeting to order at 9:30 a.m.

2. **Roll Call**
   Present: Chairman Dawn Gibbons, Commissioner George Assad, Commissioner David Newton, Administrative Attorney Gary Matthews, Applications Manager Liz Babcock, Financial Analyst Yvonne Shelton, Financial Analyst Paul Servello, Chief of Enforcement Jeremy Jones, Deputy Attorney General Louis Csoka

3. **Pledge of Allegiance**

DRAFT

Commissioner Assad led a recital of the pledge.

4. **WebEx Instructions**
   IT Professional Jeffrey Berry read directions for participation in the Webex meeting.

5. **Public Comment**
   none

6. **Approval of Agenda**
   Applications Manager Liz Babcock requested Items 38 and 39 be taken together, Items 43 and 44 be taken together, that Item 37 should have "Roadside" included in the d/b/a and that Item 59 had additional information included too late to post in the public binder. Commissioner Newton requested Item 33 be pulled for discussion and Chairman Gibbons requested Item 12 be corrected to read NRS 706A.280.
   Approved as modified 3-0

7. **Approval of the Minutes of the November 19, 2020 Agenda Meeting**
   Approved 3-0

8. **Briefings from the Commissioners**
   Chairman Gibbons thanked staff for their support during her recent illness. Commissioner Assad thanked staff for the Agenda preparation and mentioned several individuals by name, Commissioner Newton echoed Commissioner Assad's comments and welcomed Enforcement Officer Jason Brown back to the office.

9. **Briefing from the Deputy Commissioner**
   Deputy Commissioner De Rose echoed the comments made by both commissioners.

10. **Report of Legal Counsel**
    Deputy Attorney General Csoka stated there was nothing to report.

ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

Items 11 through 35, with the exception of Item 33, were considered collectively. Approved 3-0

11. **Citation 21397** issued to Lakeshore Pacific/Roger Wilson for violations of NRS 706.386 and NRS 706.758 (DG)

12. **Citation 21799 and 21800** issued to Andre Moody for violations of NRS 706.386 and NRS ~~706A.380~~ *706A.280* (DG)

13. **Citation 21846** issued to Fast Towing, Inc. for violations of NAC 706.4275 and NRS 706.4479 (DG)

14. **Citation 21992** issued to Starlight Limousine d/b/a Entourage Transportation for a violation of NAC 706.3612 (DG)

15. **Citation 22114** issued to Abraham Limo Services, Inc. operated by Crown Limo, LLC for violation of NRS 706.398(1)(a) and NAC 706.203 (DG)

16. **Citations 22228, 22265 and 20684** issued to Umbrella Enterprises, LLC for violations of NRS 706.398(1)(a), NAC 706.2473 ref. 49 CFR 396.17, NAC 706.356, and NAC 706.149 (DG)

DRAFT

17. **Citation 22259** issued to All City Towing & Recovery, LLC for a violation of NAC 706.2473/49 CFR 396.17 (DG)

18. **Citation 22266** issued to Summerlin Movers/Jeff Stelter for a violation of NRS 706.758 (DG)

19. **Citation 22280** issued to DeBoer Bros. Inc. d/b/a Big John's Towing for a violation of NAC 706.2473/49 CFR 391.23(a)(1)(b) (DG)

20. **Citations 22301 and 22302 and Impound I-3858** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22301 and 22302 issued to Shoji Furuya for violations of NRS 706.386 and NRS 706A.280 (DG)

21. **Impound I-3861** The impoundment pursuant to NRS 706.476 of a vehicle registered to Enterprise Leasing (DG)

22. **Citation 21012** issued to Peggy Loefflemacher for a violation of NRS 706.462 (GA)

23. **Citation 21014** issued to Harold J. Peacock II for a violation of NAC 706.3751 (GA)

24. **Citation 21015** issued to Susan Peacock for a violation of NAC 706.3751 (GA)

25. **Citation 21016** issued to Mark Trowbridge for a violation of NAC 706.3751 (GA)

26. **Citation 21017** issued to Bruce Bilger for a violation of NAC 706.3751 (GA)

27. **Citation 21018** issued to Minden Taxi, Ltd. for a violation of NAC 706.13775 (GA)

28. **Citation 21019** issued to Whittlesea Checker Taxi, a Series of Platinum LV Transportation, LLC for violation of NAC 706.13775 (2 counts) (GA)

29. **Citation 21273** issued to Christian Sastoque for a violation of NRS 706.462 (GA)

30. **Citation 21775** issued to USA Towing, Inc. for violation of NAC 706.191 (GA)

31. **Citation 21994** issued to Taylor Towing, LLC for a violation of NAC 706.247 ref. 49 CFR 391.23(a)(2)(c) (GA)

32. **Citation 22116** issued to Ryan Brendon/Movers and More for violations of NRS 706.386 and NRS 706.758 (GA)

33. **Citation 22118** issued to Silver Dollar Transportation, LLC for violation of ~~NRS 706.463~~ *NAC 706.360* (GA)
    Commissioner Newton requested the violation be amended NAC 706.360, operating outside the scope of authority. Approved as modified 3-0

34. **Citation 22263** issued to Universal Limousine Service, LLC for a violation of NRS 706.398 1(a) (GA)

35. **Citation 22267 and Impound I-3632** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22267 issued to Mark Roughton for violations of NRS 706.386 and NRS 706.758 (GA)

DRAFT

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

36. Docket 18-11017 The Application of Mese Towing, LLC d/b/a Mese Towing 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. (DN)
Applications Manager Liz Babcock summarized the Application and indicated staff support. Approved 3-0

37. Docket 20-02014 The Application of Code 3 Recovery Emergency Roadside Assistance & Towing, LLC d/b/a Code 3 Recovery Emergency *Roadside* Assistance & Towing, #TowGuyInRed for final approval of an amendment to the application 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. (DG)
Applications Manager Liz Babcock summarized the Application and indicated staff support. Approved 3-0

38. Docket 20-03018 The Application of Reggies Towing, LLC 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)
Items 38 and 39 were considered collectively. Lucy Elias appeared on behalf the Applicants.
Applications Manager Liz Babcock summarized the Application and indicated staff support.
Approved 3-0

39. Docket 20-03019 The Application of Artins Towing, LLC 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. (DG)
Items 38 and 39 were considered collectively. Lucy Elias appeared on behalf the Applicants.
Applications Manager Liz Babcock summarized the Application and indicated staff support.
Approved 3-0

40. Docket 20-08004 The Application of EZEE Towing, LLC 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. (DG)
Applications Manager Liz Babcock summarized the Application and indicated staff support. Luis Bettencourt appeared on behalf of the Applicants. Approved 3-0

41. Docket 20-09004 The Application of Triple JJJ Corporation d/b/a American Towing and Recovery 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)
Item trailed to the end of the morning session. David Walker appeared on behalf of the Applicant.
Applications Manager Liz Babcock summarized the Application and indicated staff support.
Approved 3-0

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

42. Docket 19-11004 The Application of Axel Transportation, LLC for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (DN)

DRAFT

Commissioner Newton detailed the procedural history of the Application and the previous certificate held by the Applicant. Abderrahim Mansouri appeared on behalf of the Applicant. Applications Manager Liz Babcock summarized the Application and indicated staff was not in support. Kimberly Maxson-Rushton Esq. submitted a written Protest late in the day December 16, 2020 and read portions of same into the record. Commissioner Assad stated he did not support the application and offered several reasons. Compliance Audit Investigator Marta Acevedo indicated she did not support the Application. Mr. Mansouri offered his apologies to those present for his past behavior.
Denied 3-0

43. Docket 19-10013 The motion for interim authority for the Joint Application of Presidential Limousine, Inc. for authority to sell and transfer and Kaptyn Nevada, LLC d/b/a Kaptyn, to purchase and acquire the authority to provide charter bus service within the State of Nevada granted under CPCN 2119, Sub 2. Staff investigation concluded. (DN)
Items 43 and 44 were considered collectively. Kimberly Maxson-Rushton, Esq., Andrew Meyers and J.J. Bell appeared on behalf of the Applicants. Applications Manager Liz Babcock summarized the Applications and indicated staff support. Approved 3-0

APPLICATIONS FOR FULLY REGULATED CARRIERS

44. Docket 19-10012 The motion for interim authority for the Joint Application of Presidential Limousine, Inc. for authority to sell and transfer and Kaptyn Nevada, LLC d/b/a Kaptyn, to purchase and acquire the authority to provide charter limousine and special service within Clark County, Nevada granted under CPCN 1007, Sub 6. Staff investigation concluded. (DN)
Items 43 and 44 were considered collectively. Kimberly Maxson-Rushton, Esq., Andrew Meyers and J.J. Bell appeared on behalf of the Applicants. Applications Manager Liz Babcock summarized the Applications and indicated staff support. Approved 3-0

VOLUNTARY CANCELLATIONS

45. Docket 20-10006 The voluntary cancellation of Findlay Credit Acceptance, LLC d/b/a 9-1-1 Towing and Impound, CPCN 7330. Staff investigation concluded. Tabled from prior general session.
James Kent, Esq appeared on behalf of the carrier. Applications Manager Liz Babcock summarized the request and the procedural history. Management Analyst Hope DiBartolomeo indicated no payments have been received since the last Agenda. Deputy Attorney General Csoka and Chief of Enforcement Jones indicated there are several open investigations they would like to clear prior to the cancellation of the certificate.
Item tabled to the next subsequent Agenda 3-0

46. Docket 20-11019 The voluntary cancellation of GMS Towing, LLC, CPCN 7409. Staff investigation concluded.
Applications Manager Liz Babcock summarized the request and indicated staff support.
Approved 3-0

NAME CHANGES

47. Docket 20-10043 The Petition of Luxury Limousine of Las Vegas. LLC for approval to change their name to do business as Luxury Limousine for services provided under CPCN 2248. Staff investigation concluded.
Applications Manager Liz Babcock summarized the request and indicated staff support.
Approved 3-0

DRAFT

REQUEST FOR TEMPORARY DISCONTINUANCE

Items 48, 49 and 50 were considered collectively. Approved 3-0

48. Docket 20-10044 The temporary discontinuance from October 23, 2020, through January 30, 2021 of tow car service provided by C & J Development Enterprises, d/b/a Custom Towing under CPCN 7061. This requires retroactive approval. Staff investigation concluded.

49. Docket 20-10046 The temporary discontinuance from October 28, 2020, through April 28, 2021 of charter bus service provided by American Transportation Systems, Inc. d/b/a American Transportation under CPCN 2265, Sub 1. Staff investigation concluded.

50. Docket 20-11013 The temporary discontinuance from November 30, 2020, through January 30, 2021 of charter bus service provided by Upscale Limousine, LLC d/b/a Upscale Party Bus under CPCN 2259. Staff investigation concluded.

REQUEST TO EXTEND TEMPORARY DISCONTINUANCE

Items 51 through 57 were considered collectively. Approved 3-0

51. Docket 18-05014 The request to extend temporary discontinuance from December 5, 2020 through June 5, 2021, of charter bus services provided by Jambo Transportation, LLC, d/b/a Jambo Transportation, CPCN 2163. Staff investigation concluded.

52. Docket 20-04016 The request to extend temporary discontinuance from October 13, 2020 through April 13, 2021, of charter limousine services provided by National Transportation Services, Inc., d/b/a NTS, CPCN 1081, Sub 1. This requires retroactive approval. Staff investigation concluded.

53. Docket 20-04017 The request to extend temporary discontinuance from October 13, 2020 through April 13, 2021, of charter bus services provided by National Transportation Services, Inc., d/b/a NTS, CPCN 2092. This requires retroactive approval. Staff investigation concluded.

54. Docket 20-04021 The request to extend temporary discontinuance from September 19, 2020 through March 19, 2021, of scenic tour services provided by Motodudes, Inc. d/b/a Red Rock Magical Mystery Tour, Magical Mystery Tours, The Desert Duck, Red Rock Scooter Tours, Red Rock Discovery Tours, CPCN 1137. This requires retroactive approval. Staff investigation concluded.

55. Docket 20-05017 The request to extend temporary discontinuance from November 15, 2020 through May 15, 2021, of household goods moving services provided by Nevada Relocation Services, LLC, CPCN 3367. Staff investigation concluded.

56. Docket 20-05024 The request to extend temporary discontinuance from November 20, 2020 through April 20, 2021, of charter bus services provided by VBNZ Limo, LLC, CPCN 2225. Staff investigation concluded.

57. Docket 20-05029 The request to extend temporary discontinuance from November 21, 2020 through April 15, 2021, of charter bus services provided by Las Vegas International Tours Services, Inc., Permit MV6150, Sub 1. Staff investigation concluded.

DRAFT

MOTION TO EXTEND COMPLIANCE PERIOD

58. Docket 18-12002 The motion to extend the compliance period to February 19, 2021 for the application of Red Rock Movers, LLC. Staff investigation concluded.
Brent Carson Esq. appeared on behalf of the Applicant. Applications Manager Liz Babcock summarized the request and indicated staff support. Approved 3-0

PETITION TO DEVIATE FROM REGULATION

59. Docket 20-09020 The Petition to Deviate of Luxury Limousine of Las Vegas, LLC, CPCN 2248, to deviate from regulation NAC 706.379 and NAC 706.381. Staff investigation concluded. Tabled from prior general session.
Zev Kaplan, Esq appeared on behalf of the Applicant. Applications Manager Liz Babcock summarized the request and indicated Compliance staff did not support the request. Chief Compliance Audit Investigator Rene Revens summarized the requirements established in January 2016, stated what was needed to comply and that staff did not support the addition of the vehicle as it was manufactured as a truck, not as an incomplete vehicle. Jenna Randall offered an explanation for the lapse in certification of the upfitter. A lengthy discussion ensued. Item tabled to the next subsequent Agenda 3-0

60. Docket 20-11017 The Petition for Relief seeking to Amend Prior Deviation from regulation NAC 706.228 granted to Abraham Limousine Service, Inc. CPCN's 1104, 1090, and 2159, to include Western Limousine Service, LLC CPCN 1054, Sub 3. Staff investigation concluded. (GA)
Brent Carson, Esq appeared on behalf of the Applicants. Applications Manager Liz Babcock summarized the request and indicated staff's request that the carrier provide a request from the Caesar's property for the deviation. Chief of Enforcement Jones stated confusion with which carriers were allowed to stage at which properties. Commissioner Assad suggested the elimination of the 50 foot requirement and a regulatory workshop be scheduled. Kimberly Maxson-Rushton, Esq. offered an explanation for these types of deviation requests. A discussion ensued. Item tabled to the next subsequent Agenda 3-0

PETITIONS TO DEVIATE FROM NTA POLICY

61. Docket 20-11014 The Petition of Umbrella Enterprises, LLC d/b/a Umbrella Movers, CPCN 3364, for final approval to deviate from NTA policy requiring a certificated carrier's fleet vehicle to be registered in the name of the certificated carrier.
Brent Carson, Esq. appeared on behalf of the Applicant. Applications Manager Liz Babcock detailed the request and indicated interim authority was previously granted.
Approved for this vehicle only 3-0

62. Docket 20-11022 The Petitions of CT & T Transportation, LLC d/b/a CT & T Transportation, CPCN 1058, Sub 2, to deviate from NTA policy requiring a carrier to resume operations prior to the temporary transfer of operating rights under NAC 706.359 and pursuant to NAC 706.389, OR prior to the completion of the sale and transfer of operating rights under NRS 706.6411, whichever comes first
Applications Manager Liz Babcock detailed the request and indicated staff policy is that the carrier must resume operations prior to a temporary transfer or the completion of a sale and transfer.
Casey Stiteler, Esq. appeared on behalf of the carrier and indicated the prospective buyer is a certificated carrier and that they would assume all assets. A brief discussion ensued. Approved 3-0

DRAFT

APPLICATION FOR TRANSPORTATION NETWORK COMPANY PERMIT

63. Docket 20-10017 The Application of River North Transit, LLC d/b/a Via for a permit to operate as a transportation network company within the State of Nevada. Staff investigation concluded. Tabled from prior general session. (GA)
Applications Manager Liz Babcock summarized the Application and indicated staff requests a hearing be scheduled. Jenny Du and Ayana Free appeared on behalf of Via and provided an explanation of the documents submitted Dec. 16, 2020. Item tabled to next subsequent Agenda 3-0

PETITIONS FOR RECONSIDERATION

64. Docket 20-11002 Petition for Reconsideration from Christopher Baker for reconsideration of fines on Citation 22144.
Christopher Baker appeared and detailed his request. Management Analyst Hope DiBartolomeo gave a detailed accounting of the status of the fines. Citation fine to be reduced to $100.00 – Approved 3-0

FINANCIAL RATES AND TARIFFS

65. Docket 20-09012 The Application of Reno Medical Transport, LLC d/b/a GMTCARE for final approval of a tariff modification for services conducted under CPCN 1143. Staff investigation concluded.
Brent Carson, Esq appeared on behalf of the Applicant. Financial Analyst Paul Servello summarized the request and indicated staff support. Approved 3-0

66. Public Comment
David Walker thanked the Authority for their discretion in consideration of his Application.
Kimberly Maxson-Rushton, Esq. thanked staff for their assistance with the Kaptyn applications.

1:15 PM AFTERNOON SESSION

67. WebEx Instructions
IT Professional Jeffrey Berry read directions for participation in the Webex meeting.

68. Public Comment
none

ORDERS TO SHOW CAUSE

69. Docket 20-10029 Order to Show Cause issued to Professional Hookers Towing & Transport, LLC as to why Certificate of Public Convenience and Necessity 7386 should not be revoked. Staff investigation concluded.
Applications Manager Liz Babcock detailed the procedural history of the docket. Revocation approved 3-0

70. Docket 20-10030 Order to Show Cause issued to David Castillo d/b/a David's Towing as to why Certificate of Public Convenience and Necessity 7162, Sub 1, should not be revoked. Staff investigation concluded
Applications Manager Liz Babcock detailed the procedural history of the docket. Revocation approved 3-0

DRAFT

71. **Docket 20-10031** Order to Show Cause issued to U.S. Party Bus, LLC d/b/a U.S. Party Bus as to why Certificate of Public Convenience and Necessity 2218 should not be revoked. Staff investigation concluded.
Applications Manager Liz Babcock detailed the procedural history of the docket. Revocation approved 3-0

STAFF REQUEST TO SET POLICY

72. **Staff Request for Policy Decision –** Staff is asking to set policy to have non-consent tow car operators indicate all locations on their tariff, and that if policy is set, to allow Staff to update the tariffs administratively with no cost to the existing multi-location tow car operators.
Applications Manager Liz Babcock detailed staff's request and the reasoning behind it. Policy approval 3-0

REGULATION WORKSHOP

73. **Docket 20-11012** Notice of Workshop to establish regulatory assessment for Transportation Network Companies pursuant to NAC 706A.190 for the fiscal year 2020-2021.
See attached minutes

74. **Public Comment**
none

75. **Adjournment**
Meeting adjourned at 3:10 p.m.

DRAFT

Agenda Item# 8

STEVE SISLOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

MINUTES OF THE December 17, 2020 WORKSHOP TO SOLICIT COMMENTS ON PROPOSED REGULATIONS

WEBEX LINK: https://businessnv2.webex.com

DIAL IN NUMBER: 1-844-621-3956

THURSDAY, DECEMBER 17, 2020 MEETING ACCESS CODE: 146 521 5772

THURSDAY, DECEMBER 17, 2020 MEETING PASSWORD: UcxdxemP988

PUBLIC NOTICE: Pursuant to Section 1 of the Declaration of Emergency Directive 006 ("Directive 006"), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate has been suspended. Moreover, pursuant to Section 3 of Directive 006, the requirements contained in NRS 241.020(4)(a) that public notice agendas be posted at physical locations within the State of Nevada has likewise been suspended. See, http://gov.nv.gov/uploadedFiles/govnewnvgov/Content/News/Emergency Orders/2020/DeclarationofEmergencyDirective006reOML3-21-20 .pdf

The above Declaration of Emergency Directive 006 was extended to July 31, 2020 per Declaration of Emergency Directive 026 Section 3. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-06-29_-_COVID-19_Declaration_of_Emergency_Directive_026/

The above Declaration of Emergency Directive 026 shall remain in effect for the duration of the current state of emergency, unless terminated prior to that date by a subsequent directive or by operation of law per Declaration of Emergency Directive 029 Section 4. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-07-31_-_COVID-19_Declaration_of_Emergency_Directive_029/

The purpose of this workshop is to determine impact of the proposed regulations on small businesses and to solicit comments from interested persons on the following general topics that may be addressed in the proposed regulations:

1) Establish regulatory assessment for Transportation Network Companies pursuant to NAC 706A.190 for the fiscal year 2020-2021.

Commissioner Newton detailed the proposed regulations, indicating they are for the current year and the calculations used to work out the final figures. Elizabeth Gallagher, Lyft, and Lisa DeMarigny, Tango Car, thanked staff for the work done on the regulation process. Small business impact statements can be submitted by email or regular mail. Adoption of these regulations to be in January 2021.

Agenda Item# 9

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

MINUTES OF THE January 5, 2021 MEETING AND AGENDA and NOTICE OF INTENT TO ADOPT PROPOSED REGULATIONS

WEBEX LINK: https://businessnv2.webex.com

DIAL IN NUMBER: 1-844-621-3956

TUESDAY, JANUARY 5, 2021 MEETING ACCESS CODE: 146 563 0864

TUESDAY, JANUARY 5, 2021 MEETING PASSWORD: jN257iWypkS

PUBLIC NOTICE: Pursuant to Section 1 of the Declaration of Emergency Directive 006 ("Directive 006"), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate has been suspended. Moreover, pursuant to Section 3 of Directive 006, the requirements contained in NRS 241.020(4)(a) that public notice agendas be posted at physical locations within the State of Nevada has likewise been suspended. See, http://gov.nv.gov/uploadedFiles/govnewnvgov/Content/News/Emergency Orders/2020/DeclarationofEmergencyDirective006reOML3-21-20 .pdf

The above Declaration of Emergency Directive 006 was extended to July 31, 2020 per Declaration of Emergency Directive 026 Section 3. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-06-29_-_COVID-19_Declaration_of_Emergency_Directive_026/

The above Declaration of Emergency Directive 026 shall remain in effect for the duration of the current state of emergency, unless terminated prior to that date by a subsequent directive or by operation of law per Declaration of Emergency Directive 029 Section 4. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-07-31_-_COVID-19_Declaration_of_Emergency_Directive_029/

AGENDA

1. **Call to Order**
   Commissioner David Newton called the meeting to order at 10:35 a.m.

DRAFT

2. Roll Call
Present: Chairman Dawn Gibbons, Commissioner David Newton, Administrative Attorney Gary Matthews, Applications Manager Liz Babcock, Deputy Attorney General Louis Csoka

3. Pledge of Allegiance
Administrative Attorney Gary Mathews led a recital of the pledge.

4. Public Comment
none

5. Approval of Agenda
Approved 2-0

DISCUSSION ITEM / RULEMAKING ADOPTION

6. The Nevada Transportation Authority will consider adoption of regulations amending NAC 706A.190, regarding the annual assessment due from the Transportation Network Companies pursuant to NRS 706A.140. The proposal has been designated as Docket No. R122-19 by the Nevada Legislative Counsel Bureau and Docket 19-10021 by the Authority. Copies of the proposed regulation are available from the NTA.
Approved 2-0

7. Public Comment
none

8. Adjournment
Meeting adjourned at 10:42 a.m.

DRAFT

Agenda Item# 13

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 20864, 20923 and 23042 issued to Reno Cab Company for violations of NAC 706.3751 and NAC 706.3751(1)(b) (8 counts).	))))	Citations 20864, 20923 and 23042

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Reno Cab Company was present through their manager, Mercy Medina. Ms. Medina elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence Citations 20864, 20923 and 23042 and the related Investigation Reports (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.3751 related to carrier allowed a driver to operate a taxicab without a valid driver's permit and violation of NAC 706.3751(1)(b) (8 counts) related to failure to have driver possess a valid driver permit;
3. With respect to Citation 20864, a fine in the amount of $400.00 for the NAC 706.3751 violation;
4. With respect to Citation 20923, a fine in the amount of $200.00 for the NAC 706.3751(1)(b) violation with $100.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount;
5. With Respect to Citation 23042, a fine in the amount of $1,400.00 for the violation of NAC 706.3751(1)(b) (7 counts) with $700.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount;
6. Additionally, the abeyance from Citation 21359 shall remain in abeyance; and
7. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.3751 and violation of NAC 706.3751(1)(b) (8 counts).

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ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaints 20864, 20923 and 23042 issued to Reno Cab Company for the violation of NAC 706.3751 and the NAC 706.3751(1)(b) (eight counts) violations are hereby AFFIRMED;
2. That the *total* fine for Citations 20864, 20953 and 23042 shall be in the amount of Two Thousand Dollars and Zero Cents ($2,000.00), with Eight Hundred Dollars and Zero Cents ($800.00) of said fine amount to be suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount;
3. The abeyance from Citation 21359 shall remain in abeyance; and

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4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 14

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 20922 issued to Aholoka Ahonima for violation of NAC 706.3751.	)))	Citation 20922

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Aholoka Ahonima was present and elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 20922 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.3751 related to operating a taxicab with an expired NTA driver permit;
3. To a fine in the amount of $100.00 for the NAC 706.3751 violation with $50.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.3751.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 20922, issued to Aholoka Ahonima for violation of NAC 706.3751, is hereby AFFIRMED;
2. That the *total* fine for Citation 20922 shall be in the amount of One Hundred Dollars and Zero Cents ($100.00) with Fifty Dollars and Zero Cents ($50.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within one year and timely payment of the fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 15

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 20924 and 23041 issued to Executive Limousine Service, Inc. for violations of NAC 706.3751(1)(b) (8 counts).	))))	Citations 20924 and 23041

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Executive Limousine Service, Inc. was present through their manager, Mercy Medina. Ms. Medina elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence Citations 20924 and 23041 and the related Investigation Reports (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.3751(1)(b) (8 counts) related to allowing a driver to operate a vehicle without a valid driver permit;
3. With respect to Citation 20924, a fine in the amount of $200.00 for the NAC 706.3751(1)(b) violation with $100.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount;
4. With respect to Citation 23041, to a fine in the amount of $1,400.00 for the violation of NAC 706.3751(1)(b) (7 counts) with $700.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violations of NAC 706.3751(1)(b) (8 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaints 20924 and 23041 issued to Executive Limousine Service, Inc. for violation of NAC 706.3751(1)(b) (8 counts) are hereby AFFIRMED;
2. The *total* fine for Citations 20924 and 23041 shall be in the amount of One Thousand Six Hundred Dollars and Zero Cents ($1,600.00), with Eight Hundred Dollars and Zero Cents

($800.00) of said fine amount to be suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

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David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 16

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 20925 issued to Roy L. Street d/b/a Capitol Cab Company for violation of NAC 706.3751(1)(b).	))))	Citation 20925

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Roy L. Street d/b/a Capitol Cab Company was present through their manager, Mercy Medina. Ms. Medina elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 20925 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.3751(1)(b) related to allowing a driver to operate a vehicle with an expired NTA permit;
3. To a fine in the amount of $200.00 for the NAC 706.3751(1)(b) violation with $100.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for the violation of NAC 706.3751(1)(b).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 20925 issued to Roy L. Street d/b/a Capitol Cab Company for the NAC 706.3751(1)(b) violation is hereby AFFIRMED;
2. The total fine shall be in the amount of Two Hundred Dollars and Zero Cents ($200.00), with One Hundred Dollars and Zero Cents ($100.00) of said fine amount to be suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 17

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21013 issued to Jesse J. Garland for a violation of NRS 706.462.	)	Citation 21013

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over the above matter.

At the time of issuance of the above-captioned Citation, Respondent was personally served notice that the matter was set for hearing at the Reno office of the Authority at 8:30 a.m. on November 5, 2020. The matter was rescheduled for hearing on December 3, 2020 at 1:30 p.m., with notice mailed via regular mail to Respondent. The Respondent failed to appear at the time and place set for hearing and failed to request a continuance of the matter.

The Hearing Officer found that proper notice was provided to the Respondent in accordance with NRS Chapters 233B and 706. In accordance with Nevada Administrative Code ("NAC") 706.4017, Authority Staff, by and through Deputy Attorney General Louis Csoka, requested that a finding be entered against the Respondent for a violation of NRS 706.462 and that a fine be imposed for said violation.

Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Authority, considered the allegations and assertions contained in Citation 21013 and the related

Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and entered a finding against the Respondent for one violation of NRS 706.462 related to providing passengers transportation without a valid driver permit.

Authority Staff requested that a fine be assessed in the amount of $200.00 for the NRS 706.462 violation.

The Hearing Officer adopted the Staff's recommendation with respect to fines and remedies.

IT IS THEREFORE ORDERED:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21013, issued to Jesse J. Garland for a violation of NRS 706.462, is hereby AFFIRMED;
2. That the *total* fine for Citation 21013 shall be in the amount of Two Hundred Dollars and Zero Cents ($200.00); and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

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David Newton, Commissioner

Attest: _____
Jennifer DeRose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 18

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 21451 and 23043 issued to Yellow Cab of Reno, Inc. for violations of NAC 706.3751(1)(b) (8 counts).	))))	Citations 21451 and 23043

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Yellow Cab of Reno, Inc. was present through their manager, Mercy Medina. Ms. Medina elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citations 21451 and 23043 and the related Investigation Reports (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.3751(1)(b) (8 counts) related to allowing a driver to operate a vehicle without a valid driver permit;
3. With respect to Citation 21451, a fine in the amount of $200.00 for the NAC 706.3751(1)(b) violation with $100.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount;
4. With respect to Citation 23043, a fine in the amount of $1,400.00 for the violation of NAC 706.3751(1)(b) (7 counts) with $700.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount;
5. Additionally, the abeyance from Citation 20917 shall remain in abeyance; and
6. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violations of NAC 706.3751(1)(b) (8 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaints 21451 and 23043 issued to Reno Cab Company for violation of NAC 706.3751(1)(b) (8 counts) are hereby AFFIRMED;
2. The *total* fine for Citations 21451 and 23043 shall be in the amount of One Thousand Six Hundred Dollars and Zero Cents ($1,600.00), with Eight Hundred Dollars and Zero Cents

($800.00) of said fine amount to be suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount;

3. The abeyance from Citation 20917 shall remain in abeyance; and

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4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

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David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 19

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21768 issued to Ben, LLC d/b/a Luxurious for violation of NAC 706.191.	)))	Citation 21768

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 2, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Ben, LLC d/b/a Luxurious, was present through their manager, Mike Tewelde. Mr. Tewelde elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 21768 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;
2. That the Respondent's actions constituted violation of NAC 706.191 related to the failure to maintain insurance; and

3. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

Authority Staff recommended the following fines and remedies:

1. A fine in the amount of $10,000.00 for the NAC 706.191 violation as the lapse in insurance was for 50 days.

Respondent stated that the vehicles were not in use, that he was attempting to obtain coverage during the COVID shutdown and that he is facing financial hardship.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for one violation of NAC 706.191;
3. That a fine in the amount of $10,000.00 be assessed with $7,500.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 21768, issued to Ben, LLC d/b/a Luxurious for violation of NAC 706.191, is hereby AFFIRMED;
2. That the *total* fine for Citation 21768 shall be in the amount of Ten Thousand Dollars and Zero Cents ($10,000.00), with Seven Thousand Five Hundred Dollars and Zero Cents ($7,500.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 20

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21995 issued to Ken Lehman Enterprises, Inc./South Strip Towing for violation of NAC 706.206.	)	Citation 21995

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 2, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Ken Lehman Enterprises, Inc./South Strip Towing was present through their Secretary, Michael Mahar and their Collections Manager Camilla Sparks. Mr. Mahar and Ms. Sparks elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 21995 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.206 related to failure to report corporate changes to the Authority;
3. To a total fine in the amount of $400.00 for the violation of NAC 706.206 with $200.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.206.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21995, issued to Ken Lehman Enterprises, Inc./South Strip Towing for violation of NAC 706.206, is hereby AFFIRMED;
2. That the *total* fine for Citation 21995 shall be in the amount of Four Hundred Dollars and Zero Cents ($400.00), with Two Hundred Dollars and Zero Cents ($200.00) of said fine amount to be suspended pending no further violations of NAC 706 within one year and timely payment of fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

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David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 21

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21996 issued to City Towing, Inc. d/b/a Quality Towing for violation of NAC 706.206.	))))	Citation 21996

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 2, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, City Towing, Inc. d/b/a Quality Towing was present through their Secretary, Michael Mahar and their Collections Manager Camilla Sparks. Mr. Mahar and Ms. Sparks elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 21996 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.206 related to failure to report corporate changes to the Authority;
3. To a total fine in the amount of $400.00 for the violation of NAC 706.206 with $200.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.206.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21996, issued to City Towing, Inc. d/b/a Quality Towing for violation of NAC 706.206, is hereby AFFIRMED;
2. That the *total* fine for Citation 21996 shall be in the amount of Four Hundred Dollars and Zero Cents ($400.00), with Two Hundred Dollars and Zero Cents ($200.00) of said fine amount to be suspended pending no further violations of NAC 706 within one year and timely payment of fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 22

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21997 issued to Sunrise Towing, Inc. for violation of NAC 706.206.	)))	Citation 21997

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 2, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Sunrise Towing, Inc. was present through their Secretary, Michael Mahar and their Collections Manager Camilla Sparks. Mr. Mahar and Ms. Sparks elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 21997 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.206 related to failure to report corporate changes to the Authority;
3. To a total fine in the amount of $400.00 for the violation of NAC 706.206 with $200.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.206.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21997, issued to Sunrise Towing, Inc. for violation of NAC 706.206, is hereby AFFIRMED;
2. That the *total* fine for Citation 21997 shall be in the amount of Four Hundred Dollars and Zero Cents ($400.00), with Two Hundred Dollars and Zero Cents ($200.00) of said fine amount to be suspended pending no further violations of NAC 706 within one year and timely payment of fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item 23

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22157 issued to All City Towing for a violation of NAC 706.2473/49 CFR 396.21.	)))	Citation 22157

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over the above matter.

At the time of issuance of the above-captioned Citation, Respondent was served notice that the matter was set for hearing at the Las Vegas office of the Authority at 1:30 p.m. on November 4, 2020. The notice was mailed via regular mail to Respondent. The Respondent failed to appear at the time and place set for hearing. The matter was rescheduled for hearing at 1:30 p.m. on December 2, 2020, with notice mailed via regular mail to Respondent. Respondent again failed to appear at the time and place set for hearing and failed to request a continuance of the matter.

The Hearing Officer found that proper notice was provided to the Respondent in accordance with NRS Chapters 233B and 706. In accordance with Nevada Administrative Code ("NAC") 706.4017, Authority Staff, by and through Deputy Attorney General Louis Csoka, requested that a finding be entered against the Respondent for a violation of NAC 706.2473/49 CFR 396.21 and that a fine be imposed for said violation.

Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Authority, considered the allegations and assertions contained in Citation 22157 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and entered a finding against the Respondent for one violation of NAC 706.2473/49 CFR 396.21 related to failure to have a USDOT annual inspection in the vehicle file.

Authority Staff requested that a fine be assessed in the amount of $200.00 for the NAC 706.2473/49 CFR 396.21 violation.

The Hearing Officer adopted the Staff's recommendation with respect to fines and remedies.

IT IS THEREFORE ORDERED:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22157, issued to All City Towing for a violation of NAC 706.2473/49 CFR 396.21, is hereby AFFIRMED;
2. That the *total* fine for Citation 22157 shall be in the amount of Two Hundred Dollars and Zero Cents ($200.00); and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

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David Newton, Commissioner

Attest: _____
Jennifer DeRose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 24

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22233 issued to Universal Limousine Services, LLC for violation of NAC 706.2473/49 CFR 391.51(7)(i).	)	Citation 22233

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 2, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Universal Limousine Services, LLC, was present through their owner, Carlos Camacho. Mr. Camacho elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 22233 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.2473/49 CFR 391.51(7)(i) related to failure to have valid medical card in file as required by NAC 706.2473/49 CFR 391.43(g); and
3. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

Authority Staff recommended the following fines and remedies:

1. That a fine be assessed in the amount of $450.00 for the NAC 706.2473/49 CFR 391.51(7)(i) violation with $300.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and
2. That the suspended fine of $200.00 from prior Citation 22201 shall immediately become due and owing.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for one violation of NAC 706.2473/49 CFR 391.51(7)(i);
3. That a fine in the amount of $450.00 be assessed with $300.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount.
4. That the suspended fine of $200.00 from prior Citation 22201 shall immediately become due and owing.

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ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 22233, issued to Universal Limousine Services, LLC for violation of NAC 706.2473/49 CFR 391.51(7)(i), is hereby AFFIRMED;
2. That the *total* fine for Citation Number 22233 shall be in the amount of Four Hundred Fifty Dollars and Zero Cents ($450.00), with Three Hundred Dollars and Zero Cents ($300.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within one year and timely payment of the fine amount;
3. That the suspended fine of $200.00 from prior Citation 22201 shall immediately become due and owing; and

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4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

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David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.2473/49 CFR 391.51(7)(I) and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 25

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22235 issued to Richard David Cheshire Jr. for violations of NRS 706.386 and NRS 706.758.	)	Citation 22235

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 2, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Richard David Cheshire Jr., was present and elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To the admission of Citation 22235 and the Investigation Report for the Citation into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That no certificate of public convenience and necessity ("CPCN") had been issued by the Authority authorizing the operations or advertising undertaken by the Respondent in this matter;
3. That the Respondent's actions constituted violations of NRS 706.386 and NRS 706.758;
4. To a fine in the amount of $10,000.00 for the NRS 706.386 violation with $9,700.00 of said fine amount suspended pending no further violations of NRS 706 within two years and timely payment of fine amount;
5. To a fine in the amount of $1,000.00 for the NRS 706.758 violation with $1,000.00 of said fine amount suspended pending no further violations of NRS 706 within two years and timely payment of the NRS 706.386 fine amount; and
6. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondents for one violation of NRS 706.386, related to operating as a fully regulated carrier without authority, and one violation of NRS 706.758, related to advertising the services of a fully regulated carrier without authority.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 22235, issued to Richard David Cheshire Jr. for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;

2. That the *total* fine for Citation 22235 shall be in the amount of Eleven Thousand Dollars and Zero Cents ($11,000.00), with Ten Thousand Seven Hundred Dollars and Zero Cents ($10,700.00) of said fine amount to be suspended pending no further violations of NRS 706 within two years and timely payment of fine amount;
3. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386;
4. That pursuant to NRS 706.758, the Respondent is to immediately **CEASE AND DESIST** any unlawful advertising; and

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5. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

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David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 26

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22281 issued to MAI NIV Enterprises, Inc. d/b/a Kings Towing for a violation of NAC 706.4275.	)	Citation 22281

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 2, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, MAI NIV Enterprises, Inc. d/b/a Kings Towing was present through their representative, Robert Segura. Mr. Segura elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 22281 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.4275 related to failure to obtain a signature within 24 hours before removal of a vehicle;
3. To a fine in the amount of $200.00 for the NAC 706.4275 violation;
4. That Respondent is to provide the Authority a refund check for $242.05 payable to Brad Snyder; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.4275.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22281, issued to MAI NIV Enterprises, Inc. d/b/a Kings Towing for violation of NAC 706.4275 is hereby AFFIRMED;
2. That the *total* fine for Citation 22281 shall be in the amount of Two Hundred Dollars and Zero Cents ($200.00)
3. That Respondent is to provide the Authority a refund check for $242.05 payable to Brad Snyder; and

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4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 27

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 22287, 22289 and 22290 issued to Safeco Parking and Transportation Services, LLC for violations of NAC 706.2473/49 CFR 391.11, NAC 706.2473/49 CFR 391.51(7)(i) and NAC 706.2473/49 CFR 391.11.	)	Citations 22287, 22289 and 22290

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 23, 2020, a hearing on the above-captioned matters was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 22287, 22289 and 22290, Safeco Parking and Transportation Services, LLC, was present through its General Manager, Eddie Phabmixay. Mr. Phabmixay elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To the admission of Citations 22287, 22289 and 22290 and the Investigation Report for the Citations into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.2473/49 CFR 391.11, related to allowing a driver to operate a vehicle without a medical exam, violation of NAC 706.2473/49 CFR 391.51(7)(i) for failure to maintain a current medical exam certificate in the driver file and violation of NAC 706.2473/49 CFR 391.11 related to allowing a driver to drive with an expired medical card;
3. To a fine in the amount of $200.00 for the violation of NAC 706.2473/49 CFR 391.11;
4. To a fine in the amount of $200.00 for the violation of NAC 706.2473/49 CFR 391.51(7)(i);
5. To a fine in the amount of $200.00 for the violation of NAC 706.2473/49 CFR 391.11; and
6. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for violations of NAC 706.2473/49 CFR 391.11, NAC 706.2473/49 CFR 391.51(7)(i), and NAC 706.2473/49 CFR 391.11.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaints 22287, 22289 and 22290, issued to Safeco Parking and Transportation Services, LLC for violations of NAC 706.2473/49 CFR 391.11, NAC 706.2473/49 CFR 391.51(7)(i), and NAC 706.2473/49 CFR 391.11, is hereby AFFIRMED;
2. That the *total* fine for Citations 22287, 22289 and 22290 shall be in the amount of Six Hundred Dollars and Zero Cents ($600.00); and

3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 28

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 22291, 22292 and 22293 issued to V Transportation, LLC for violations of NAC 706.2473/49 CFR 391.51(7)(i) (3 counts).	)))	Citations 22291, 22292 and 22293

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 23, 2020, a hearing on the above-captioned matters was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 22291, 22292 and 22293, V Transportation, LLC, was present through its Owner, Alessandro Lavecchia. Mr. Lavecchia elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To withdraw Citations 22292 and 22293.

2. To the admission of Citation 22291 and the Investigation Report for the Citation into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;
3. That the Respondent's actions constituted a violation of NAC 706.2473/49 CFR 391.51(7)(i) for failure to maintain a current medical exam certificate in the driver file;
4. To a fine in the amount of $200.00 for the violation of NAC 706.2473/49 CFR 391.51(7)(i); and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for violations of NAC 706.2473/49 CFR 391.51(7)(i).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22291, issued to V Transportation, LLC for violation of NAC 706.2473/49 CFR 391.51(7)(i) is hereby AFFIRMED;
2. That the *total* fine for Citation 22291 shall be in the amount of Two Hundred Dollars and Zero Cents ($200.00); and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 29

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22294 issued to MAI NIV Enterprises, Inc. d/b/a Tow Guys for a violation of NAC 706.4469.	)	Citation 22294

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 23, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, MAI NIV Enterprises, Inc. d/b/a Tow Guys was present through their Manager, Jeff Thompson, and elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 22294 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.4469 related to refusal to release vehicle connected to tow car at point of origin;
3. To a fine in the amount of $200.00 for the NAC 706.4469 violation;
4. That Respondent is to provide the Authority a refund check in the amount of $122.74 payable to Kristen Debenedetti; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.4275.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22294, issued to MAI NIV Enterprises, Inc. d/b/a Tow Guys for violation of NAC 706.4469 is hereby AFFIRMED;
2. That the *total* fine for Citation 22294 shall be in the amount of Two Hundred Dollars and Zero Cents ($200.00)
3. That Respondent is to provide the Authority a refund check in the amount of $122.74 payable to Kristen Debenedetti; and

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4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 30

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23040 issued to Capitol Cab Company for violation of NAC 706.3751(1)(b) (7 counts).	))))	Citation 23040

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 23, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Capitol Cab Company was present through their Manager, Mercy Medina. Ms. Medina elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence Citation 23040 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violations of NAC 706.3751(1)(b) (7 counts) related to failure to have driver possess a valid driver permit;
3. That no fine shall be assessed for the violation of NAC 706.3751(1)(b) (7 counts);
4. That the suspended fine of $200.00 from prior Citation 20919 shall immediately become due and owing; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for the violation of NAC 706.3751(1)(b) (7 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23040 issued to Capitol Cab Company for the violation of NAC 706.3751(1)(b) (7 counts) is hereby AFFIRMED;
2. That no fine shall be assessed;
3. That the suspended fine of $200.00 from prior Citation 20919 shall immediately become due and owing;

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4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 31

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23044 issued to Mark H. Shepler for violation of NAC 706.13775(1).	)))	Citation 23044

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Mark H. Shepler was present and elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 23044 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.13775(1) related to failure to possess a valid driver permit;
3. To a fine in the amount of $100.00 for the NAC 706.13775(1) violation with $50.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.13775(1).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23044, issued to Mark H. Shepler for violation of NAC 706.13775(1), is hereby AFFIRMED;
2. That the *total* fine for Citation 23044 shall be in the amount of One Hundred Dollars and Zero Cents ($100.00) with Fifty Dollars and Zero Cents ($50.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within one year and timely payment of the fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 32

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23045 issued to Joseph A. Moore for a violation of NAC 706.13775(1).	)))	Citation 23045

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 23, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Joseph A. Moore was present by and through his employer's Manager, Mercy Medina. Ms. Medina elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 23045 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.13775(1) related to failure to possess a valid driver permit;
3. To a fine in the amount of $100.00 for the NAC 706.13775(1) violation with $100.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.13775(1).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23045, issued to Joseph A. Moore for violation of NAC 706.13775(1) is hereby AFFIRMED;
2. That the *total* fine for Citation 23045 shall be in the amount of One Hundred Dollars and Zero Cents ($100.00), with One Hundred Dollars and Zero Cents ($100.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within one year; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.13775(1) (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 33

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23046 issued to Timothy F. Willis for violation of NAC 706.13775(1).	)))	Citation 23046

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Timothy F. Willis was present and elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 23046 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.13775(1) related to failure to possess a valid driver permit;
3. To a fine in the amount of $100.00 for the NAC 706.13775(1) violation with $100.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.13775(1).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23046, issued to Timothy F. Willis for violation of NAC 706.13775(1), is hereby AFFIRMED;
2. That the *total* fine for Citation 23046 shall be in the amount of One Hundred Dollars and Zero Cents ($100.00) with One Hundred Dollars and Zero Cents ($100.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within one year; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 34

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23047 issued to Stephen R. Johnson for violation of NAC 706.13775(1).	)))	Citation 23047

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Stephen R. Johnson was present and elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 23047 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.13775(1) related to failure to possess a valid driver permit;
3. To a fine in the amount of $100.00 for the NAC 706.13775(1) violation with $50.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.13775(1).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23047, issued to Stephen R. Johnson for violation of NAC 706.13775(1), is hereby AFFIRMED;
2. That the *total* fine for Citation 23047 shall be in the amount of One Hundred Dollars and Zero Cents ($100.00) with Fifty Dollars and Zero Cents ($50.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within one year and timely payment of the fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

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George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 35

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23048 issued to Raymond L. Daquilante for violation of NAC 706.13775(1).	)))	Citation 23048

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Raymond L. Daquilante was present and elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 23048 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.13775(1) related to failure to possess a valid driver permit;
3. To a fine in the amount of $100.00 for the NAC 706.13775(1) violation with $100.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.13775(1).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23048, issued to Raymond L. Daquilante for violation of NAC 706.13775(1), is hereby AFFIRMED;
2. That the *total* fine for Citation 23048 shall be in the amount of One Hundred Dollars and Zero Cents ($100.00) with One Hundred Dollars and Zero Cents ($100.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within one year; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 36

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23049 issued to Daniel F. Walton for violation of NAC 706.13775(1).	)))	Citation 23049

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Daniel F. Walton was present and elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 23049 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.13775(1) related to failure to possess a valid driver permit;
3. To a fine in the amount of $100.00 for the NAC 706.13775(1) violation with $100.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.13775(1).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23049, issued to Daniel F. Walton for violation of NAC 706.13775(1), is hereby AFFIRMED;
2. That the *total* fine for Citation 23049 shall be in the amount of One Hundred Dollars and Zero Cents ($100.00) with One Hundred Dollars and Zero Cents ($100.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within one year; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 37

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23050 issued to Frank Rosette III for violation of NAC 706.13775(1).	)))	Citation 23050

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 3, 2020, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Frank Rosette III was present and elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 23050 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.13775(1) related to failure to possess a valid driver permit;
3. To a fine in the amount of $100.00 for the NAC 706.13775(1) violation with $100.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.13775(1).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23050, issued to Frank Rosette III for violation of NAC 706.13775(1), is hereby AFFIRMED;
2. That the *total* fine for Citation 23050 shall be in the amount of One Hundred Dollars and Zero Cents ($100.00) with One Hundred Dollars and Zero Cents ($100.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within one year; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 38

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 21399 and 23077 issued to Tuihalangingie Finau for violations of NAC 706.3747, NAC 706.13775 and NAC 706.194.	))))	Citations 21399 and 23077

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On November 23, 2020, a hearing on the above-captioned matters was held before Commissioner George Assad, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 21399 and 23077, Tuihalangingie Finau, was present and elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To amend the NAC 706.194 violation on Citation 23077 to a NAC 706.360 violation related to use of vehicle beyond the scope of authority;

2. To admit into evidence Citation 21399 and amended Citation 23077 and the related Investigation Reports (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;
3. That the Respondent's actions constituted violation of NAC 706.3747 related to operating a taxicab without a trip sheet, NAC 706.13775 related to operating a taxicab without driver's permit in possession and NAC 706.360 related to use of vehicle beyond the scope of authority;
4. To a fine in the amount of $200.00 for the NAC 706.3747 violation;
5. To a fine in the amount of $200.00 for the NAC 706.13775 violation;
6. To a fine in the amount of $200.00 for the NAC 706.360 violation; and
7. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for violation of NAC 706.3747, NAC 706.13775 and NAC 706.360.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaints 21399 and 23077, issued to Tuihalangingie Finau for violation of NAC 706.3747, NAC 706.13775 and NAC 706.360, is hereby AFFIRMED;
2. That the *total* fine for Citations 21399 and 23077 shall be in the amount of Six Hundred Dollars and Zero Cents ($600.00); and

3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 39

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23076 issued to Yellow Cab of Reno for violation of NAC 706.3747.	)))	Citations 23076

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On November 23, 2020, a hearing on the above-captioned matters was held before Commissioner George Assad, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 23076, Yellow Cab of Reno, was present through its Human Resources Manager, Mercy Medina. Ms. Medina elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To the admission of Citation 23076 and the Investigation Report for the Citation into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.3747, related to allowing a driver to operate a taxicab without a trip sheet;
3. That *no fine* be imposed for the NAC 706.3747 violation;
4. That the Respondent submit to two unannounced operational inspections within the next year; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for violation of NAC 706.3747.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaints 23076, issued to Yellow Cab of Reno for violation of NAC 706.3747, is hereby AFFIRMED;
2. That *no fine* be imposed for Citation 23076 for the NAC 706.3747 violation;
3. That the Respondent submit to two unannounced operational inspections within the next year; and

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4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 40

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22000 issued to Eyod Belai Tekle for violation of NAC 706.228.	)))	Citation 22000

At a general session of the Nevada Transportation Authority held on January 31, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 9, 2020, a hearing on the above-captioned matter was held before Commissioner David Newton, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent Eyod Belai Tekle was present by and through their legal counsel, Brent Carson, Esquire.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence Citation 22000 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.228 related to standing within 50 feet of a taxicab stand;
3. The parties disagree to the violation based on a legal ground;
4. That no fine be assessed for the NAC 706.228 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That finding enters against the Respondent for one violation of NAC 706.228.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22000, issued to Eyod Belai Tekle for one violation of NAC 706.228, is hereby AFFIRMED;
2. That no fine shall be assessed for Citation 22000 in this matter; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 41

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22199 issued to USA Towing, Inc. for violations of NAC 706.432 and NAC 706.4277.	)))	Citation 22199

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 30, 2020, a hearing on the above-captioned matter was held before Commissioner David Newton, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, USA Towing, Inc. was present through their Owner, Tom Boley. Mr. Boley elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 22199 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.432 related to failure to enter vehicle into Auto Return to notify police of tow one violation of NAC 706.4277 related to failure to produce an agreement or pictures of immediate tow violation;
3. To a fine in the amount of $200.00 for the NAC 706.432 violation and $200.00 for the NAC 706.4277 violation;
4. That Respondent is to provide the Authority a refund check in the amount of $42.23 payable to Susan Gutierrez-Gonzalez; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violations of NAC 706.432 and NAC 706.4277.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22199, issued to USA Towing, Inc. for violations of NAC 706.432 and NAC 706.4277 is hereby AFFIRMED;
2. That the *total* fine for Citation 22199 shall be in the amount of Four Hundred Dollars and Zero Cents ($400.00)

3. That Respondent is to provide the Authority a refund check in the amount of $42.23 payable to Susan Gutierrez-Gonzalez; and
4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 42

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22234 issued to Findlay Credit Acceptance, LLC d/b/a 911 Towing and Impound for violation of NAC 706.194.	))))	Citation 22234

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 9, 2020, a hearing on the above-captioned matter was held before Commissioner David Newton, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Findlay Credit Acceptance, LLC d/b/a 911 Towing and Impound was present by and through their legal Counsel, Jamie Kent, Esquire.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 22234 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.194 related to interference with inspection;
3. That no fine shall be assessed for Citation 22234;
4. That Respondent shall deliver to the Authority a refund check in the amount of $968.00, payable to Marie Edwards;
5. That no further citations will be issued for complaints brought by Tim Ninth, Velvet Robinson and Marie Edwards; and
6. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.194.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22234, issued to Findlay Credit Acceptance, LLC d/b/a 911 Towing and Impound for violation of NAC 706.194, is hereby AFFIRMED;
2. That no fine be assessed for Citation 22234;
3. That Respondent shall deliver to the Authority a refund check in the amount of $968.00, payable to Marie Edwards;
4. That no further citations will be issued for complaints brought by Tim Ninth, Velvet Robinson and Marie Edwards; and

5. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 43

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22268 issued to Camel Towing/ David Fultz for violation of NRS 706.758.	)))	Citation 22268

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 9, 2020, a hearing on the above-captioned matter was held before Commissioner David Newton, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Camel Towing/ David Fultz was present through a member of the LLC, Lawrence Koviarski. Mr. Koviarski elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 22268 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NRS 706.758 related to holding oneself out to the public via unlawful advertisement as able to provide services requiring a certificate of public convenience and necessity;
3. To a fine in the amount of $1,000.00 for the NRS 706.758 violation with $1,000.00 of said fine amount suspended pending no further violations of NRS 706.476, NRS 706.386 or NRS 706.758 within one year; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondents for one violation of NRS 706.758.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 22268, issued to Camel Towing/ David Fultz for violation of NRS 706.758, is hereby AFFIRMED;
2. That the *total* fine for Citation Number 22268 shall be in the amount of One Thousand Dollars and Zero Cents ($1,000.00), with One Thousand Dollars and Zero Cents ($1,000.00) of said fine amount to be suspended pending no further violations of NRS 706.476, NRS 706.386 or NRS 706.758 within one year;
3. That pursuant to NRS 706.758, the Respondent is to immediately **CEASE AND DESIST** any unlawful advertising; and

4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 44

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22282 issued to Filmon Tewolde Debesai for violation of NAC 706.228.	)))	Citation 22282

At a general session of the Nevada Transportation Authority held on January 31, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 9, 2020, a hearing on the above-captioned matter was held before Commissioner David Newton, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent Filmon Tewolde Debesai was present by and through their legal counsel, Brent Carson, Esquire.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence Citation 22282 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.228 related to standing within 50 feet of a taxicab stand;
3. The parties disagree to the violation based on a legal ground;
4. That no fine be assessed for the NAC 706.228 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That finding enters against the Respondent for one violation of NAC 706.228.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22282, issued to Filmon Tewolde Debesai for one violation of NAC 706.228, is hereby AFFIRMED;
2. That no fine shall be assessed for Citation 22282 in this matter; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 45

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22285 issued to Yekuno Beyene for violation of NAC 706.228.	)	Citation 22285

At a general session of the Nevada Transportation Authority held on January 31, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 9, 2020, a hearing on the above-captioned matter was held before Commissioner David Newton, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent Yekuno Beyene was present by and through their legal counsel, Brent Carson, Esquire.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence Citation 22285 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.228 related to standing within 50 feet of a taxicab stand;
3. The parties disagree to the violation based on a legal ground;
4. That no fine be assessed for the NAC 706.228 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That finding enters against the Respondent for one violation of NAC 706.228.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22285, issued to Yekuno Beyene for one violation of NAC 706.228, is hereby AFFIRMED;
2. That no fine shall be assessed for Citation 22285 in this matter; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 46

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22286 issued to Kassahun Teka Chane for violation of NAC 706.228.	)))	Citation 22286

At a general session of the Nevada Transportation Authority held on January 31, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 9, 2020, a hearing on the above-captioned matter was held before Commissioner David Newton, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent Kassahun Teka Chane was present by and through their legal counsel, Brent Carson, Esquire.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence Citation 22286 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.228 related to standing within 50 feet of a taxicab stand;
3. The parties disagree to the violation based on a legal ground;
4. That no fine be assessed for the NAC 706.228 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That finding enters against the Respondent for one violation of NAC 706.228.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22286, issued to Kassahun Teka Chane for one violation of NAC 706.228, is hereby AFFIRMED;
2. That no fine shall be assessed for Citation 22286 in this matter; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 47

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22295 issued to USA Towing, Inc. for violation of NAC 706.311 and NAC 706.4275.	)))	Citation 22295

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 30, 2020, a hearing on the above-captioned matter was held before Commissioner David Newton, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, USA Towing, Inc., was present through their Owner, Tom Boley. Mr. Boley elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To the admission of Citation 22295 and the Investigation Report for the Citation into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.311 related to charging a rate other than approved tariff and NAC 706.4275 related to failure to obtain authorized signature 24 hours prior to vehicle removal; and
3. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

Authority Staff recommended the following fines and remedies:

1. A fine in the amount of $200.00 for each violation for a total fine in the amount of $400.00;
2. Respondent to provide the Authority a refund check in the amount of $51.53 payable to Ratuanette Tibbs.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for violation of NAC 706.311 and NAC 706.4275;
3. That Respondent to provide the Authority a refund check in the amount of $352.30 payable to Ratuanette Tibbs.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 22295, issued to USA Towing, Inc. for violation of NAC 706.311 and NAC 706.4275, is hereby AFFIRMED;
2. That the *total* fine for Citation 22295 shall be in the amount of Four Hundred Dollars and Zero Cents ($400.00;

3. That Respondent to provide the Authority a refund check in the amount of $352.30 payable to Ratuanette Tibbs; and
4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 48

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22296 issued to LV Quik Tow, LLC d/b/a LV Quik Tow for a violation of NAC 706.432(1).	))))	Citation 22296

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On December 30, 2020, a hearing on the above-captioned matter was held before Commissioner David Newton, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, LV Quik Tow, LLC d/b/a LV Quik Tow was present through their General Manager, Jonet Dominquez. Mr. Dominquez elected to proceed without legal counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To admit into evidence the Citation 22296 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.432(1) related to failure to notify law enforcement of tow;
3. To a fine in the amount of $1,600.00 for the NAC 706.432(1) violation with $1,200.00 of said fine amount suspended pending no further violations of NAC 706.432(1) within two years and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.432.(1).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22296, issued to LV Quik Tow, LLC d/b/a LV Quik Tow for violation of NAC 706.432(1) is hereby AFFIRMED;
2. That the *total* fine for Citation 22269 shall be in the amount of One Thousand Six Hundred Dollars and Zero Cents ($1,600.00), with One Thousand Two Hundred Dollars and Zero Cents ($1,200.00) of said fine amount to be suspended pending no further violations of NAC 706.432(1) within two years and timely payment of the fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 49

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Joint Application of Michael C. Costello d/b/a Reno Tow & Transport to sell and transfer and of Express Car, Inc., d/b/a Reno Tow & Transport to purchase and acquire the authority to provide consent-only tow car service by tow car vehicle within the State of Nevada under CPCN 7315.	)	Docket 19-11006

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on November 6, 2019, a Joint Application was filed with the Authority by Michael C. Costello d/b/a Reno Tow & Transport to sell and transfer and of Express Car, Inc., d/b/a Reno Tow & Transport to purchase and acquire the authority to provide consent-only tow car service by tow car vehicle within the State of Nevada granted under Certificate of Public Convenience and Necessity ("CPCN") 7315. Said Application was designated as Docket 19-11006.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That Michael C. Costello is the sole shareholder of Express Car, Inc.
4. That based upon all the records pertaining to the Application and after investigation:
    a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

b. The Transferee Applicant is fit, willing and able to perform the transportation service for which applied.

c. Granting the Application on file herein would be in the public interest.

d. The operation contemplated by Transferee Applicant will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The Application on file herein is GRANTED for the transportation services specified below:

   On-call, irregular route transportation of vehicles requiring tow car service by tow car vehicle;

   Between points and places within the State of Nevada.

   Restriction: Holder shall perform consent-only tows.

2. Upon full compliance with the condition of this Compliance Order, the certificate identified as CPCN 7315**,** shall be CANCELLED, and a new Certificate of Public Convenience and Necessity identified as **CPCN 7315, Sub 1**, shall be issued to Express Car, Inc., d/b/a Reno Tow & Transport authorizing operation in intrastate commerce as is more particularly described in the first ordering paragraph above.

3. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational fitness and immediately report to Authority Staff any such material changes, should they occur.

   b. File with the Authority evidence, (Form E) in the Applicant's name.

   c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicle(s) covered.

   d. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name, address, and phone number of the Applicant.

   e. Ensure that an approved safety plan is on file with the Authrority. and

   f. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

4. Compliance with the foregoing requirements must be made NO LATER THAN 120 days after issuance of this Order. If the Applicant fails to comply within 120 days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.
5. If the Applicant is cited by the Authority for any violation of NRS 706 or NAC 706 prior to the issuance of the Certificate referred to hereinabove, the Deputy Commissioner shall vacate this Order and dismiss this Application unless the Authority orders otherwise.
6. The Deputy Commissioner shall be authorized to issue a Certificate of Public Convenience and Necessity upon Applicant's compliance with all requirements set forth hereinabove.
7. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

STATE OF NEVADA
TRANSPORTATION AUTHORITY
BACKGROUND INVESTIGATION FOR ALL CARRIER APPLICATIONS
SALE AND TRANSFER OF

CPCN:	7315

DOCKET NUMBER: 19-11006	**DATE APPLICATION WAS FILED:** 12/09/2019
SELLER APPLICANT: MICHAEL C. COSTELLO	**TITLE:** OWNER
SELLER COMPANY NAME: MICHAEL C. COSTELLO dba RENO TOW & TRANSPORT	
ADDRESS: 7705 SECURITY CIRCLE RENO NV. 89506	
PHONE NUMBERS: 775 622 2729	
BUYER APPLICANT: MICHAEL C. COSTELLO	**TITLE:** OWNER
BUYER COMPANY NAME: XPRESS CAR, INC dba RENO TOW & TRANSPORT	
ADDRESS: 7705 SECURITY CIRCLE RENO NV. 89506	
PHONE NUMBERS: 775 622 2729	
ATTORNEY:	**PHONE#:**
INVESTIGATOR: WOODS	**DATE ASSIGNED: 8/4/2020**

WHAT TYPE OF AUTHORITY/SERVICE DOES THE SELLER APPLICANT HAVE?

Charter Limousine		Contract Carrier		Airport Transfer		Scenic Tours	
Special Services		Charter Bus		HHG		NEMT	
US DOT Authority		Other States		Taxi		*Tow Car	X
					*Consent	X Non-consent	

	Exhibit
Attach completed Application Oath pages as Exhibit A	**A**

IDENTIFY NEW OWNERSHIP STRUCTURE AS PROPOSED BY BUYER APPLICANT

Corporation	X	LLC		Partnership		Sole Proprietorship	

Identify each new owner and their percentage of ownership:

Michael C. Costello- 100%

	Exhibit
Attach as an exhibit, appropriate proof of ownership interest where applicable	**B**
Will the Applicant (Buyer) be operating under a fictitious firm name? If so, attach copy to exhibit	**C**

Briefly describe the responsibilities of each new owner, (i.e. driver, operational manager, mechanic, bookkeeper, financial backing only, etc):

Michael C. Costello- responsible for Driver Training, Vehicle Maintenance files, Driver Qualification Files, Hiring and Firing, Day to Day Operations.



OT/NTA

Has the criminal background check disclosed any issue of concern?	**YES**		**NO**	**X**
Name(s): Michael C. Costello				
Has the Seller **had any previous NTA enforcement action? (Including against the companies drivers)**	**YES**	**X**	**NO**	
Has the Buyer **had any previous NTA enforcement action? (Including against the companies drivers)**	**YES**		**NO**	**X**

Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)	**YES**	**X**	**NO**	
Is Applicant operating in another state?	**YES**		**NO**	**X**
If so, which State and under what type of Authority?				
Explain:				

	Exhibit
If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.	**D**

Will (Buyer) Applicant utilize the same domicile currently being used by Seller?	**YES**	**X**	**NO**	
If not, what is the domicile address:				
Does the Applicant have an acceptable Timekeeping method?	**YES**	**X**	**NO**	
If Yes, Describe: Dispatch logs				

Does the (Buyer) Applicant plan to store equipment at a location other than their legal domicile?	**YES**		**NO**	**X**
If so, provide address (If known):				

Does the (Buyer) Applicant understand the operating authority sought, and is their plans consistent with that authority?	**YES**	**X**	**NO**	
Can the Applicant secure insurance as required by NAC 706.191?	**YES**	**X**	**NO**	

	Exhibit
Attach appropriate proof of insurance, or ability to obtain, as an Exhibit	**E**

Does the Applicant (Buyer) understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance of driver qualification files?	**YES**	**X**	**NO**	
Does the Applicant (Buyer) understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records?	**YES**	**X**	**NO**	
Does the Applicant (Buyer) understand the requirements that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382, and 391?	**YES**	**X**	**NO**	
Has the Applicant (Buyer) contracted with a laboratory to perform and monitor their substance abuse program?	**YES**	**X**	**NO**	
If so, which laboratory? SINNETT				
Does the Applicant (Buyer) have adequate personnel (drivers, managers, etc) to operate their business?	**YES**	**X**	**NO**	

	Exhibit
Attach copies of the Buyer Applicant's proposed charter orders, bills of lading, tow bill (invoice), tariff (tow only) etc., as applicable, as an Exhibit	**F**

Has the Applicant (Buyer) demonstrated an adequate working knowledge of the statutes and regulations that pertain to operating authority sought (Including all relevant provisions of NRS Chapter 706, NAC Chapter 706, and 49 CFR?	**YES**	**X**	**NO**	
Does the Applicant (Buyer) understand the limitations inherent in their grant of operating authority (i.e. consent vs. non-consent tows, charter bus vs. scenic tours)?	**YES**	**X**	**NO**	

Attach Operational Inspection as an Exhibit	Exhibit G

Attach signed Knowledge Statement. The buyer is an existing carrier familiar with the regulations	Exhibit N/A

COMPLIANCE ITEMS	
1	Avoid Material Changes
2	File with the Authority evidence, (Form E), or required insurance in Applicant's name.
3	File with the Authority the necessary insurance (Certificate of Insurance), describing liability limits, vehicles covered.
4	File a tariff for approval by the Financial Analyst.
5	Reimburse the Authority for the cost of the noticing fees of the application

INVESTIGATOR:	**DATE: 9/10/2020**
REVIEWED BY SUPERVISOR:	**DATE:** 9/10/20
REVIEWED BY APPLICATION MANAGER:	**DATE:** 12/10/20

A listed EXHIBIT, (A,B,C etc), is the documentary evidence of the requirement being met. If a requirement has not been met, the EXHIBIT category will be left blank and it will be checked as a compliance item. Questions that do not apply to the Applicant will be marked as NA.

Rev.8/27/19RMR

Agenda Item# 50

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Arkidian Towing Services, LLC for an expansion of operating authority granted under Certificate of Public Convenience and Necessity 7351.	)))))	Docket 20-05020

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on May 20, 2020, Arkidian Towing Services, LLC ("Applicant") filed an application with the Nevada Transportation Authority ("Authority") for an expansion of authority granted under Certificate of Public Convenience and Necessity ("CPCN") 7351. The Applicant seeks to expand their consent-only tow authority by adding the authority to provide non-consent tow services. Said Application was designated as Docket 20-05020.
2. That the Application was properly noticed to the public and there were no petitions for leave to intervene or protests filed.
3. That based upon all the records pertaining to the Application, after investigation:
    a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

b. The Applicant's operations and equipment meet the requirements set forth in NRS 706.4463 for the issuance of a CPCN.

c. The operation contemplated by Applicant will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The Application on file herein shall be GRANTED for the transportation service specified below:

   On-call irregular route transportation of vehicles requiring tow car service by tow car vehicle.

   Between points and places within the State of Nevada.

2. Upon full compliance with the conditions of this Order, the Certificate identified as CPCN 7351, shall be CANCELLED and a new Certificate of Public Convenience and Necessity identified as **CPCN 7351, Sub 1,** shall be issued to Arkidian Towing Services, LLC, authorizing operation in intrastate commerce as is more particularly described in the first ordering paragraph herein above.

3. Before issuance of said Certificate referred to hereinabove, the Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational fitness and immediately report to Authority Staff any such material changes, should they occur.

   b. Provide a tariff for review by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name and address of the Applicant.

   c. Make available for Enforcement Staff inspection, the tow yard, business and vehicle domiciles.

   d. Pursuant to NAC 706.1355, reimburse the Authority for the costs of noticing related to the Application.

4. Compliance with the foregoing requirements must be made NO LATER THAN 120 days after issuance of this Order. If the Applicant fails to comply within 120 days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.
5. This Order does not constitute operating authority. **Performance of the transportation services contemplated by this Order may not be instituted prior to the issuance of the Certificate referred to hereinabove.**
6. If the Applicant is cited by the Authority for any violation of NRS 706 or NAC 706 for non-consent tow services prior to the issuance of the Certificate referred to hereinabove, the Deputy Commissioner shall vacate this Order and dismiss this Application unless the Authority orders otherwise.
7. The Deputy Commissioner shall be authorized to issue a Certificate of Public Convenience and Necessity upon Applicant's compliance with all requirements set forth hereinabove.

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8. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose, Deputy Commissioner

Dated: Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

STATE OF NEVADA
TRANSPORTATION AUTHORITY
BACKGROUND INVESTIGATION FOR ALL CARRIER APPLICATIONS
EXPANSION OF AUTHORITY

CPCN	7351

DOCKET NUMBER: 20-05020	**DATE APPLICATION WAS FILED:** 5/28/2020
APPLICANT: ROBERT JOHNSON PALOMARES	**TITLE: Owner**
COMPANY NAME: ARKIDIAN TOWING SERVICES, LLC	
ADDRESS: 1696 S. VIRGINIA STREET RENO NV 89502	
PHONE NUMBERS: 775-530-1603	
ATTORNEY:	**PHONE#:**
INVESTIGATOR: Woods	**DATE ASSIGNED:** 5/28/2020

	Exhibit
Attach completed Application Oath page as Exhibit A	**A**

What type of expansion is requested?	Geographical		Equipment		Other		**X**
Explain: Carrier is requesting to expand their authority to offer Non-Consent towing							

What type of service does the Applicant currently provide:

Charter Limousine		Contract Carrier		Airport Transfer		Scenic Tours		
Charter Bus		Special Services		NEMT		HHG		
USDOT Authority	X	Other States		Taxi		*Tow Car		X
					*Consent	X	Non-consent	

	Exhibit
Copy of Carriers current Certificate	**B**

Is the Applicant seeking to add a new operating authority?	**YES**	**X**	**NO**	
Non-Consent Towing				
Does the Applicant understand the distinction/differences between their current grant of operating authority and the new authority sought?	**YES**	**X**	**NO**	

What new geographical area of service is proposed, if applicable: **N/A**				
If a geographical expansion is sought, will the Applicant be adding a new equipment point?	**YES**		**NO**	**X**
If so, describe: N/A				
If a geographical expansion is sought, does this expansion require the hiring of additional personnel?	**YES**		**NO**	**X**
If yes, describe the Applicant's plan: N/A				

Will Applicant's business structure/ownership change from what is currently on file with the NTA?	**YES**		**NO**	**X**

If the Applicant is increasing the amount of equipment, describe the type and number of vehicles the Applicant intends to operate:				
A. Type of Vehicles: 2019 Dodge				
B. Number of Vehicles: 1				
Will the Applicant's current facilities accommodate the planned expansion?	**YES**		**NO**	**X**

ENTERED DT/

If not, describe the Applicant's plan to accommodate:				
Applicant is proposing 1915 Kuenzli Street Reno, NV 89502 a securable manned location.				
Does this facility expansion require the hiring of additional personnel?	**YES**	**X**	**NO**	
Does the Applicant have an acceptable timekeeping method? **Dispatch Log**	YES	X	NO	

Has there been any previous NTA enforcement action? (including against the companies drivers)	**YES**	**X**	**NO**	
Does the Applicant have USDOT Authority? USDOT #3006157 Exhibit C	**YES**	**X**	**NO**	
Is Applicant operating in another state?	**YES**		**NO**	**X**
If so, which State and under what type of Authority? N/A				
Explain: N/A				

	Exhibit
If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.	**D**

	Exhibit
Attach copy of Operational Inspection	**E**

***** *INVESTIGATOR DOES NOT SUPPORT THIS EXPANSION OF AUTHORITY APPLICATION AND IS RESPECTFULLY REQUESTING A HEARING FOR THIS CARRIER DUE TO MULTIPLE VIOLATIONS* ***** *

COMPLIANCE ITEMS	
1	Avoid Material Changes
2	File with the Authority Evidence, Form E, or required insurance in applicant's name
3	File with the Authority the necessary insurance (Cert. of Insurance), describing liability limits, and vehicles recovered.
4	File a copy of Dispatch Log in accordance with NAC 706.430.
5	File a copy of a Tow Bill in accordance with NAC 706.420 which includes the CPCN number granted.
6	File a tariff for approval by the Financial Analyst.
7	Make vehicles available for inspection by Enforcement Staff to ensure they properly display the required markings, in accordance with NAC 706.412 and have required documents inside the vehicle(s)- a copy of the required regulations/tariff/amber light permit.
8	(Non-Consent Tows) Inspect tow yard and attach inspection sheet
9	Provide copy of contract with a laboratory to perform and monitor their substance abuse program
10	Reimburse the Authority for the cost of noticing fees of the application.

INVESTIGATOR: WOODS	**DATE:** 6/30/20
REVIEWED BY SUPERVISOR: Rene Renner	**DATE:** 7/2/20
REVIEWED BY APPLICATION MANAGER:	**DATE:** 7/9/20

A listed EXHIBIT, (A,B,C etc), is the documentary evidence of the requirement being met. If a requirement has not been met, the EXHIBIT category will be left blank and it will be checked as a compliance item. Questions that do not apply to the Applicant will be marked as NA.

Rev. 8/2018rmr

* citations were deemed to be not out of the norm and not warranting a separate hearing, Pr. Gary Mathews and Commissioner G. Assad. MFFN. 12/10/20

Tow Car Tariff

Naming

Rules, Regulations, Rates, And Charges

IN THE TRANSPORTATION OF DISABLED, ABANDONED, IMPOUNDED, DAMAGED, OR STUCK VEHICLES BY TOW CAR WITHOUT THE CONSENT OF THE REGISTERED OWNER

Within

THE STATE OF NEVADA

Template Version: 040512 Effective as of:

CPCN #7351

ROBERT A JOHNSON CEO

ARKIDIAN TOWING SERVICES LLC

1696 S. VIRGINIA ST RENO NV 89502

Nevada Transportation Authority -- Model Tow Tariff (One-Hour Minimum)

-- Tow car operator shall itemize on a tow bill each rate used or fee charged to compute the bill. All charges shall be substantiated in writing and attached to the bill. (NAC 706.420) --

-- Timed services are to be billed in full increments for each increment during which any such services are performed --

-- On MULTIPLE TOWS - timed services not attributable to any particular vehicle will be shared equally between the towed vehicles --

-- All rates set forth below include the services of the driver --

Definitions of these tow services are available for review from the tow car operator or at www.nta.nv.gov		Category A		Category B		Category C - Requiring tow truck with unladen weight of 15,000 lbs. or less		Category C - Requiring tow truck with unladen weight of more than 15,000 pounds	
Tow Service and Rate Method		**Day**	**Night**	**Day**	**Night**	**Day**	**Night**	**Day**	**Night**
ADMINISTRATIVE FEE (law enforcement tows)	Flat	n/a		n/a		X		X	
AIR BAG SYSTEM	Per Bag	N/A	N/A	390.00	390.00	X		X	
AFTER HOURS	Flat	N/A	80.00	N/A	80.00	N/A	80.00	N/A	80.00
AUCTION PREPARATION	Cost Plus	Cost Plus 15%				Cost Plus 15%			
CONVERTER GEAR	Flat	N/A	N/A	250.00	250.00	X		X	
CONVERTER GEAR, Mileage	Per Loaded Mile	N/A	N/A	1.35	1.35	X		X	
EXTRA LABOR, Skilled	Per 15 Minutes**	27.50	27.50	27.50	27.50	X		X	
EXTRA LABOR, Unskilled	Per 15 Minutes**	25.00	25.00	25.00	25.00	X		X	
FOUR-WHEEL DRIVE VEHICLE	One (1) hour minimum**	240.00	240.00	N/A	N/A				
(In lieu of HOOKUP rate)	Per Additional 15 Minutes**	60.00	60.00	N/A	N/A	X		X	
HAZARDOUS MATERIAL and/or WASTE DISPOSAL FEE	Cost Plus	Cost Plus 15%				X		X	
	One (1) hour minimum**	228.00	228.00	280.00	280.00				
HOOKUP HOURLY for CATEGORY A/B	Per Additional 15 Minutes**	57.00	57.00	70.00	70.00	X		X	
HOOKUP FLAT for CATEGORY C	Flat	N/A	N/A	N/A	N/A	200.00	250.00	575.00	700.00
LAY-OVER	Per Night, Per Man	102.00				X		X	
ISSUED: (enter date)		TOW CAR OPERATOR: CPCN 7351 Robert A Johnson CEO Arkidian Towing Services LLC Arkidian Towing Services LLC 1696 s. Virginia st Reno , Nv 89502				EFFECTIVE:			

** The charge commences at the time of departure to scene of tow and terminates at the time of return to tow operator's yard.

X - Rate not charged for Category C

N/A - Not applicable

Template Version: 041317

Nevada Transportation Authority -- Model Tow Tariff (One-Hour Minimum)

Definitions of these tow services are available for review from the tow car operator or at www.nta.nv.gov		Category A		Category B		Category C - Requiring tow truck with unladen weight of 15,000 lbs. or less		Category C - Requiring tow truck with unladen weight of more than 15,000 pounds	
Tow Service and Rate Method		**Day**	**Night**	**Day**	**Night**	**Day**	**Night**	**Day**	**Night**
LIEN FEE (after 4 business days)	Flat, 1/2 Lien Rate	125.00				125.00			
LIEN FEE (after 336 Hours)	Flat, 1/2 Lien Rate	125.00				125.00			
LOT VISIT (no charge first visit DAY hours)	Per Visit	50.00	N/A	50.00	N/A	50.00	X	50.00	X
LOW EQUIPMENT TRAILER	Per Loaded Mile	N/A	N/A	n/a	n/a	X		X	
OFF HOOK	Flat	136.00	136.00	168.00	168.00	120.00	140.00	200.00	250.00
OFF ROAD TRAVEL	Per 15 Minutes	50.00	60.00	60.00	60.00	X		X	
RECOVERY - requiring less than 15,000 lb. tow truck	Per 15 Minutes	47.00	47.00	N/A	N/A	X		X	
RECOVERY - requiring 15,000 to 20,000 lb. tow truck	Per 15 Minutes	50.00	50.00	50.00	50.00	X		X	
RECOVERY - requiring over 20,000 lb. tow truck	Per 15 Minutes	65.00	65.00	65.00	65.00	X		X	
RECOVERY - requiring 50-Ton Boom Tow Truck	Per 15 Minutes	n/a	n/a	n/a	n/a	X		X	
RECOVERY - requiring tow truck with Rotating Boom Capacity Over 50 Tons	Per 15 Minutes	n/a	n/a	n/a	n/a	X		X	
REPLACEMENT TOW	Flat	40.00	40.00	40.00	40.00	X		X	
SET OUT	Flat	50.00		50.00		50.00		50.00	
SPECIALIZED EQUIPMENT	Cost Plus	Cost Plus 15%				X		X	
ISSUED: (enter date)		TOW CAR OPERATOR: CPCN 7351 Robert A Johnson CEO Arkidian Towing Services LLC Arkidian Towing Services LLC 1696 s. Virginia st Reno , Nv 89502				EFFECTIVE:			

** The charge commences at the time of departure to scene of tow and terminates at the time of return to tow operator's yard.

X - Rate not charged for Category C

N/A - Not applicable

Nevada Transportation Authority -- Model Tow Tariff (One-Hour Minimum)

Definitions of these tow services are available for review from the tow car operator or at www.nta.nv.gov		Category A		Category B		Category C - Requiring tow truck with unladen weight of 15,000 lbs. or less		Category C - Requiring tow truck with unladen weight of more than 15,000 pounds	
Tow Service and Rate Method		**Day**	**Night**	**Day**	**Night**	**Day**	**Night**	**Day**	**Night**
STORAGE, as evidence	Per 24-Hour Period	47.00		100.00		X		X	
STORAGE, unsecured	Per 24-Hour Period	n/a		n/a		n/a		n/a	
STORAGE, secured	Per 24-Hour Period	40.00		55.00		40.00		100.00	
STORAGE, inside	Per 24-Hour Period	55.00		100.00		55.00		100.00	
STORAGE, OVERSIZE VEHICLES	Per 24-Hour Period	Storage Plus 25%		N/A		Storage Plus 25%		X	
STORAGE, Police Hold - after 15th day	Per 24 Hour Period	5.00		5.00		X		X	
STORAGE, Stolen Vehicle - released within 5 days after recovery	Reduction	50% of Storage		50% of Storage		X		X	
TAPE	Flat per vehicle	35.00		35.00		35.00		35.00	
ISSUED: (enter date)		TOW CAR OPERATOR: CPCN 7351 Robert A Johnson CEO Arkidian Towing Services LLC Arkidian Towing Services LLC 1696 s. Virginia st Reno , Nv 89502				EFFECTIVE:			

** The charge commences at the time of departure to scene of tow and terminates at the time of return to tow operator's yard.

X - Rate not charged for Category C

N/A - Not applicable

Template Version: 041317

Agenda Item# 51

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Joint Application of Sheri Awalt to sell and transfer and Jeffrey Misner to purchase and acquire 50% ownership of Allvalley, LLC d/b/a Code Blue Towing, a carrier authorized to provide consent and non-consent tow car service by tow car vehicle within the State of Nevada under CPCN 7323, Sub 1.	)	Docket 20-10001

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on October 1, 2020, a Joint Application was filed with the Authority by Sheri Awalt to sell and transfer and Jeffrey Misner to purchase and acquire 50% ownership of Allvalley, LLC d/b/a Code Blue Towing, a carrier authorized to provide consent and non-consent tow car service by tow car vehicle within the State of Nevada granted under Certificate of Public Convenience and Necessity ("CPCN") 7323, Sub1. Said Application was designated as Docket 20-10001.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. Prior to the sale and transfer Allvalley, LLC was held as follows:
    a. Sheri Awalt 50%

b. Brandon Curtain 50%

4. As a result of this sale and transfer ownership will be held as follows:

   a. Brandon Curtain 50%.

   b. Jeffrey Misner 50%.

5. Due to Sheri Awalt selling 100% of her interest, the following certificate restriction will be removed:

   RESTRICTION:

   Holder shall maintain a compliance with the condition set forth in Ordering Paragraph 1 of the February 27, 2014 final order of the Authority in docket 13-07035.

6. That based upon all the records pertaining to the Application and after investigation:

   a. The Applications on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

   b. The Transferee Applicant is fit, willing and able to perform the transportation service for which applied.

   c. Granting the Applications on file herein would be in the public interest.

   d. The operation contemplated by Transferee Applicant will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The Application on file herein is GRANTED for the transportation services specified below:

   On-call, irregular route transportation of vehicles requiring tow car service by tow car vehicle;

   Between points and places within the State of Nevada.

///

2. Upon full compliance with the conditions of this Compliance Order, the certificate identified as **CPCN 7323, Sub 1,** shall be CANCELLED, and a new Certificate of Public Convenience and Necessity designated as **CPCN 7323, Sub 2**, shall be issued to Allvalley, LLC d/b/a Code Blue Towing authorizing operation in intrastate commerce as is more particularly described in the first ordering paragraph above.

3. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational fitness and immediately report to Authority Staff any such material changes, should they occur.

   b. File with the Authority evidence, (Form E) in the Applicant's name.

   c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicle(s) covered.

   d. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name, address, and phone number of the Applicant.

   e. Ensure that an approved safety plan is on file with the Authrority. and

   f. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority

4. Compliance with the foregoing requirements must be made NO LATER THAN 120 days after issuance of this Order. If the Applicant fails to comply within 120 days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.

5. The Deputy Commissioner shall be authorized to issue a Certificate of Public Convenience and Necessity upon Applicant's compliance with all requirements set forth hereinabove.

6. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

STATE OF NEVADA
TRANSPORTATION AUTHORITY
BACKGROUND INVESTIGATION FOR ALL CARRIER APPLICATIONS
SALE AND TRANSFER OF

CPCN:	**7323**

DOCKET NUMBER: 20-10001	**DATE APPLICATION WAS FILED:** 10/01/20
SELLER APPLICANT: Sheri Awalt	**TITLE:** Managing Member
SELLER COMPANY NAME: Allvalley, LLC d/b/a Code Blue Towing	
ADDRESS: 2820 Ringe Lane, Las Vegas, NV 89156	
PHONE NUMBERS: 702-908-6354	
BUYER APPLICANT: Jeffrey Misner	**TITLE:** General Manager
BUYER COMPANY NAME: All Valley, LLC d/b/a Code Blue Towing	
ADDRESS: 3445 El Camino Road, Las Vegas, NV 89121	
PHONE NUMBERS: 702-496-8372	
INVESTIGATOR: K. Rayson	**DATE ASSIGNED:** 10/16/20

WHAT TYPE OF AUTHORITY/SERVICE DOES THE SELLER APPLICANT HAVE?

Charter Limousine		Contract Carrier		Airport Transfer		Scenic Tours	
Special Services		Charter Bus		HHG		NEMT	
US DOT Authority		Other States		Taxi		*Tow Car	X
					*Consent	X	Non-consent X

	Exhibit
Attach completed Application Oath pages as Exhibit A	**A**

IDENTIFY NEW OWNERSHIP STRUCTURE AS PROPOSED BY BUYER APPLICANT

Corporation		LLC	X	Partnership		Sole Proprietorship	

Identify each new owner and their percentage of ownership:

Jeffrey A. Misner – 50%

Sheri Awalt is selling her 50% ownership to General Manager, Jeffrey Misner
Brenden Curtain will remain as owner of the other 50%

	Exhibit
Attach as an exhibit, appropriate proof of ownership interest where applicable	**B**
Will the Applicant (Buyer) be operating under a fictitious firm name? If so, attach copy to exhibit	**C**

Briefly describe the responsibilities of each new owner, (i.e. driver, operational manager, mechanic, bookkeeper, financial backing only, etc):

Jeffrey Misner will maintain Driver Qualification files, oversee all driver Hiring and Firing and Training

Has the criminal background check disclosed any issue of concern?	**YES**		**NO**	**X**
Name(s): Jeffrey Misner				
Has the Seller had any previous NTA enforcement action? (Including against the company's drivers)	**YES**	**X**	**NO**	
Has the Buyer had any previous NTA enforcement action? (Including against the company's drivers)	**YES**		**NO**	**X**

ENTERED 12/22/20 DT/NTA

Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)	**YES**	**X**	**NO**	
Is Applicant operating in another state?	**YES**		**NO**	**X**
If so, which State and under what type of Authority?				
Explain:				

	Exhibit
If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating. .	**D**

Will (Buyer) Applicant utilize the same domicile currently being used by Seller?	**YES**	**X**	**NO**	
If not, what is the domicile address:				
Does the Applicant have an acceptable Timekeeping method?	**YES**	**X**	**NO**	
If Yes, Describe: Drivers will sign in and out each day as well as complete a dispatch Log				

Does the (Buyer) Applicant plan to store equipment at a location other than their legal domicile?	**YES**		**NO**	**X**
If so, provide address (If known):				

Does the (Buyer) Applicant understand the operating authority sought, and is their plans consistent with that authority?	**YES**	**X**	**NO**	
Can the Applicant secure insurance as required by NAC 706.191?	**YES**	**X**	**NO**	

	Exhibit
Attach appropriate proof of insurance, or ability to obtain, as an Exhibit	**E**

Does the Applicant (Buyer) understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance of driver qualification files?	**YES**	**X**	**NO**	
Does the Applicant (Buyer) understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records?	**YES**	**X**	**NO**	
Does the Applicant (Buyer) understand the requirements that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382, and 391?	**YES**	**X**	**NO**	
Has the Applicant (Buyer) contracted with a laboratory to perform and monitor their substance abuse program?	**YES**	**X**	**NO**	
If so, which laboratory? Concentra				
Does the Applicant (Buyer) have adequate personnel (drivers, managers, etc) to operate their business?	**YES**	**X**	**NO**	

	Exhibit
Attach copies of the Buyer Applicant's proposed charter orders, bills of lading, tow bill (invoice), tariff (tow only) etc., as applicable, as an Exhibit	**F**

Has the Applicant (Buyer) demonstrated an adequate working knowledge of the statutes and regulations that pertain to operating authority sought (Including all relevant provisions of NRS Chapter 706, NAC Chapter 706, and 49 CFR?	**YES**	**X**	**NO**	
Does the Applicant (Buyer) understand the limitations inherent in their grant of operating authority (i.e. consent vs. non-consent tows, charter bus vs. scenic tours)?	**YES**	**X**	**NO**	

(HHG Only) Will Applicant (Buyer) be obtaining a Warehouse Permit?	**YES**	**---**	**NO**	**N/A**
(HHG Only) Does **Seller** have a **current** Warehouse Permit?	**YES**	**---**	**NO**	**N/A**
Does Seller understand they must file a Voluntary Cancellation application for their warehouse permits because they are non-transferable?	**YES**	**---**	**NO**	**N/A**

Attach Operational Inspection as an Exhibit	Exhibit G

Attach signed Knowledge Statement.	Exhibit H

COMPLIANCE ITEMS	
1	Avoid Material Changes
2	File with the Authority evidence, (Form E), or required insurance in Applicant's name.
3	File with the Authority the necessary insurance (Certificate of Insurance), describing liability limits, vehicles covered.
4	File a tariff for approval by the Financial Analyst.
5	Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

INVESTIGATOR:		**DATE:** 12/17/20
REVIEWED BY SUPERVISOR:	Ramiro Rivera	**DATE:** 12/17/20
REVIEWED BY APPLICATION MANAGER:		**DATE:** 12/18/20

A listed EXHIBIT, (A,B,C etc), is the documentary evidence of the requirement being met. If a requirement has not been met, the EXHIBIT category will be left blank and it will be checked as a compliance item. Questions that do not apply to the Applicant will be marked as NA.

Rev.8/27/19RMR

Agenda Item# 52

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Roman's Towing LLC d/b/a Roman's Towing for a certificate of public convenience and necessity to provide consent-only tow car service within the State of Nevada.	)	Docket 20-10021

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on October 13, 2020, Roman's Towing LLC d/b/a Roman's Towing ("Applicant") filed with the Authority an Application to provide consent-only tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 20-10021.
2. That the Application was properly noticed to the public and there were no petitions for leave to intervene or protests filed.
3. That based upon all the records relating to the Application, after investigation and pursuant to NRS 706.4463:
    a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
    b. The Applicant complies with the requirements set forth in NRS 706.4463.
    c. The operation contemplated by Applicant will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. Upon full compliance with the conditions of this Order, a Certificate of Public Convenience and Necessity identified as **CPCN 7452 s**hall be issued to Roman's Towing LLC d/b/a Roman's Towing as specified below:

   On-call, irregular route transportation of vehicles requiring tow car service by tow car vehicle;

   Between points and places within the State of Nevada.

   Restriction: Holder shall perform consent-only tows.

2. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational fitness and immediately report to Authority Staff any such material changes, should they occur.

   b. File with the Authority evidence, (Form E) in the Applicant's name.

   c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicle(s) covered.

   d. Make vehicle(s) available for inspection by Enforcement Staff to ensure that they are properly registered in the motor carrier's name, display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170 and NAC 706.412. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles and registrations.

   e. Ensure driver qualification files are setup in accordance with CFR 391.51. Explain and make available for review, the set-up for the time tracking method put into place. Ensure that all drivers have pre-employment drug testing in accordance with Part 40 and CFR 382.301. Make available to Enforcement Staff, inspection of their business and vehicle domiciles, if different from their business location.

   f. Provide proof that the Applicant is in compliance with all municipal, county, and homeowners association laws, codes, regulations, and bylaws for the parking or storage of its vehicles.

   g. Ensure vehicle maintenance files are setup in accordance with CFR 396.

h. Provide a copy of the tow bill which includes the CPCN number granted.

i. Provide a copy of the contract between Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also serve as driver, the Contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

j. Provide a copy of a dispatch log in accordance with NRS 706.4465.

k. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name, address, and phone number of the Applicant.

l. Apply for Tow Car Plates and pay any and all associated fees.

m. Provide a copy of the Amber Light Permit.

n. Provide for approval by the Authority, a safety plan following the Nevada governmental guidelines and protocols for operations during the Covid-19 Pandemic.

o. Pursuant to NAC 706.1355, reimburse the Authority for the costs of noticing related to the Application.

3. Compliance with the foregoing requirements must be made NO LATER THAN 120 days after issuance of this Order. If the Applicant fails to comply within 120 days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.

4. This Order does not constitute operating authority. **Performance of the transportation services contemplated by this Order may not be instituted prior to the issuance of the Certificate referred to hereinabove.**

5. If the Applicant is cited by the Authority for any violation of NRS 706 or NAC 706 prior to the issuance of the Certificate referred to hereinabove, the Deputy Commissioner shall vacate this Order and dismiss this Application unless the Authority orders otherwise.

6. The Deputy Commissioner shall be authorized to issue a Certificate of Public Convenience and Necessity upon Applicant's compliance with all requirements set forth hereinabove.

7. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

STATE OF NEVADA
TRANSPORTATION AUTHORITY
BACKGROUND INVESTIGATION FOR NON-FULLY REGULATED CARRIERS

DOCKET NUMBER: 20-10021	**DATE APPLICATION WAS FILED: 10/13/2020**
APPLICANT: Roman Ramirez	**TITLE:** Member
COMPANY NAME: Roman's Towing, LLC dba Roman's Towing	
ADDRESS: 722 Betty Ln. Las Vegas, Nevada 89110	
PHONE NUMBERS: (702) 918-9186	
INVESTIGATOR: M. Acevedo	**DATE ASSIGNED:** 10/27/2020

GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)

WHAT TYPE OF SERVICE IS PROPOSED?	
Charter Bus	
*Tow Car	X
***Consent**	X
***Non-Consent**	

IS APPLICANT PRESENTLY PROVIDING ANY TYPE OF SERVICE:	**YES**		**NO**	X	**What type of service?**	
Charter Limousine		Charter Bus		Contract Carrier		Airport Transfer	
Scenic Tours		Special Services		Taxi		Tow Car	
HHG		NEMT		US DOT Authority		Other States	

	Exhibit
Attach completed Application Oath page as Exhibit A	**A**

IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS							
Corporation		LLC	X	Partnership		Sole Proprietorship	

Identify each owner and their percentage of ownership:

Roman O. Ramirez 100%

	Exhibit
Attach as an exhibit, appropriate proof of ownership interest where applicable	**B**

Briefly describe the responsibilities of each owner.

Roman O. Ramirez – Manager, financial operations, driver, hiring and firing, vehicle maintenance file, driver qualification file, driver training.

Has the criminal background check disclosed any issue of concern? **Name(s):** Roman O. Ramirez	**YES**		**NO**	X
Has there been any previous NTA enforcement action? (Including against the companies drivers)	**YES**		**NO**	X
Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)	**YES**		**NO**	X
Is Applicant operating in another state?	**YES**		**NO**	X
If so, which State and under what type of Authority? explain)				

ENTERED 12/31/20 DT

	Exhibit
If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.	**N/A**

	Exhibit
If the Applicant will be operating under a fictitious firm name, attach a copy of their fictitious firm name filing.	**C**

Identify key personnel who have no ownership interest and briefly describe their responsibilities:

Will hire as need be

Describe the type and number of vehicles the applicant intends to operate:

A. Type of Vehicles: 2007 INTL 4300

B. Number of Vehicles: 1

	Exhibit
Attach photographs of vehicles as an exhibit.	**D**
If available, provide copies of vehicle titles and registration.	**E**

Describe the facilities to be used for this operation: Applicant's residence

Address (If Known):
722 Betty Ln. Las Vegas, Nevada 89110

Does the Applicant have an acceptable Timekeeping method?	**YES**	**X**	**NO**	
If Yes, Describe: Dispatch Log				

Does the Applicant plan to store their vehicles at a location other than their business domicile?	**YES**		**NO**	**X**
Provide address (If known):				

Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority?	**YES**	**X**	**NO**	
Can the Applicant secure insurance as required by NAC 706.191?	**YES**	**X**	**NO**	

	Exhibit
Attach appropriate proof of insurance, or ability to obtain, as an exhibit.	**F**

	Exhibit
Attach copies of the Applicant's charter orders, tow bill, tow invoice (whichever is applicable) and for tow companies only, a copy of a tariff.	**G**

Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance driver qualification files?	**YES**	**X**	**NO**	
Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records?	**YES**	**X**	**NO**	
Does the Applicant understand the requirement that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382?	**YES**	**X**	**NO**	
Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program?	**YES**		**NO**	
If so, which laboratory?	**Compliance**			

Has the Applicant signed the NTA Knowledge Statement?	YES	X	NO	
				Exhibit
Attach signed Knowledge Statement.				H

COMPLIANCE ITEMS	
1	Avoid Material Changes
2	File with the Authority evidence, (Form E), or required insurance in Applicant's name.
3	File with the Authority the necessary insurance (Certificate of Insurance), describing liability limits, and vehicles covered.
4	Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly display the CPCN number, name of company, and other required markings, in accordance with NAC 706.170, and NAC 706.412. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.
5	Ensure Driver qualification files are setup in accordance with CFR 391.51. Make available to Enforcement Staff for inspection of their business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with Title 49, Parts 40, and 382. Explain and make available for inspection set-up of time tracking method put into place.
6	Ensure vehicle maintenance files are set up in accordance with CFR 396.
7	If vehicles are to be parked at residence, applicant shall produce 1) a letter signed by an authorized officer of homeowners association (HOA) or 2) if no HOA then a letter signed by an authorized officer of the city (or county) office of parking and code enforcement where the residence is located. The letter shall identify the applicant, identify and describe the vehicle(s) and identify the residence address.
8	File a copy of tow invoice which includes the CPCN number granted.
9	File a copy of dispatch log in accordance with NAC NRS 706.4465
10	File a tariff for review/approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name and address of the Applicant.
11	Apply for a tow car plate(s).
12	Provide copy of Amber light Permit.
13	Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list.
14	Provide for approval by the Authority, a safety plan following the Nevada Governmental guidelines and protocol's for operations during the covid-19 Pandemic.
15	Reimburse the Authority for the cost of noticing fees of the application.

INVESTIGATOR: Macevedo	DATE: 12/30/2020
REVIEWED BY SUPERVISOR: Renè Reyes	DATE: 12/30/20
REVIEWED BY APPLICATION MANAGER	DATE: 12/31/20

A listed EXHIBIT, (A, B, C etc), is the documentary evidence of the requirement being met. If a requirement has not been met, the EXHIBIT category will be left blank and it will be checked as a compliance item. Questions that do not apply to the Applicant the EXHIBIT category will be marked as NA.

Agenda Item# 53

Docket 20-11024-Victory Towing-

Staff's opinion:

Chief Compliance Investigator Rene` Revens requested Supervisory Officer John Foster to verify if TowBooks software was similar to Omadi Tow Management Software which was previously approved by the NTA for the same use.

Officer Foster spoke with the software company TowBooks representative, Matt Wesley. Mr. Wesley assured the NTA that the database leaves a digital footbprint or log for every activity and/or any changes made in the software program. This is similar to the Omadi software in that regard. NTA Staff needs to verify that the signature on the private property impound slip is not altered and the date and time cannot be altered. Omadi software allows for NTA staff to go into the impound slip and verify if anyone has made changes and it logs the date/time for any changes or deletions that may have been made.

Chief Revens then asked Officer Foster to go to Victory Towing and verify if the NTA investigators would be able to access and track any changes made in the program. However, since Victory Towing had not yet been granted their non-consent authority, they have no records for us to verify at this time. Staff can not say that this software will meet the requirements at this time.

Due to this, the carrier agreed that once they begin their non-consent operations, they would begin utilizing the standard paper documents in accordance with the regulations. The carrier will also input all the information into the TowBooks software as well.

We can table this request to a later agenda OR grant a temporary period – 120 days or more. This would allow them to build up some test data that the NTA staff can utilize to verify if the software is reliable and if staff can track changes made. Victory Towing would be using the TowBooks software while simultaneously keeping the wet signature's manual processing.

Staff will conduct a voluntary audit and Chief Revens will submit a report at that time to state whether the software complies and can be utilized.

11/25/20 rmb
DT/NTA

STEVE SISOLAK
Governor

STATE OF NEVADA

RECEIVED
NOV 24 2020
Nevada Transportation Authority
Las Vegas, Nevada

20-11024 DG

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

PETITION TO DEVIATE

To: Deputy Commissioner, Nevada Transportation Authority

Company Name: Victory Towing LLC Telephone: 702-994-0661

Mailing Address: 1055 W Neal Ave. Las Vegas, NV 89183

Reason for request: We are filing a petion to deviate from NAC 706.4275 pursuant to 706.1305. We have currently used our electronic dispatch software Towbook since we were granted consent only authority. We have now been approved for an expansion of authority to include non-consent towing and wish to continue to use our electronic dispatching software which implements electronic dispatching along with electronic signatures. We feel this would make the process more streamlined and be a much more effective way of record keeping. We thank you in your consideration on this matter.

Signature: Erica Colon Date: 11/12/2020

☑ $50 Filing Fee ☐ $50 Interim Authority Fee

For NTA Office Use Only

Docket # _____

Assigned Hearing Officer: _____

Las Vegas: 3300 W. Sahara Ave, Suite 200, Las Vegas, Nevada 89102 (702) 486-3303 • Fax (702) 486-2590
Reno: 1755 East Plumb Lane, Suite 229, Reno, Nevada 89502 (775) 688-2800 • Fax (775) 688-2802
Website: www.nta.nv.gov

towbook Dashboard Dispatching Map Stickering Impounds Accounts Reports Settings

Bill's Towing, LLC
William Smith (Manager)

Export to Excel

Reports - Call Analysis

Have a suggestion or question for Towbook? Click here!

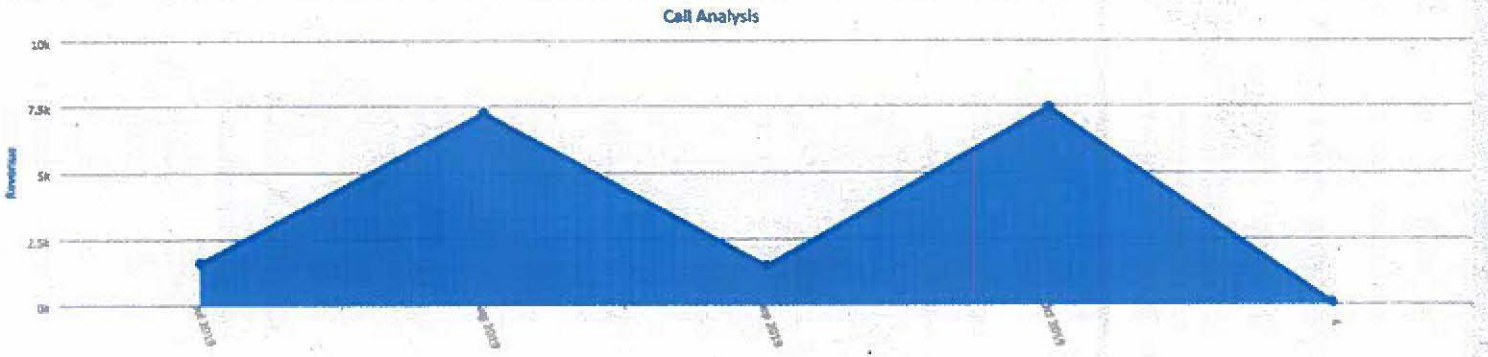
Date Range: 7/1/2019 to 10/24/2019 | Reason: All | Account: All | Account Type: All | Driver: All | Truck: All | Dispatcher: All | Payment Status: All | Service Area: All | Update

Report Summary

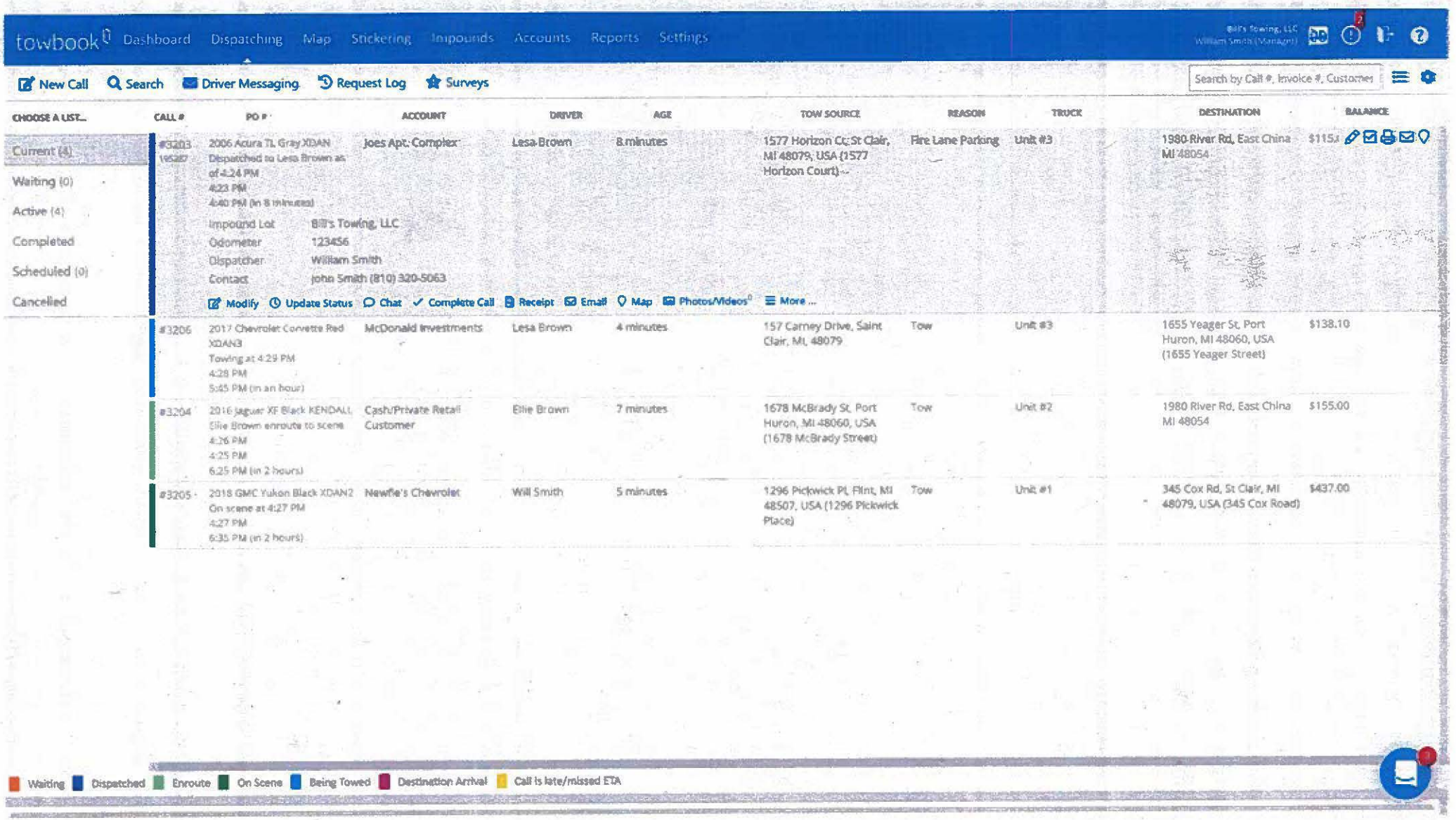
Total calls in this period	30
Average calls per day	0.30
Average invoice amount per call	$590.78
Total Invoices	$17,723.30
Total Payments	$2,539.00
Total Amount Outstanding/Due	$15,184.30

Call Volume | Revenue

Group: None | Hour | Day | Week | Month | Year



Call #	Reason	Date	Completed	Account	PO #	Driver	Dispatcher	Truck	Invoice Total	Payments Received	Balance Due	Overage	Audited
3128	Tow	06/12	07/16	Cash/Private Retail Customer		Ellie Brown	William Smith	Unit #2	$1,580.00	$530.00	$1,050.00		☐
3141	Illegal Parking	07/3	07/8	American Towman Showplace		Ellie Brown	William Smith	Unit #2	$1,203.05	$0.00	$1,203.05		☑
3142	Tow	07/9	09/13	Cash/Private Retail Customer		Ellie Brown	William Smith	Unit #2	$1,580.00	$0.00	$1,580.00		☐
3143	Tow	07/9	07/16	Cash/Private Retail Customer		Will Smith	William Smith	Unit #1	$240.00	$0.00	$240.00		☐
3144	Tow	07/9	07/10	Cash/Private Retail Customer		Lesa Brown	William Smith	Unit #3	$240.00	$0.00	$240.00		☐


towbook
Dashboard
Dispatching
Map
Stickering
Impounds
Accounts
Reports
Settings
Bill's Towing, LLC
William Smith (Manager)
New Call
Search
Driver Messaging
Request Log
Surveys
Search by Call #, Invoice #, Customer
CHOOSE A LIST...
Current (4)
Waiting (0)
Active (4)
Completed
Scheduled (0)
Cancelled
CALL #
PO #
ACCOUNT
DRIVER
AGE
TOW SOURCE
REASON
TRUCK
DESTINATION
BALANCE
#3203
2006 Acura TL Gray XDAN
Dispatched to Lesa Brown as of 4:24 PM
4:23 PM
4:40 PM (in 8 minutes)
Joes Apt. Complex
Lesa Brown
8 minutes
1577 Horizon Ct, St Clair, MI 48079, USA (1577 Horizon Court)
Fire Lane Parking
Unit #3
1980 River Rd, East China MI 48054
$115.
Impound Lot
Bill's Towing, LLC
Odometer
123456
Dispatcher
William Smith
Contact
John Smith (810) 320-5063
Modify
Update Status
Chat
Complete Call
Receipt
Email
Map
Photos/Videos
More ...
#3206
2017 Chevrolet Corvette Red XDAN3
Towing at 4:29 PM
4:28 PM
5:65 PM (in an hour)
McDonald Investments
Lesa Brown
4 minutes
157 Carney Drive, Saint Clair, MI, 48079
Tow
Unit #3
1655 Yeager St, Port Huron, MI 48060, USA (1655 Yeager Street)
$138.10
#3204
2016 Jaguar XF Black KENDALL
Ellie Brown enroute to scene
4:26 PM
4:25 PM
6:25 PM (in 2 hours)
Cash/Private Retail Customer
Ellie Brown
7 minutes
1678 McBrady St, Port Huron, MI 48060, USA (1678 McBrady Street)
Tow
Unit #2
1980 River Rd, East China MI 48054
$155.00
#3205
2018 GMC Yukon Black XDAN2
On scene at 4:27 PM
4:27 PM
6:35 PM (in 2 hours)
Newfie's Chevrolet
Will Smith
5 minutes
1296 Pickwick Pl, Flint, MI 48507, USA (1296 Pickwick Place)
Tow
Unit #1
345 Cox Rd, St Clair, MI 48079, USA (345 Cox Road)
$437.00
Waiting
Dispatched
Enroute
On Scene
Being Towed
Destination Arrival
Call is late/missed ETA

towbook | Dashboard | Dispatching | Map | Stickering | Impounds | Accounts | Reports | Settings

Modify Account | Generate Statement | Record Payment | Send Email | Add Note | Upload File | + New Call

Newfie's Chevrolet

Have a suggestion or question for Towbook? Click here!

Address 201 N. Riverside Avenue, Saint Clair MI 48079
Contact Name Ellie Brown
Phone (810) 320-5063
Notes Collect Payment Upon Service.

CREDIT BALANCE $0.00

BALANCE $1,384.66

Invoices | Statements | Payments | Files

Recent Jobs (5) | Ready to Bill | Billed (6) | Unpaid | Partially Paid | Paid | All

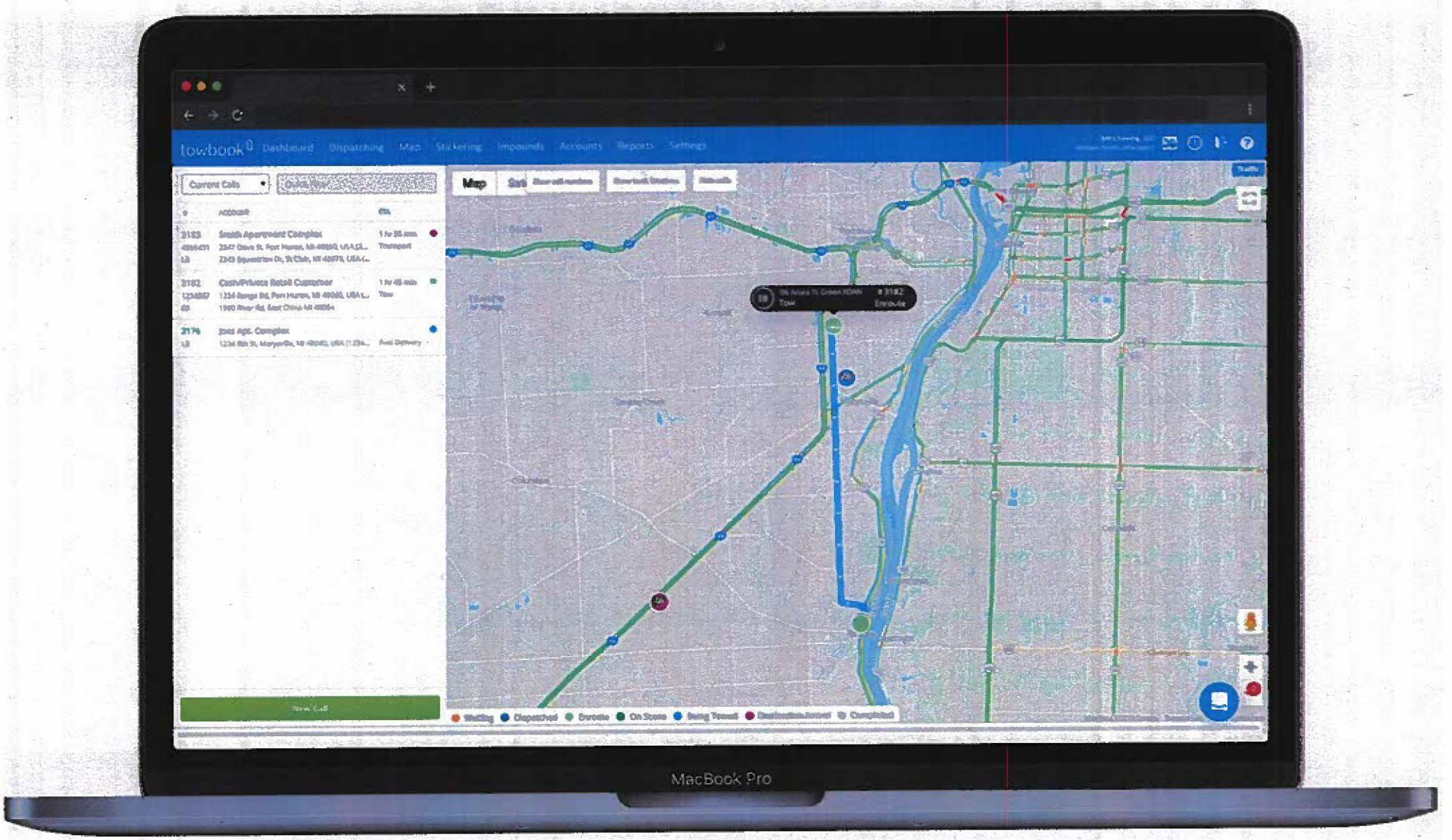
Export | Print

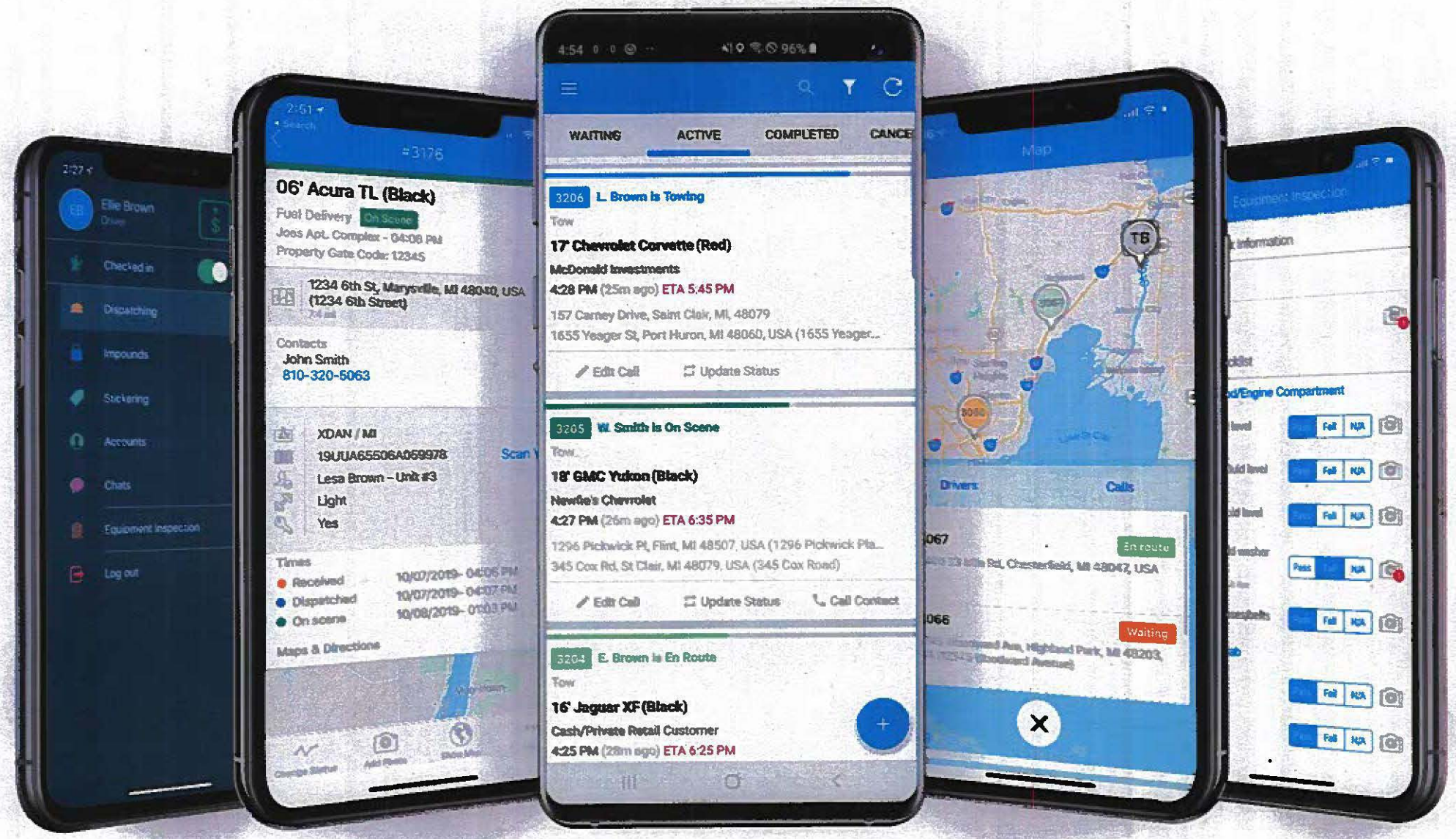
Call #	Invoice #	Call Total	Payments	Balance	Job Date	Complet...	Reason	PO #	Unloaded Miles	Loaded Miles	Files
3161		$320.50		$320.50	8/16/2019	8/16/2019			55.5	54.9	
52		$35.06		$35.06	10/12/2018	10/29/2018			0.03		
51		$405.50		$405.50	10/12/2018	10/12/2018				32.2	
50		$55.06		$55.06	10/12/2018	10/12/2018			0.03		
23		$261.50		$261.50	8/3/2018	8/24/2018				46.6	

Move To: | Create Statement | Print Invoices | Email Invoices

Notes

William Smith
6/27/2018 12:30 PM TEST


towbook
Dashboard
Dispatching
Map
Stickering
Impounds
Accounts
Reports
Settings
Current Calls
Map
Traffic
MacBook Pro


Ellie Brown
Checked in
Dispatching
Impounds
Stickering
Accounts
Chats
Equipment Inspection
Log out
#3176
06' Acura TL (Black)
Fuel Delivery
On Scene
Joes Apt. Complex - 04:08 PM
Property Gate Code: 12345
1234 6th St, Marysville, MI 48040, USA (1234 6th Street)
Contacts
John Smith
810-320-5063
XDAN / MI
19UUA65506A069978
Lesa Brown – Unit #3
Light
Yes
Times
Received
Dispatched
On scene
Maps & Directions
WAITING
ACTIVE
COMPLETED
CANCE
3206 L. Brown is Towing
Tow
17' Chevrolet Corvette (Red)
McDonald Investments
4:28 PM (25m ago) ETA 5:45 PM
157 Carney Drive, Saint Clair, MI, 48079
1655 Yeager St, Port Huron, MI 48060, USA (1655 Yeager...
Edit Call
Update Status
3205 W. Smith is On Scene
Tow
18' GMC Yukon (Black)
Newlie's Chevrolet
4:27 PM (26m ago) ETA 6:35 PM
1296 Pickwick Pl, Flint, MI 48507, USA (1296 Pickwick Pla...
345 Cox Rd, St Clair, MI 48079, USA (345 Cox Road)
Edit Call
Update Status
Call Contact
3204 E. Brown is En Route
Tow
16' Jaguar XF (Black)
Cash/Private Retail Customer
4:25 PM (28m ago) ETA 6:25 PM
Map
TB
Drivers
Calls
En route
Waiting
Equipment Inspection
Fail
N/A
Pass

Features

Easily manage your Dispatching, Invoicing, Vehicle Inventory/Impounds, Liens, Auctions and more, all through an easy to use web based system.

Simple, Powerful Dispatching

Our software was built with you in mind; save countless hours on training staff with our user-friendly interface and intuitive design. Accepting calls, assigning calls, tracking job progress, and managing vehicle inventory just got a whole lot easier!



Intuitive Design

Our platform was built with you in mind. Towbook is intuitive and straight-forward, which means you won't have to guess where to go or what to do! You and your staff will save countless hours on training with our sleek and user-friendly interface.



Digital Dispatching & Email Processing

Never enter a call from a motor club manually again. With Digital Dispatching and Email Processing, you'll be able to receive calls from: AAA, Agero, Allied Dispatch, Allstate, American Access Casualty, Auto Help Line, AXA Assistance, Cars Arrive, Copart, FleetNet, Geico, Gerber NCS, Honk, IAA, Lease Plan USA, National Auto Club, Nation Safe Drivers, Navistar, Netcost, Pinnacle/Coachnet,



GPS Tracking Capability

See the location of your drivers at any time by using our mobile application or integrating your system with one our partnered GPS providers such as: AT&T Fleet Complete, DriverLocate, U.S. Fleet Tracking, and Webfleet Solutions (formerly TomTom)



Manage Vehicle Inventory

Effortlessly record and manage your impounded/stored vehicles using Towbooks' Impound Manager. We even have your state required letters built-in or take advantage of our integration with Auto Data Direct.

Powerful Mobile Apps

Use Towbook from any device! iPhone, Android, etc. You can use it on as many devices as you want to for no extra fee.



Android/iPhone Compatibility



Equipment Inspections/Driver Check-In

Your drivers can check-in to indicate that they are on the clock and also complete equipment inspection reports that are automatically sent to managers for review.



Accept Motor Club Calls Digitally

You don't have to be by a computer to accept calls with Towbook; they'll come directly to your mobile application.



Minimize Damage Claims

Your drivers are able to update their status, attach geocoded photos to a call, update call location using their GPS coordinates, collect customer signatures, indicate method of payment, create a vehicle damage report, email/text a receipt, and much more!

Billing Made Easy



Motor Club Direct Billing

Towbook greatly reduces your workload by allowing you to submit your invoices to several major motor clubs for payment; your billing department will thank you!



Payment Importing

Turn on payment importing to make your life even easier! We'll import payment information from the motor club and even mark them paid for you!



Advanced Accounting Workflow

Towbook has an intuitive accounting workflow that will allow you to manage what invoices have been billed, what is paid, or unpaid. You can even mass-generate statements for every account; you'll then have the option send them via e-mail or mail them to your customers!



Comprehensive Reporting

With hundreds of options, our flexible reports make it easy for you to review company performance. See your daily activity, generate commissions, manage receivables, view truck expenses, and much more!



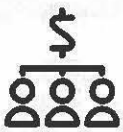
Company Performance

We'll make it simple for you to see how many calls you've completed and your revenue and income generated for a specific period of time.



Analyze Driver/Truck Volume

See which of your trucks and drivers are the most productive for your business and which ones bring in the most revenue.



Driver Commissions



Sales Tax Reporting

We'll keep track of your sales tax and create a report for you automatically, saving lots of time when it's tax season!

Sign up for a free 30-day trial!

Experience the best of digital dispatching, mobile applications, sophisticated billing, and our comprehensive reporting, all with no contract and no setup fees.

Get Started Now!

Copyright 2020 - Towbook / Extric LLC

Agenda Item# 54

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Application of Damaya, LLC d/b/a No Limit Transportation for a Certificate of Public Convenience and Necessity to provide intrastate charter bus service within the State of Nevada.	)))))))	Docket 19-12027

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on December 18, 2019, Damaya, LLC d/b/a Vegas First Class ("Applicant") filed an Application with the Authority for a Certificate of Public Convenience and Necessity to provide intrastate charter bus service within the State of Nevada. Said Application was designated as Docket 19-12027.
2. That on December 24, 2019, the Application was properly noticed to the public and no petitions for leave to intervene or protests were filed.
3. That on February 25, 2020, the Applicant, by and through their counsel James S. Kent, Esq., filed a Motion to waive the application hearing.
4. That on February 25, 2020, Commissioner George Assad, serving in his capacity as Presiding Officer for the Authority, denied the request.
5. That on February 28, 2020, the Application was amended to change their Fictitious Firm Name to No Limit Transportation.

6. That on November 16, 2020, a hearing was scheduled for January 5, 2021 and was duly noticed to the public and the parties in accord with Nevada Revised Statutes ("NRS") and the Authority's regulations.

7. That after further consideration of the application and recommendation of Staff, said meeting was waived by Commissioner George Assad, serving in his capacity as Presiding Officer for the Authority.

8. That based on all records relating to the Application, after investigation, and pursuant to NRS 706.463:

   a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

   b. The Applicant is fit, willing, and able to comply with the provision of NRS and NAC 706 relating to safety.

   c. The operation contemplated by Applicant will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The Application on file herein shall be GRANTED authorizing the following transportation services:

   > Operate as a passenger carrier to provide intrastate charter bus service between points and places within the State of Nevada.

2. Upon full compliance with the conditions of this Order, a Certificate of Public Convenience and Necessity identified as **CPCN 2276** shall be issued to Damaya, LLC d/b/a No Limit Transportation authorizing operation in intrastate commerce as is more particularly described in the first order paragraph hereinabove.

3. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational or financial fitness and immediately report to Authority

Staff any such material changes, should they occur.

b. File with the Authority evidence of the required insurance (Form E) in the Applicant's name

c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicles covered.

d. Make vehicle available for inspection by Enforcement Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170 and NAC 706.412. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.

e. Ensure all drivers have applied for driver's permit.

f. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Enforcement Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

g. Ensure vehicle maintenance files are to be setup and maintained in accordance with 49 CFR 396.

h. Provide a copy of the charter order to include CPCN.

i. File for review by Authority Staff, a final tariff that includes a description of the Authority granted, CPCN number, and the name and address of the Applicant.

j. Provide a copy of the contract between Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also operate as a driver, the contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

k. Provide for approval by the Authority, a safety plan following the Nevada governmental guidelines and protocols for operations during the Covid-19 Pandemic.

l. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority

4. Compliance with the foregoing requirements must be made by the Applicant NO LATER THAN 120 days from the date of this Order. If the Applicant fails to comply within 120-day time period, the Deputy Commissioner of the Authority may vacate this Compliance Order

and dismiss this Application.

5. The Deputy Commissioner shall be authorized to issue the above-referenced Certificate of Public Convenience and Necessity upon all requirements herein having been met by the Applicant.
6. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

STATE OF NEVADA
TRANSPORTATION AUTHORITY
BACKGROUND INVESTIGATION FOR NON-FULLY REGULATED CARRIERS

DOCKET NUMBER: 19-12027	**DATE APPLICATION WAS FILED:** 12/18/2019
APPLICANT: Walter D. Amaya	**TITLE:** Owner
COMPANY NAME: Damaya, LLC d/b/a No Limit Transportation **	
ADDRESS: 3990 W Dewey Dr. Suite 2, Las Vegas, NV 89118	
PHONE NUMBERS: 702-277-2599	
ATTORNEY: James S. Kent, Esq.	**PHONE#:** 702-385-1100
INVESTIGATOR: K. Rayson	**DATE ASSIGNED:** 01/07/2020

GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)

WHAT TYPE OF SERVICE IS PROPOSED?	
Charter Bus	X
*Tow Car	
***Consent**	
***Non-Consent**	

IS APPLICANT PRESENTLY PROVIDING ANY TYPE OF SERVICE:				**What type of service?**
Applicant is currently co-owner of certificated charter bus company DJ Service, LLC dba Vegas First Class CPCN 2222	**YES**	X	**NO**	

Charter Limousine		Charter Bus	X	Contract Carrier		Airport Transfer	
Scenic Tours		Special Services		Taxi		Tow Car	
HHG		NEMT		US DOT Authority		Other States	

	Exhibit
Attach completed Application Oath page as Exhibit A	**A**

IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS							
Corporation		LLC	X	Partnership		Sole Proprietorship	

Identify each owner and their percentage of ownership:

Walter D. Amaya – 100%

	Exhibit
Attach as an exhibit, appropriate proof of ownership interest where applicable	**B**

Briefly describe the responsibilities of each owner.

Walter D. Amaya – Mr. Amaya will be responsible for overseeing day to day operations, Hiring and Firing, maintenance of Driver Qualification and Vehicle Maintenance files, Training and he will be a driver.

Mr. Amaya has co-owned and operated DJ Service, LLC dba Vegas First Class CPCN 2222 since 1/17/17.

**This application was originally filed under the name Damaya, LLC d/b/a Vegas First Class d/b/a was subsequently amended to No Limit Transportation.

ENTERED AT 3/12/2020

Has the criminal background check disclosed any issue of concern?	**YES**		**NO**	**X**
Name(s): Walter D. Amaya				
Has there been any previous NTA enforcement action? (Including against the companies drivers)	**YES**	**X**	**NO**	
Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)	**YES**		**NO**	**X**
Is Applicant operating in another state?	**YES**		**NO**	**X**
If so, which State and under what type of Authority? (explain)				

	Exhibit
If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.	**C**

	Exhibit
If the Applicant will be operating under a fictitious firm name, attach a copy of their certificate:	**D**

Identify key personnel who have no ownership interest and briefly describe their responsibilities:

Donny Gonzalez – Office Manager

Describe the type and number of vehicles the applicant intends to operate:

A. Type of Vehicles:

Applicant plans to purchase a Chevrolet C5500 bus during compliance

B. Number of Vehicles:

Applicant plans to start operations with one vehicle

	Exhibit
Attach photographs of vehicles as an exhibit.	**E**
If available, provide copies of vehicle titles and registration.	

Describe the facilities to be used for this operation:

Commercial Business Office

Address (If Known):

3990 W. Dewy Dr., Suite 2, Las Vegas, Nevada 89118

Does the Applicant have an acceptable Timekeeping method?	**YES**	**X**	**NO**	
If Yes, Describe: Time Clock				

Does the Applicant plan to store their vehicles at a location other than their business domicile?	**YES**		**NO**	**X**
Provide address (If known):				

Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority?	**YES**	**X**	**NO**	
Can the Applicant secure insurance as required by NAC 706.191?	**YES**	**X**	**NO**	

	Exhibit
Attach appropriate proof of insurance, or ability to obtain, as an exhibit.	**F**

	Exhibit
Attach copies of the Applicant's charter orders, tow bill, tow invoice (whichever is applicable) and for tow companies only, a copy of a tariff.	**G**

Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance driver qualification files?	**YES**	**X**	**NO**	
Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records?	**YES**	**X**	**NO**	
Does the Applicant understand the requirement that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382?	**YES**	**X**	**NO**	
Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program?	**YES**		**NO**	**X**
If so, which laboratory?				

Has the Applicant signed the NTA Knowledge Statement?	**YES**	**X**	**NO**	

	Exhibit
Attach signed Knowledge Statement.	**H**

COMPLIANCE ITEMS	
1	Avoid Material Changes
2	File with the Authority evidence, (Form E), or required insurance in Applicant's name.
3	File with the Authority the necessary insurance (Certificate of Insurance), describing liability limits, and vehicles covered.
4	Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly display the CPCN number, name of company, and other required markings, in accordance with NAC 706.170, and NAC 706.412. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.
5	Ensure all drivers have applied for temporary drivers permit (passenger transportation only)
6	Ensure Driver qualification files are setup in accordance with CFR 391.51. Make available to Enforcement Staff for inspection of their business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with Title 49, Parts 40, and 382. Explain and make available for inspection set-up of time tracking method put into place.
7	Ensure vehicle maintenance files are set up in accordance with CFR 396.
8	If vehicles are to be parked at residence, applicant shall produce 1) a letter signed by an authorized officer of homeowner's association (HOA) or 2) if no HOA then a letter signed by an authorized officer of the city (or county) office of parking and code enforcement where the residence is located. The letter shall identify the applicant, identify and describe the vehicle(s) and identify the residence address.
9	File a copy of Charter Order if Charter Bus Service with CPCN
10	File a tariff for review/approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name and address of the Applicant.
11	Provide copy of contract with a laboratory to perform and monitor their substance abuse program.
12	Reimburse the Authority for the cost of noticing fees of the application.

INVESTIGATOR:	**DATE:** 3/5/20
REVIEWED BY SUPERVISOR:	**DATE:** 3/5/20
REVIEWED BY APPLICATION MANAGER	**DATE:** 3/11/20

A listed EXHIBIT, (A, B, C etc), is the documentary evidence of the requirement being met. If a requirement **has not been met**, the **EXHIBIT category** will be **left blank** and it will be checked as a compliance item. Questions that **do not apply** to the Applicant the **EXHIBIT category** will be marked as **NA**.

Agenda Item# 55

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Application of Whitecastle Tours, Inc. d/b/a Whitecastle Tours for a Certificate of Public Convenience and Necessity to provide intrastate charter bus service within the State of Nevada.	)	Docket 20-07005

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on July 10, 2020, Whitecastle Tours, Inc. ("Applicant") filed an Application with the Authority for a Certificate of Public Convenience and Necessity to provide intrastate charter bus service within the State of Nevada. Said Application was designated as Docket 20-07005.
2. That on July 13, 2020, the Application was properly noticed to the public and no petitions for leave to intervene or protests were filed.
3. That on December 17, the Applicant, by and through their counsel Brent A. Carson, Esq., filed an amendment to the application add their Fictious Firm name of Whitecastle Tours.
4. That on December 22, the Applicant, by and through their counsel Brent A. Carson, Esq., filed a Motion to waive the application hearing.
5. That on January 4, 2021, Commissioner George Assad, serving in his capacity as Presiding Officer for the Authority, granted the Motion.

6. That based on all records relating to the Application, after investigation, and pursuant to NRS 706.463:

   a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

   b. The Applicant is fit, willing, and able to comply with the provision of NRS and NAC 706 relating to safety.

   c. The operation contemplated by Applicant will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The Application on file herein shall be GRANTED authorizing the following transportation services:

   > Operate as a passenger carrier to provide intrastate charter bus service between points and places within the State of Nevada.

2. Upon full compliance with the conditions of this Order, a Certificate of Public Convenience and Necessity identified as **CPCN 2277** shall be issued to Whitecastle Tours, Inc. d/b/a Whitecastle Tours authorizing operation in intrastate commerce as is more particularly described in the first order paragraph hereinabove.

3. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational or financial fitness and immediately report to Authority Staff any such material changes, should they occur.

   b. File with the Authority evidence of the required insurance (Form E) in the Applicant's name

   c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicles covered.

   d. Make vehicle available for inspection by Enforcement Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170 and NAC 706.412. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.

e. Ensure all drivers have applied for driver's permit.

f. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Enforcement Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

g. Ensure vehicle maintenance files are to be setup and maintained in accordance with 49 CFR 396.

h. Provide a copy of the charter order to include CPCN.

i. File for review by Authority Staff, a final tariff that includes a description of the Authority granted, CPCN number, and the name and address of the Applicant.

j. Provide a copy of the contract between Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also operate as a driver, the contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

k. Provide for approval by the Authority, a safety plan following the Nevada governmental guidelines and protocols for operations during the Covid-19 Pandemic.

l. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority

4. Compliance with the foregoing requirements must be made by the Applicant NO LATER THAN 120 days from the date of this Order. If the Applicant fails to comply within 120-day time period, the Deputy Commissioner of the Authority may vacate this Compliance Order and dismiss this Application.

5. The Deputy Commissioner shall be authorized to issue the above-referenced Certificate of Public Convenience and Necessity upon all requirements herein having been met by the Applicant.

///

///

6. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

STATE OF NEVADA
TRANSPORTATION AUTHORITY
BACKGROUND INVESTIGATION FOR NON-FULLY REGULATED CARRIERS

DOCKET NUMBER: 20-07005	**DATE APPLICATION WAS FILED: 07/10/20**
APPLICANT: HANY GERGES	**TITLE:** OWNER
COMPANY NAME: WHITECASTLE TOURS, INC dba WHITECASTLE TOURS	
ADDRESS: 6111 SOUTHFRONT RD., STE G, LIVERMORE, CA 94551	
PHONE NUMBERS: 925-743-1963	
INVESTIGATOR: BURTON	**DATE ASSIGNED:** 07/15/20

GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)

WHAT TYPE OF SERVICE IS PROPOSED?	
Charter Bus	X
*Tow Car	
***Consent**	
***Non-Consent**	

IS APPLICANT PRESENTLY PROVIDING ANY TYPE OF SERVICE:	**YES**	**X**	**NO**		**What type of service?**	
Charter Limousine		Charter Bus	X	Contract Carrier		Airport Transfer	
Scenic Tours		Special Services		Taxi		Tow Car	
HHG		NEMT		US DOT Authority	X	Other States	X

	Exhibit
Attach completed Application Oath page as Exhibit A	**A**

IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS							
Corporation	X	LLC		Partnership		Sole Proprietorship	

Identify each owner and their percentage of ownership:
HANY (ANTHONY) GERGES – 50%
LIDIA GERGES – 50%

	Exhibit
Attach as an exhibit, appropriate proof of ownership interest where applicable	**B**

Briefly describe the responsibilities of each owner.

HANY (ANTHONY) GERGES – CEO, OVERSEES ALL DAILY OPERATIONS, HIRING/FIRING, TRAINING, SCHEDULING, DRIVER QUALIFICATION FILES, VEHICLE MAINTENANCE FILES
LIDIA GERGES – NOT INVOLVED IN DAILY OPERATIONS

Has the criminal background check disclosed any issue of concern?	**YES**		**NO**	**X**
Name(s): HANY GERGES, LIDIA GERGES, GERALD BROUGHTON				
Has there been any previous NTA enforcement action? (Including against the companies drivers)	**YES**		**NO**	**X**
Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)	**YES**	**X**	**NO**	
Is Applicant operating in another state?	**YES**	**X**	**NO**	

If so, which State and under what type of Authority? (explain) CALIFORNIA AUTHORITY - TRANSPORTATION CHARTER CLASS A CERTIFICATE – PSG0031080 / IDAHO – THERE IS NOT AN NTA EQUIVALENT THEY OPERATE UNDER DOT AUTHORITY –

ENTERED DT 12/28/20

INTERSTATE AUTHORITY FOR HIRE-PASSENGERS.
THEY OPERATE IN CALIFORNIA AS WHITECASTLE TOURS, INC DBA WHITECASTLE TOURS. IN IDAHO THEY ARE REGISTERED AS WHITECASTLE TOURS, INC.
MR. GERGES HAS OPERATED WHITECASTLE TOURS, LLC SINCE 2010 IN THE STATE OF CALIFORNIA. IN 2013 THEY INCORPORATED AS WHITECASTLE TOURS, INC DBA WHITECASTLE TOURS. THERE HAS BEEN NO CHANGE IN OWNERSHIP SINCE INCEPTION. THEY HAVE HAD ASSOCIATIONS WITH THE NFL, KENTUCKY DERBY, SCHOOL DISTRICTS, AND INTERNATIONAL TOUR PROVIDERS.

	Exhibit
If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.	**C**

	Exhibit
If the Applicant will be operating under a fictitious firm name, attach a copy of their fictitious firm name filing.	**D**

Identify key personnel who have no ownership interest and briefly describe their responsibilities:

GERALD R. BROUGHTON – HE WILL BE TAKING OVER DAILY OPERATIONS, HIRING/FIRING, DRIVER TRAINING, SCHEDULING, DRIVER QUALIFICATION FILES, VEHICLE MAINTENANCE FILES OF THE LAS VEGAS OPERATION.

Describe the type and number of vehicles the applicant intends to operate:

A. Type of Vehicles: PREVOST MOTORCOACH

B. Number of Vehicles: 4

	Exhibit
Attach photographs of vehicles as an exhibit.	**E**
If available, provide copies of vehicle titles and registration.	**F**

Describe the facilities to be used for this operation: COMPLIANCE

Address (If Known):

Does the Applicant have an acceptable Timekeeping method?	**YES**	**X**	**NO**	
If Yes, Describe: ZONAR SYSTEMS ELECTRONIC TIMEKEEPING				

Does the Applicant plan to store their vehicles at a location other than their business domicile? COMPLIANCE	**YES**		**NO**	
Provide address (If known):				

Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority?	**YES**	**X**	**NO**	
Can the Applicant secure insurance as required by NAC 706.191?	**YES**	**X**	**NO**	

	Exhibit
Attach appropriate proof of insurance, or ability to obtain, as an exhibit.	**G**

Attach copies of the Applicant's charter orders, tow bill, tow invoice (whichever is applicable) and for tow companies only, a copy of a tariff.	Exhibit H

Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance driver qualification files? YES	X		NO	
Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records? YES	X		NO	
Does the Applicant understand the requirement that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382? YES	X		NO	
Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program? YES	X		NO	
If so, which laboratory? PREFERRED ALLIANCE				

Has the Applicant signed the NTA Knowledge Statement? YES	X		NO	
				Exhibit
Attach signed Knowledge Statement.				I

COMPLIANCE ITEMS	
1	Avoid Material Changes
2	File with the Authority evidence, (Form E), or required insurance in Applicant's name.
3	File with the Authority the necessary insurance (Certificate of Insurance), describing liability limits, and vehicles covered.
4	Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly display the CPCN number, name of company, and other required markings, in accordance with NAC 706.170, and NAC 706.412. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.
5	Ensure all drivers have applied for temporary drivers permit (passenger transportation only)
6	Ensure Driver qualification files are setup in accordance with CFR 391.51. Make available to Enforcement Staff for inspection of their business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with Title 49, Parts 40, and 382. Explain and make available for inspection set-up of time tracking method put into place.
7	Ensure vehicle maintenance files are set up in accordance with CFR 396.
8	Provide proof that the Applicant is in compliance with all municipal, county, and homeowners association laws, codes, regulations, and bylaws for the parking or storage of its vehicles.
9	File a copy of Charter Order if Charter Bus Service with CPCN
10	File a tariff for review/approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name and address of the Applicant.
11	Provide copy of contract with the laboratory to perform and monitor your substance abuse program, to include a list of drivers enrolled.
12	Provide for approval by the Authority, a safety plan following the Nevada governmental guidelines and protocols for operations during the Covid-19 Pandemic.
13	Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

INVESTIGATOR:	Melinda Bustos	DATE: 12/21/20
REVIEWED BY SUPERVISOR:	Rémi Rivera	DATE: 12/21/20
REVIEWED BY APPLICATION MANAGER		DATE: 12/28/20

A listed EXHIBIT, (A, B, C etc), is the documentary evidence of the requirement being met. If a requirement has not been met, the EXHIBIT category will be left blank and it will be checked as a compliance item. Questions that do not apply to the Applicant the EXHIBIT category will be marked as NA.

Agenda Item# 56

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Seiji, LLC d/b/a Seiji Limousine, d/b/a Winner Limousine to discontinue operations authorized under CPCN 1111, Sub 4 from December 21, 2020 through June 21, 2021.	)	Docket 20-12020

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on December 17, 2020, Ash Demissie, owner of Seiji, LLC d/b/a Seiji Limousine, d/b/a Winner Limousine ("Petitioner") filed a Request, designated as Docket 20-12020, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 1111, Sub 4 for the period of December 21, 2020 through June 21, 2021. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
3. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Seiji, LLC d/b/a Seiji Limousine, d/b/a Winner Limousine to temporarily discontinue operations authorized under CPCN 1111, Sub 4 is hereby GRANTED for the period December 21, 2020 through June 21, 2021.

2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 1111, Sub 4 and:
   a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
   b. Provide evidence of current vehicle liability insurance and Form E,
   c. Ensure that all drivers have applied for drivers' permit, and
   d. Provide proof of enrollment in a random drug testing consortium and current enrollment list.
   e. Ensure all vehicles have current decals,
   f. Ensure an approved safety plan is on file at the NTA, and
   g. Ensure the company NTA Annual Report filings are current.
3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-12020

12/21/20 rmb
DT/NTA

RECEIVED
DEC 17 2020
Nevada Transportation Authority
Las Vegas, Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

Request to Temporarily Discontinue Service

Company Name: SEIJI LLC DBA WINNER LIMOUSINE

Address: 5333 S ARVILLE ST # 207

City, State, Zip: LAS VEGAS, NV 89118

CPCN: 1111

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 12/21/20 to 6/21/21
(Not to exceed 6 months)

This request is due to: Slow Down because of COVID-19 crisis

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

ASH DEMISSIE
Printed name of Certificate Holder

702-795-4040 702-888-3893
Phone number Fax number

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue Suite 200 Las Vegas, NV 89102	or	1755 E Plumb Lane Suite 229 Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 57

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Red Carpet VIP Transportation, LLC d/b/a ALS VIP to extend the discontinuance of operations authorized under Certificate of Public Convenience and Necessity 2209, from December 15, 2020, through June 15, 2021.	)	Docket 19-07032

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on July 26, 2019, Arthur Gambaryan, Owner of Red Carpet VIP Transportation, LLC d/b/a ALS VIP ("Petitioner") filed a Request, designated as docket 19-07032, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2209, for the period of July 15, 2019 through January 15, 2020.
2. That said Request was granted at the August 23, 2019 general session.
3. That on January 8, 2020 the Petitioner filed a second Request to extend the temporary discontinuance from January 15, 2020 through June 15, 2020.
4. That said Request was granted at the January 31, 2020 general session.
5. That on June 22, 2020, the Petitioner filed a third Request to extend the temporary discontinuance from June 15, 2020 to December 15, 2020. The Request was filed

pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").

6. That said Request was granted at the July 22, 2020 general session.

7. That on December 15, 2020, the Petitioner filed a fourth Request to extend temporary discontinuance from December 15, 2020 through June 15, 2021.

8. That the Request on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

9. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Red Carpet VIP Transportation, LLC d/b/a ALS VIP, to temporarily discontinue operations authorized under CPCN 2209 is hereby GRANTED for the period December 15, 2020 through June 15, 2021 subject to the condition set forth in subparagraph 2 below.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2209 and:
    a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
    b. Provide evidence of current vehicle liability insurance and Form E,
    c. Ensure all drivers have applied for temporary drivers' permits, and
    d. Provide proof of enrollment in a random drug testing consortium and current enrollment list.
    e. Ensure an approved Safety Plan is on file with the NTA.

3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

19-0T032
EXTENSION

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

RECEIVED
DEC 15 2020
NTA APPLICATIONS
Las Vegas, Nevada

Request to Temporarily Discontinue Service

Company Name: RED CARPET V.I.P

Address: 10018 PRAIRIE DOVE AVE

City, State, Zip: LV NV 89117

CPCN: 2209

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 12/15/20 to 6/15/20. (Not to exceed 6 months)

This request is due to: PANDEMIC FINANCIAL

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

Arthur GAMBARYAN
Printed name of Certificate Holder

702-400-1748
Phone number Fax number

ARTGAMBARYAN@YAHOO.COM
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue Suite 200 Las Vegas, NV 89102	or	1755 E Plumb Lane Suite 229 Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 58

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of IGNI, LLC d/b/a IGNI to discontinue operations authorized under Certificate of Public Convenience and Necessity 2257, from January 10, 2021 through June 10, 2021.	)))))	Docket 20-03024

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on March 25, 2020, Numa Gonzalez-Valdez, Owner of IGNI, LLC d/b/a IGNI ("Petitioner") filed a Request, designated as Docket 20-03024, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2257 for the period of March 25, 2020 through September 10, 2020. Said request, filed due to the COVID-19 pandemic, was extended to September 18, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the July 22, 2020 general session.
3. That on August 14, 2020, the Petitioner filed a second Request with the Authority to extend the period of temporary discontinuance of operations for the period of September 10, 2020 through January 10, 2021.
4. That the request was granted at the September 17, 2020 general session.

5. That on December 10, 2020, the Petitioner filed a third request with the Authority to extend the period of temporary discontinuance of operations for the period of January 10, 2021 through June 10, 2021.
6. That the Request on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
7. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of IGNI, LLC d/b/a IGNI to temporarily discontinue operations authorized under CPCN 2257 is hereby GRANTED for the period January 10, 2021, through June 10, 2021, subject to the condition set forth in subparagraph 2 below.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2257 and:
    a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
    b. Provide evidence of current vehicle liability insurance and Form E,
    c. Provide proof of enrollment in a random drug testing consortium and current enrollment list,
    d. Ensure that all drivers have applied for drivers' permits, and
    e. Ensure an approved safety plan is on file with the NTA.

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3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-03024 Extension

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

RECEIVED
DEC 10 2020
Nevada Transportation Authority
Las Vegas, Nevada

Request to Temporarily Discontinue Service

Company Name: IGNI LLC CPCN 2257

Address: 1683 Tassel Fern Ave

City, State, Zip: Las Vegas, NV, 89183

CPCN: 2257

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from January 10th, 2021 to June 10th, 2021.
(Not to exceed 6 months)

This request is due to: The current COVID-19 crisis. At the moment my company is unable to Operate due to the ongoing pandemic.

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Numma Gonzalez Valdez
Signature of Certificate Holder

Numa Gonzalez-Valdez
Printed name of Certificate Holder

(702)-321-60-93
Phone number Fax number

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E PlumbLane
Suite 229
Reno, NV 89502

If you have any questions, please contact us a t 702-486-3303, extension 66546.

Agenda Item# 59

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Eddie, LLC d/b/a Eddie Party Bus to discontinue operations authorized under Certificate of Public Convenience and Necessity 2247 from December 18, 2020 through April 30, 2021.	)	Docket 20-04020

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on April 16, 2020, Eddie Musa, Owner of Eddie, LLC d/b/a Eddie Party Bus ("Petitioner") filed a Request, designated as Docket 20-04020, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2247 for the period of April 1, 2020 through August 31, 2020. Said request, filed due to the COVID-19 pandemic, was extended to September 18, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the July 22, 2020 general session
3. That on September 18, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of September 18, 2020 through December 18, 2020.
4. That the request was granted at the October 15, 2020 general session.

5. That on December 8, 2020, the Petitioner filed a third request with the Authority to extend the period of temporary discontinuance of operations for the period of December 18, 2020 through April 30, 2021.
6. That the Request on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
7. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Eddie, LLC d/b/a Eddie Party Bus to temporarily discontinue operations authorized under CPCN 2247 is hereby GRANTED for the period December 18, 2020 through April 30, 2021, subject to the condition set forth in subparagraph 2 below.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2247 and:
    a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
    b. Provide evidence of current vehicle liability insurance and Form E,
    c. Ensure all drivers have applied for drivers' permit,
    d. Provide proof of enrollment in a random drug testing consortium and current enrollment list, and
    e. Ensure an approved safety plan is on file at the NTA.

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3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-04020

RECEIVED
DEC 0 8 2020
Nevada Transportation Authority
Las Vegas, Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

Request to Temporarily Discontinue Service

Company Name: EDDIE LLC dba eddie party bus

Address: 6701 DEL REY AVE # 106

City, State, Zip: LAS Vegas NV 89146

CPCN: 2247

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 12-18-20 to 04-30-21.
(Not to exceed 6 months)

This request is due to: COVID-19

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

EDDIE MUSSA
Printed name of Certificate Holder

678 571 7277
Phone number Fax number

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E Plumb Lane
Suite 229
Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 60

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Rowdy Industries, LLC d/b/a Nevada Party Bus to discontinue operations authorized under Certificate of Public Convenience and Necessity 2146, Sub 1, from January 1, 2021 through March 1, 2021.	)	Docket 20-05001

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on May 4, 2020, Arthur Rosson, Member of Rowdy Industries, LLC d/b/a Nevada Party Bus ("Petitioner") filed a Request, designated as Docket 20-05001, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2146, Sub 1, for the period of March 16, 2020 through July 16, 2020. Said request, filed due to the COVID-19 pandemic, was extended to September 16, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the July 22, 2020 general session
3. That on September 15, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of September 16, 2020 through January 1, 2021.
4. That the request was granted at the October 15, 2020 general session.

5. That on December 31, 2020, the Petitioner filed a third request with the Authority to extend the period of temporary discontinuance of operations for the period of January 1, 2021 through March 1, 2021.
6. That the Request on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
7. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Rowdy Industries, LLC d/b/a Nevada Party Bus to temporarily discontinue operations authorized under CPCN 2146, Sub 1 is hereby GRANTED for the period January 1, 2021 through March 1, 2021, subject to the condition set forth in subparagraph 2 below.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2146, Sub 1, and:
    a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
    b. Provide evidence of current vehicle liability insurance and Form E,
    c. Ensure all drivers have applied for drivers' permit,
    d. Provide proof of enrollment in a random drug testing consortium and current enrollment list and,
    e. Ensure an approved safety plan is on file at the NTA.

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3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-05901
Temp Disc Extension

RECEIVED
DEC 31 2020
Nevada Transportation Authority
Las Vegas, Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

Request to Temporarily Discontinue Service

Company Name: Rowdy Industries LLC DBA Nevada Party Bus

Address: 8220 Giles St.

City, State, Zip: Las Vegas, NV 89123

CPCN: 2146.1

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 1/1/2021 to 3/1/2021. (Not to exceed 6 months)

This request is due to: Covid-19

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

Arthur Rosson
Printed name of Certificate Holder

(702) 340-5433 N/A
Phone number Fax number

Rowdyindustries@gmail.com
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority		
3300 West Sahara Avenue Suite 200 Las Vegas, NV 89102	or	1755 E Plumb Lane Suite 229 Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 61

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Experience Transport Agency, LLC d/b/a ETA to discontinue operations authorized under Certificate of Public Convenience and Necessity 2229 from December 14, 2020 through June 14, 2021.	)	Docket 20-06009

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on June 16, 2020, Steve Moroney, Managing Member of Experience Transport Agency, LLC d/b/a ETA ("Petitioner") filed a Request, designated as Docket 20-06009, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2229 for the period of June 13, 2020 through December 13, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the July 22, 2020 general session.
3. That on December 14, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of December 14, 2020 through June 14, 2021.
4. That the Request on file herein comes within the purview of the statutes of the State of Nevada.

5. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Experience Transport Agency, LLC d/b/a ETA to temporarily discontinue operations authorized under CPCN 2229 is hereby GRANTED for the period December 14, 2020 through June 14, 2021, subject to the condition set forth in subparagraph 2 below.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2229 and:
   a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
   b. Provide evidence of current vehicle liability insurance and Form E,
   c. Ensure all drivers have applied for drivers' permits, and
   d. Provide proof of enrollment in a random drug testing consortium and current enrollment list.
   e. Ensure carrier has an approved safety plan on file with the NTA.
3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-06009 Extension

RECEIVED
DEC 14 2020
Nevada Transportation Authority
Las Vegas, Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

Request to Temporarily Discontinue Service

Company Name: EXPERIENCE TRANSPORT AGENCY, LLC dba ETA

Address: 3347 S HIGHLAND DR., STE 304

City, State, Zip: LAS VEGAS, NV 89109

CPCN: 2229

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 12/13/20 to 06/14/21. (Not to exceed 6 months)

This request is due to: EXTENSION OF TEMPORARY DISCONTINUANCE. NO BUSINESS DUE TO COVID-19

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

CHAD TAYLOR

Printed name of Certificate Holder

702-303-1438

Phone number Fax number

chad@etalv.com

Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E Plumb Lane
Suite 229
Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 62

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Colombian Enterprises, LLC d/b/a LV Bus Express to discontinue operations authorized under Certificate of Public Convenience and Necessity 2180 December 24, 2020 through June 24, 2021.	)	Docket 20-06018

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on June 25, 2020, Carlos Camacho, Owner of Colombian Enterprises, LLC d/b/a LV Bus Express ("Petitioner") filed a Request, designated as Docket 20-06018, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2180 for the period of June 24, 2020 through December 24, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the July 22, 2020 general session.
3. That on December 24, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of December 24, 2020 through June 24, 2021.
4. That the Request on file herein comes within the purview of the statutes of the State of Nevada.

5. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Colombian Enterprises, LLC d/b/a LV Bus Express to temporarily discontinue operations authorized under CPCN 2180 is hereby GRANTED for the period December 24, 2020 through June 24, 2021, subject to the condition set forth in subparagraph 2 below.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2180 and:
   a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
   b. Provide evidence of current vehicle liability insurance and Form E,
   c. Provide proof of enrollment in a random drug testing consortium and current enrollment list,
   d. Ensure all drivers have applied for temporary drivers' permits, and
   e. Ensure carrier has an approved safety plan on file with the NTA.
3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-06018 Extension

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

RECEIVED
DEC 24 2020
Nevada Transportation Authority
Las Vegas, Nevada

Request to Temporarily Discontinue Service

Company Name: COLOMBIAN ENTERPRISES, LLC dba LV BUS EXPRESS

Address: 3525 W. HACIENDA AVE

City, State, Zip: LAS VEGAS, NV 89118

CPCN: 2180

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 12/24/2020 to 06/24/2021. (Not to exceed 6 months)

This request is due to: EXTEND TEMPORARY DISCONTINUANCE. NO BUSINESS DUE TO COVID-19

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

CARLOS E. CAMACHO
Printed name of Certificate Holder

702-807-5084
Phone number Fax number

ulslv@outlook.com
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E Plumb Lane
Suite 229
Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 63

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Golden Transportation, LLC d/b/a Golden Transportation to discontinue operations authorized under Certificate of Public Convenience and Necessity 2236 from December 28, 2020 through May 28, 2021.	))))))	Docket 20-06023

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on July 1, 2020, Awot Alebachew, Owner of Golden Transportation, LLC d/b/a Golden Transportation ("Petitioner") filed a Request, designated as Docket 20-06023, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2236 for the period of June 28, 2020 through December 28, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the Request required retroactive approval.
3. That the request was granted at the September 17, 2020 general session.
4. That on December 22, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of December 28, 2020 through May 28, 2021.
5. That the Request on file herein comes within the purview of the statutes of the State of Nevada.

6. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Golden Transportation, LLC d/b/a Golden Transportation to temporarily discontinue operations authorized under CPCN 2236 is hereby GRANTED for the period December 28, 2020 through May 28, 2021, subject to the condition set forth in subparagraph 2 below.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2236 and:
    a. Ensure carrier has an approved safety plan on file with the NTA.
    b. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
    c. Provide evidence of current vehicle liability insurance and Form E,
    d. Ensure that all drivers have applied for drivers' permit, and
    e. Provide proof of enrollment in a random drug testing consortium and current enrollment list.

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3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20 Extension 6023

RECEIVED
DEC 22 2020
Nevada Transportation Authority
Las Vegas, Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

Request to Temporarily Discontinue Service

Company Name: Golden Transportation

Address: 9187 Mcginnis Ave.

City, State, Zip: Las Vegas NV. 89148

CPCN: 2236

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 12/28/2020 to 5/28/2020. (Not to exceed 6 months)

This request is due to: Covid-19

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Awot Alebachew
Signature of Certificate Holder

Awot Alebachew
Printed name of Certificate Holder

702-250-3456
Phone number Fax number

Abel2be@aol.com
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E Plumb Lane
Suite 229
Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 64

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of VIP Transportation of Nevada, LLC to discontinue operations authorized under Certificate of Public Convenience and Necessity 2154 from December 1, 2020 through June 1, 2021.	)	Docket 20-07004

At a general session of the Nevada Transportation Authority held on January 28, 2020.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on July 9, 2020, Neil Farrell, Owner of VIP Transportation of Nevada, LLC ("Petitioner") filed a Request, designated as Docket 20-07004, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2154 for the period of June 1, 2020 through December 1, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the September 17, 2020 general session.
3. That on November 30, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of December 1, 2020 through June 1, 2021
4. That the Request on file herein comes within the purview of the statutes of the State of Nevada.

5. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of VIP Transportation of Nevada, LLC to temporarily discontinue operations authorized under CPCN 2154 is hereby GRANTED for the period December 1, 2020 through June 1, 2021, subject to the condition set forth in subparagraph 2 below.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2154 and:
    a. Ensure carrier has an approved safety plan on file with the NTA.
    b. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
    c. Provide evidence of current vehicle liability insurance and Form E,
    d. Ensure that all drivers have applied for drivers' permit, and
    e. Provide proof of enrollment in a random drug testing consortium and current enrollment list.

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3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-07004

RECEIVED
NOV 30 2020
Nevada Transportation Authority
Las Vegas Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

EXTENSION

Request to Temporarily Discontinue Service

Company Name: VIP Transportation Of Nevada

Address: 3250 Pollux Avenue, Suite A

City, State, Zip: Las Vegas, Nevada 89102

CPCN: 2154

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from December 1, 2020 to June 1, 2021. (Not to exceed 6 months)

This request is due to: Current Economic Conditions Due To Worldwide Pandemic Covid 19

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

Neil Farrell

Printed name of Certificate Holder

7026495466 7023625966

Phone number Fax number

LVvip411@gmail.com

Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E Plumb Lane
Suite 229
Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 65

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Five Star Limo, LLC d/b/a Five Star Limobus to discontinue operations authorized under CPCN 2153 from January 14, 2021 through June 14, 2021.	)))))	Docket 20-10022

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on October 13, 2020, Daniel Akopyan, President of Five Star Limo, LLC ("Petitioner") filed a Request, designated as Docket 20-10022, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2153 for the period of October 14, 2020 through January 14, 2021. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the November 19, 2020 general session.
3. That on December 28, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of January 14, 2021 through June 14, 2021
4. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
5. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

///

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Five Star Limo, LLC d/b/a Five Star Limobus to temporarily discontinue operations authorized under CPCN 2153 is hereby GRANTED for the period January 14, 2021 through June 14, 2021.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2153 and:
   a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
   b. Provide evidence of current vehicle liability insurance and Form E,
   c. Ensure that all drivers have applied for drivers' permit,
   d. Provide proof of enrollment in a random drug testing consortium and current enrollment list, and
   e. Ensure an approved safety plan is on file with the NTA.
3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-10022 Extension

RECEIVED
DEC 2 8 2020
Nevada Transportation Authority
Las Vegas, Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

Request to Temporarily Discontinue Service

Company Name: FIVE STAR LIMO LLC

Address: 4345 w. POST RD.

City, State, Zip: LAS VEGAS NEVADA 89118

CPCN: 2153

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 01/14/2021 to 06/14/2021. (Not to exceed 6 months)

This request is due to: Business restructuring due to covid 19 crsis

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

Danil Akopyan
Printed name of Certificate Holder

(702) 445-7700 (702)-445-7701
Phone number Fax number

fivestarlimonv@gmail.com
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E Plumb Lane
Suite 229
Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 66

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Alejandro Morales Mejia d/b/a A&L Towing to discontinue operations authorized under CPCN 7425 from December 20, 2020 through June 20, 2021.	)))))	Docket 20-10033

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on October 20, 2020, Alejandro Morales Mejia, owner of A&L Towing ("Petitioner") filed a Request, designated as Docket 20-10033, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7425 for the period of October 19, 2020 through December 19, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the November 19, 2020 general session.
3. That on January 5, 2021, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of December 20, 2020 through June 20, 2021.
4. That the Request requires retroactive approval.
5. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
6. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Alejandro Morales Mejia d/b/a A&L Towing to temporarily discontinue operations authorized under CPCN 7425 is hereby GRANTED for the period December 20, 2020 through June 20, 2021.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 7425 and:
   a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
   b. Provide evidence of current vehicle liability insurance and Form E,
   c. Ensure that all drivers have applied for drivers' permit,
   d. Provide proof of enrollment in a random drug testing consortium and current enrollment list, and
   e. Ensure an approved safety plan is on file with the NTA.
3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-10033

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

RECEIVED
JAN 05 2021
Nevada Transportation Authority
Las Vegas, Nevada

Request to Temporarily Discontinue Service

Company Name: A & L TOWING

Address: 1101 VIRGIL ST. EXTENSION

City, State, Zip: LAS VEGAS NV 89110

CPCN: 7425

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 12/22/2020 12/20/20 to 06/22/2021 6/20/21. (Not to exceed 6 months) *

This request is due to: TRUCK BREAK DOWN

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

ALEJANDRO MORALES MEJIA
Printed name of Certificate Holder

702-308-2642 702-802-2684
Phone number Fax number

AYLTOWING@YAHOO.COM
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue Suite 200 Las Vegas, NV 89102	or	1755 E Plumb Lane Suite 229 Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

* Prior Period applied 12/19/2020 – Discussed with Mr Morales 1/5/21
He has authorized this change
1/5/21

OATH

STATE OF Nevada }

COUNTY OF Clark }

I, ALEJANDRO MORALES MEJIA, being duly sworn, state that I file this application as (indicate relationship to applicant, i.e. owner, title as officer, etc.) A & L TOWING; that, in such capacity, I am qualified and authorized to file and verify such application; that I have carefully examined all the statements and matters contained in the application; and that all such statements made and matters set forth therein are true and correct to the best of my knowledge, information, and belief. Affiant further states that the application is made in good faith and presents evidence in support of said application on every particular requested by the Nevada Transportation Authority.

Signature of Affiant

Subscribed to and sworn before me on this 31st day of December, 2020.

FRANCISCO ARIAS
NOTARY PUBLIC
STATE OF NEVADA
APPT. No. 06-80321-1
MY APPT. EXPIRES FEBRUARY 07, 2023

Notary Public

Signature of Attorney, if any

Mailing address of applicant:
1101 VIRGIL ST. LAS VEGAS
NEVADA 89110
Phone: 702-308-2642
Fax: 702-802-2684
Email: AYLTOWING@YAHOO.COM

Mailing address of attorney:
Phone:
Fax:
Email:

Agenda Item# 67

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Abraham Limo Service, Inc. d/b/a ALV Operated by Crown Limo, LLC to discontinue operations authorized under CPCN 1104, Sub 3 from December 28, 2020 through March 31, 2020.	)	Docket 20-10036

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on October 21, 2020, Abayaneh Gasher, owner of Abraham Limo Service, Inc. d/b/a ALV Operated by Crown Limo, LLC ("Petitioner") Simultaneously filed two Requests, designated as Docket 20-10036, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 1104, Sub 3 for the periods of March 15, 2020 through September 15, 2020 and September 16, 2020 through December 28, 2020 concurrently. The Requests were filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That on January 6, 2021, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance op operations for the period of December 29, 2020 through March 31, 2021.
3. That the request requires retroactive approval.
4. That the Request on file herein comes within the purview of the statutes of the State of Nevada.

5. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Requests of Abraham Limo Service, Inc. d/b/a ALV Operated by Crown Limo, LLC to temporarily discontinue operations authorized under CPCN 1104, Sub 3 is hereby GRANTED for the period of December 29, 2020 through March 31, 2021.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 1104, Sub 3 and:
    a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
    b. Provide evidence of current vehicle liability insurance and Form E,
    c. Ensure that all drivers have applied for drivers' permit,
    d. Ensure all vehicles have current decals,
    e. Provide proof of enrollment in a random drug testing consortium and current enrollment list,
    f. Ensure an approved Safety Plan is on file with the NTA, and
    g. Ensure that NTA Annual Report filings are current.

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3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-10036
Extension

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

RECEIVED
JAN 06 2021
Nevada Transportation Authority
Las Vegas, Nevada

Request to Temporarily Discontinue Service

Company Name: Abraham Limo Services, Inc. Operated by Crown Limo, LLC

Address: 3975 Quail Ave, #1

City, State, Zip: Las Vegas, NV 89118

CPCN: 1104

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from December 29, 2020 to March 31, 2021. (Not to exceed 6 months)

This request is due to: COVID 19

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

Samuel Tesfamariam
Printed name of Certificate Holder

7024155044
Phone number Fax number

Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E Plumb Lane
Suite 229
Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 68

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of All City Towing & Recovery, LLC to discontinue operations authorized under CPCN 7406 from January 6, 2021 through July 6, 2021.	)))))	Docket 20-10037

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on October 22, 2020, Corey Wiggins, owner of All City Towing & Recovery, LLC ("Petitioner") filed a Request, designated as Docket 20-10037, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7406 for the period of October 5, 2020 through January 5, 2021. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the November 19, 2020 general session.
3. That on December 28, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of January 6, 2021 through July 6, 2021.
4. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
5. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of All City Towing & Recovery, LLC to temporarily discontinue operations authorized under CPCN 7406 is hereby GRANTED for the period January 6, 2021 through July 6, 2021.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 7406 and:
   a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
   b. Provide evidence of current vehicle liability insurance and Form E,
   c. Ensure that all drivers have applied for drivers' permit,
   d. Provide proof of enrollment in a random drug testing consortium and current enrollment list, and
   e. Ensure an approved safety plan is on file with the NTA.
3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

Extension

20-10037

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

RECEIVED
DEC 28 2020
Nevada Transportation Authority
Las Vegas, Nevada

Request to Temporarily Discontinue Service

Company Name: All City Towing and Recovery LLC

Address: 1308 Rolling Sunset St.

City, State, Zip: Henderson, NV. 89052

CPCN: 7406

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from full 6 months. (Not to exceed 6 months)

This request is due to: Mechanical Issues

1-6-21 ~ 7-6-21

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

C. Wiggins
Signature of Certificate Holder

Corey Wiggins
Printed name of Certificate Holder

(702) 202-2561 (702) 272-1793
Phone number Fax number

AllcitytowingLV@gmail.com
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue Suite 200 Las Vegas, NV 89102	or	1755 E Plumb Lane Suite 229 Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 69

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Upscale Limousine, LLC d/b/a Upscale Party Bus to discontinue operations authorized under Certificate of Public Convenience and Necessity 2259 from January 31, 2021 through March 31, 2021.	)	Docket 20-11013

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on November 12, 2020, Amognh Shebeshe, Owner of Upscale Limousine, LLC d/b/a Upscale Party Bus ("Petitioner") filed a Request, designated as Docket 20-11013, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2259 for the period of November 30, 2020 through January 30, 2021. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the December 17, 2020 general session
3. That on January 4, 2021, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of January 31, 2021 through March 31, 2021.
4. That the Request on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

5. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. The Request of Upscale Limousine, LLC d/b/a Upscale Party Bus to temporarily discontinue operations authorized under CPCN 2259 is hereby GRANTED for the period January 31, 2021 through March 31, 2021, subject to the condition set forth in subparagraph 2 below.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 2259 and:
    a. Undergo an operational inspection by Authority Staff **PRIOR** to resuming said operations,
    b. Provide evidence of current vehicle liability insurance and Form E,
    c. Ensure all drivers have applied for drivers' permit,
    d. Provide proof of enrollment in a random drug testing consortium and current enrollment list, and
    e. Ensure that an approved safety plan is on file with the NTA.

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3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

Docket 20-11013

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

RECEIVED
JAN 04 2021
Nevada Transportation Authority
Las Vegas, Nevada

Request to Temporarily Discontinue Service

Company Name: UPScale Limousine LLC

Address: 5415 W Hennion Ave Unit 2162

City, State, Zip: Las Vegas NV 89103

CPCN: 2259

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service from Jan 31st to March 31st. (Not to exceed 6 months)

The request is due to

OPERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL THE NEVADA TRANSPORTATION AUTHORITY ISSUES AN ORDER GRANTING A TEMPORARY DISCONTINUANCE OF SERVICE.

If you wish to resume operations prior to the end date of this request, you must first notify the Nevada Transportation Authority in writing, stating the date you intend to begin service, and provide proof of current insurance, and current tariffs, if applicable.

Signature of Certificate Holder

Amogrh Shebeshe
Printed name of Certificate Holder

702-589-1884
Phone number Fax number

Samogrh@yahoo.com
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E Plumb Lane
Suite 229
Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 70

Luxury Limousines of Las Vegas, LLC
Petition to Deviate
Docket 20-09020
January 28, 2021 General Session

December 17, 2020 general session minutes – item 59.

Docket 20-09020 The Petition to Deviate of Luxury Limousine of Las Vegas, LLC, CPCN 2248, to deviate from regulation NAC 706.379 and NAC 706.381. Staff investigation concluded. Tabled from prior general session.

Zev Kaplan, Esq appeared on behalf of the Applicant. Applications Manager Liz Babcock summarized the request and indicated Compliance staff did not support the request. Chief Compliance Audit Investigator Rene Revens summarized the requirements established in January 2016, stated what was needed to comply and that staff did not support the addition of the vehicle as it was manufactured as a truck, not as an incomplete vehicle. Jenna Randall offered an explanation for the lapse in certification of the upfitter. A lengthy discussion ensued. Item tabled to the next subsequent Agenda 3-0

Staff update:
This item was table in order to allow time for Ms. Jenna Randall to provide additional documentation as was indicated at the end of a lengthy discussion on this matter.

As of this writing, January 14, 2021, no additional documentation has been provided to support this deviation.

Staff recommendation:
Staff is recommending that this petition be denied as the vehicle(s) clearly do not meet the definition or guidelines of a charter bus. Should the carrier wish to continue this matter they can request that a workshop but in this instant matter Staff is recommending denial. Any additional documentation that may be provided would have to be presented at the general session .

9/18/20 Interim Authority Approved GA

RECEIVED
SEP 17 2020
Nevada Transportation Authority
Las Vegas, Nevada

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Petition of Luxury Limousine of Las Vegas, LLC For Approval to Place Vehicle into Service

Docket No. 20-09026

PETITION FOR INTERIM OPERATING AUTHORITY

COMES NOW, LUXURY LIMOUSINE OF LAS VEGAS, LLC ("LUXURY"), by and through its counsel, Zev Kaplan, Esq. of the law firm Wiley Petersen, and Submits the following PETITION FOR INTERIM OPERATING AUTHORITY to place a vehicle into service.

I.

FACTS

Luxury is currently a certificated carrier performing charter bus services under CPCN 2248. Luxury has currently filed a Petition to place into a service an additional vehicle to perform charter bus services. The vehicle was recently purchased from a limousine operator in South Carolina and inspected by NTA staff on Friday, September 5, 2020. At that time NTA Staff noted that the vehicle met the safety requirements but that the manufacturer plate states that the vehicle is a truck. This is true, but the vehicle was originally refitted into a passenger vehicle with 14+2 seating and all safety requirements met by First Class Customs, Inc., Springfield, Missouri. First Class Customs is a Mercedes certified "Master Upfitter." (See attached Exhibit A). While the manufacturer plate states the vehicle to be a truck it now meets the requirements of NAC706.381 and NAC 706.379 and all requisite safety requirements. It is understood that normally the vehicle would have the manufacturer plate state "incomplete" when delivered to the "Upfitter" but that did not happen in this instance. Mr. Habibian the owner of Luxury was unaware of this discrepancy until informed by NTA Staff during

the inspection, as required, prior to placing the vehicle into service.

II.

ARGUMENT

Luxury has followed the process for placing into service a new vehicle for the fleet. While Luxury recognizes that NTA Staff cannot disregard NTA's regulations, Luxury attempted to follow the regulatory process in good faith. Mr. Habibian expended significant amount of money to acquire the vehicle and now through no fault of his own he has been precluded from utilizing the vehicle. It is unlikely that the NTA will be able to complete its investigation and processing of the current Petition for the approval of the vehicle prior to the October NTA meeting. Mr. Habibian and Luxury are incurring substantial financial obligations in the interim without the ability to garner any income from use of the vehicle.

As a currently certificated carrier, Luxury needs to be able to place the vehicle into service to not suffer further financial harm and will do so in compliance with NTA requirements, as it has done in the past.

III.

CONCLUSION

Based on the above facts and the need to place the new vehicle into the fleet to provide services in a timely fashion, Luxury hereby requests the granting of the interim operating authority to perform the place the vehicle into service pending final approval of its Petition. Luxury will comply with all requirements of the NTA during the interim period of operation under its existing CPCN 2248.

Dated this 11th day of September 2020.

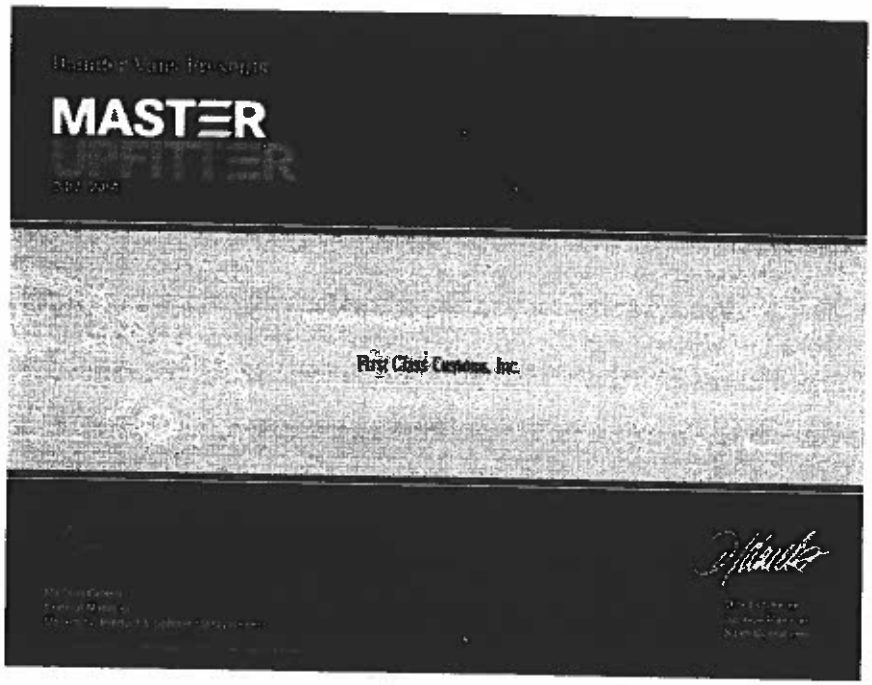
Respectfully submitted.

Zev Kaplan
Wiley Petersen
1050 Indigo Drive
Suite 200B
Las Vegas, NV 89145
702-324-8454

Gmail Search mail

EXHIBIT "A"

The NTA regulation states, "must be modified for use as a traditional limousine or livery limousine, as appropriate, by a builder of coaches or modifier of motor vehicles who is certified as such by the manufacturer of the manufacturer makes such certification."



Assigned: Compliance Audit Investigator Desirée Main Docket: 20-09020

Luxury Limousines of Nevada – CPCN 2248 – Petition to Deviate

This carrier has put two other Mercedes Sprinters in service in January 2018 and July 2020. Both vehicles were put into service with General Manager, Jenna Randall. For those inspections the NTA required the same documents and the carrier was able to produce them and subsequently the vehicles were approved by NTA Investigators. This is evident that the carrier was aware of the requirements for placing a Mercedes Sprinter into service.

Specific to the current Sprinter:

01/2019 – Manufactured by Daimler (Manufacturer Daimler AG's sticker indicates vehicle was sold fully manufactured as a 'truck')

07/2019 – A carrier out of South Carolina, Carolina's Executive Limo Line, Inc purchased the vehicle from First Class Customs, Inc

08/2019 – The Vehicle was upfitted by First Class Customs, Inc

09/2020 – Vehicle is leased by First Class Customs, Inc to Luxury Limousines of Las Vegas, LLC

09/2020 – Luxury Limousines of Las Vegas scheduled a vehicle inspection with me. This vehicle did not pass inspection because it was a fully manufactured truck by Daimler as indicated by the door tag. The chain of custody shows that it was purchased as a truck by Carolinas Executive Limo Line then upfitted by First Class Customs, Inc. So, it is evident by review of the documents that the vehicle was not in the possession of Mercedes through upfitting.

First Class Customs primarily upfits Mercedes Sprinters as evident by their website. According to NHTSA they have been identified as an approved manufacturer/up-fitter since July 2015 for class 3 vehicles (10,001-14,000lbs). In reading reviews of this company (First Class Customs) most of them are positive in nature. Those that are rated low are non-descriptive and do not provide any real negative comments to base my review on. With the interim order the Carrier provided a Master Upfitter Certificate for 2017/2018 for First Class Customs. However, this vehicle was upfitted in 2019. I did search the Master Upfitter portal and based on my investigation it does not appear that First Class Customs, Inc was recognized as a Daimler Master Upfitter during the time this vehicle was upfitted.

I do not support the addition of this vehicle because it does not fit the clearly outlined requirement of adding a Mercedes Sprinter under a charter bus CPCN. As previously stated, this carrier is very aware of the requirements of adding these types of vehicles as they have been compliant with these requirements in the past.

My investigation of this specific vehicle based on the vin number resulted in finding three recalls out on this vehicle that are marked as unresolved according to NHTSA. Should the Commission allow this vehicle to be put into service my recommendation would be that the carrier be required to provide proof that the safety related recalls are addressed. Once resolved, the carrier should be required to provide written proof from the manufacturer (as required by NHTSA) that these items have been resolved.

CPCN # 2248

September 3, 2020

Department of Business & Authority
Transportation Service Authority
3300 W Sahara Ave Ste: 200
Las Vegas, NV 89102

Effective, 9/03/20 we would like to:

X add a vehicle to fleet

___ remove a vehicle (out of service)

___ replace a vehicle in our fleet

Make: Mercedes
Model: Sprinter 3500
Year: 2019
Passengers: 16
VIN: WD3PF4CD1KP075636
License Plate #: 346M67
Fleet #: 9

If there are any questions, please feel free to contact me at our office 702-499-9000 or via my cell 435-229-3291.

Regards,

Shaun Habibian
Owner

DMV
dmvnv.com

Department of Motor Vehicles
555 Wright Way
Carson City, NV 89711-0625
(775) 684-4368

2021 EXPIRES 9/4/2021

LICENSE NUMBER	YEAR	MAKE	TYPE	CYL	MSRP	FUEL	AXLE	DECLARED WEIGHT	UNLADEN WEIGHT
346M67	2019	MERC	TPV	6	53690.00	D	2	12500	7800

VEHICLE IDENTIFICATION NUMBER	MODEL NAME/LENGTH	COUNTY BASED
WD3PF4CD1KP075636	SPRINTER 3500/4500	CLARK

ISSUE DATE	FLEET NUMBER	UNIT NUMBER	FARM/RANCH VEHICLE	DECAL NUMBER	PLATE BACKGROUND
9/4/2020			N	346M67	HOME MEANS NEVADA

LUXURY LIMOUSINE OF LAS VEGAS, LLC (REGD)

LUXURY LIMOUSINE OF LAS VEGAS, LLC
4275 ARVILLE ST STE C
LAS VEGAS NV 89103-3741

PEEL HE

instructions for applying the decal to the rear license plate are on the reverse of this form.

PLATES AND REGISTRATION MUST BE RETURNED WHEN NOT OPERATING THE VEHICLE

Form MVRE804 141296031 - 3036 - 7452

NEVADA PERMANENT INSURANCE IDENTIFICATION CARD

COMPANY NAIC NUMBER: 11991

COMPANY NAME AND ADDRESS: [X] COMM/L [ ] FLEET [ ] PERSONAL

National Casualty Company
Morris Corporate Center 1
Parsippany NJ 07054

POLICY NUMBER: QPO0002676

EFFECTIVE DATE: 8/28/2020

EXPIRATION DATE: 12/28/2020

YEAR: 2019

MAKE/MODEL: Mercedes Sprinter

VEHICLE IDENTIFICATION NUMBER: WD3PF4CD1KP075636

IF "FLEET", NAME OF REGISTERED OWNER:

AGENCY/COMPANY ISSUING CARD AND PHONE NUMBER
Edgewood Partners Insurance Center
(702)364-4727

COVERAGE MEETS REQUIREMENTS SET FORTH IN NRS 485.185

INSURED NAME AND ADDRESS

Luxury Limousine of Las Vegas LLC
4275 Arville St Ste C

Las Vegas NV 89103

SEE IMPORTANT NOTICE ON REVERSE SIDE

THIS CARD MUST BE KEPT IN THE INSURED MOTOR VEHICLE FOR PRODUCTION UPON DEMAND

IN CASE OF ACCIDENT: Report all accidents to your Agent/Company as soon as possible. Obtain the following information:

1. Name and address of each driver, passenger and witness.
2. Name of Insurance Company and policy number for each vehicle involved.

THE FRONT OF THIS DOCUMENT CONTAINS AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

THIS CARD HAS BEEN APPROVED BY THE NEVADA COMMISSIONER OF INSURANCE

© 2010, 2013 ACORD CORPORATION. All rights reserved.

Nevada Transportation Authority
ANNUAL VEHICLE INSPECTION REPORT

CERTIFICATION: This vehicle has been inspected in accordance with 49 CFR 396.17(c) and Appendix G to 49 CFR Subchapter B.

Motor Carrier Name: Luxury Limousine of Las Vegas	Inspection Date: Sept 2, 2020
Street Address, City, State and Zip Code: 4275 Arville St. #C LV NV 89103	Unit Number: #9
Vehicle Year, Make and Model: 2019 Mercedes Sprinter	License Plate Number and Issuing State: 346M67 NV
Vehicle Identification Number: WD3PF4CD1KP0756316	

TIRES	OK	Repair Date
Steering axle tires tread	✓	
All other tires tread	✓	
WHEELS & RIMS		
Wheels & Rims	✓	
Fasteners	✓	
Lock or Side Ring	✓	
Welds	✓	
SUSPENSION		
Spring Assembly	✓	
Cracked, Broken, Loose or Missing Parts	✓	
Torque, Radius or Tracking Components	✓	
LIGHTING DEVICES		
All lighting devices and reflectors required by section 393 shall be operable	✓	
SAFE LOADING		
Vehicle part(s) or condition such that the spare tire or any part of the load or dunnage CANNOT fall onto the roadway	✓	
Protection against shifting cargo	✓	
WINDSHIELD WIPERS		
Power unit DOES NOT have inoperative wiper, missing or damaged parts.	✓	
COUPLING DEVICES		
Drawbar/Towbar Eye	N/A	
Drawbar/Towbar Tongue	N/A	
Safety Devices	N/A	
Saddle-Mounts	N/A	
Fifth Wheels	N/A	
Pintle Hooks	N/A	
FUEL SYSTEM		
NO visible leak	✓	
Fuel Tank Filler Cap Present	✓	
Fuel Tank Securely Attached	✓	
WINDSHIELD GLAZING		
NO cracks or vision reducing matter except as in 49 CFR 393.60	✓	

BRAKE SYSTEM	OK	Repair Date
Service Brakes	✓	
Parking Brakes	✓	
Drums & Rotors	✓	
Brake Hose	✓	
Hydraulic Brakes	✓	
Brake Tubing	✓	
Electric Brakes	N/A	
Air Compressor	N/A	
Vacuum Systems	N/A	
Low Pressure Warning Devices	N/A	
Tractor Protection Valve	N/A	
EXHAUST SYSTEM		
NO leak at a point forward of or directly below the driver/sleeper compartment	✓	
DOES NOT leak into atmosphere	✓	
NO part of exhaust system so located as would likely result in burning, charring or damaging the electrical wiring, fuel supply or any combustible part of the motor vehicle.	✓	
STEERING MECHANISM		
Steering Wheel Free Play	✓	
Front Axle Beam & Steering Components Other Than Steering Column	✓	
Steering Column	✓	
Steering Gear Box	✓	
Pitman Arm	✓	
Power Steering	✓	
Ball & Socket Joints	✓	
Tie Rods & Drag Links	✓	
Nuts	✓	
Steering System	✓	
FRAME		
Frame Members	✓	
Tire & Wheel Clearance	✓	
Adjustable Axle Assembly (sliding subframes)	N/A	
HORN	✓	

Inspection Garage/Company Name: STAR LIMO REPAIR	Street Address: 3867 S VALLEY VIEW SUITE 34
Telephone Number: 702 929 5713	City, State, Zip Code: LV NV 89103
Printed Name of Qualified Inspector: ERIC HANSON BOTHA	Qualified Inspector's Signature:

Star Limo Repair Specialist Office

3867 S. Valley View
Suite 19
(702) 892-9950

Star Limousine Repair
3867 S. Valley View Blvd.
Suite 19
Las Vegas, NV 89103

Titus LEASING COMPANY

MASTER LEASE

Agreement No. 49825

THIS AGREEMENT FOR LEASING made and entered into as of the 1ST day of SEPTEMBER 2020 by and between Titus Leasing Company, whose address is 1851 CENTER STREET, CAMP HILL, PA 17011 ("Lessor")

and LUXURY LIMOUSINE OF LAS VEGAS, LLC whose address

is 4275 S. ARVILLE STREET, SUITE C, LAS VEGAS, NV 89103 ("Lessee").

LESSOR AND LESSEE AGREE:

1. LEASE OF UNIT. Lessor agrees to lease to Lessee and Lessee agrees to lease from Lessor the motor vehicle or vehicles (the "Unit", regardless of whether referencing one or more vehicles) described in the lease schedule(s) "A" referencing this Agreement executed by Lessor and Lessee from time to time (the "Schedule") for the respective lease term for each Unit specified in such Schedules (the "Lease Term"). Lessee may use the vehicles leased hereunder at all times during their Lease Terms, but only for legal purposes and in compliance with Paragraphs 4 and 5 hereof.

2. RENTAL. The rent for the Unit will be as specified in the Schedule. Lessee agrees to pay Lessor the monthly lease charges with respect to the Unit specified in the applicable Schedule as the "Monthly Rental" plus any applicable sales and use taxes for the Unit, together with all other charges payable by Lessee hereunder or under any Schedule, monthly in advance. Date in Service billing shall be at the discretion of the Lessor subsequent billing will be due on the first day of each month thereafter. Payment shall be made at Lessor's address noted above or elsewhere as Lessor or any assignee of Lessor by notice directs. Interest shall accrue on any Monthly Rental due but not received on or prior to the tenth day of the month, from such first day of the month to but not including the date of payment, at a rate of two percent in excess of the rate announced from time to time by lender as prime rate or at the maximum legally permissible rate, whichever is less, which interest may be billed on the following month's invoice.

3. PER MILE RENTAL. If a "Per Mile Rental" is entered on the applicable Schedule, Lessee's use of the Unit beyond the base number of miles entered thereon (the "Base Mileage") will be subject to a charge determined by multiplying the number of miles in excess of such Base Mileage times the charge per mile (the "Per Mile Rental") so entered. Lessee shall pay such amount to Lessor upon the termination of the applicable Lease Term. Mileage shall be determined by reference to the vehicle condition report described in Paragraph 15 hereof.

4. MAINTENANCE AND REPAIRS. Lessee shall at all times during the applicable Lease Term maintain the Unit in good mechanical and physical repair and operating condition and shall furnish, at its expense, including labor costs, all operating fluids and new parts necessary for that purpose, and assumes full responsibility for the performance of such obligations. Lessee and its agents shall comply with instructions furnished by the manufacturer concerning the care and maintenance of the Unit, comply with the manufacturer's maintenance schedule, comply with all manufacturer's recalls and do everything necessary to maintain all manufacturer's warranties in effect for their maximum duration; and shall reimburse Lessor for the cost of mechanical repairs (parts and labor) attributable to Lessee's failure to do so. Lessee will cause the Unit to be used only in a careful and prudent manner and in accordance with the manufacturer's recommendations and instructions; secure the prompt repair of any damage to any Unit caused by collision or other casualty; pay for all washings, storage charges, parking charges or fines; and supply all gasoline, oil, fluids and special additives. Lessee shall be responsible for obtaining any periodic inspection of the Unit required by the applicable law of any state in which the Unit is located, registered or licensed. The cost of any such examination and of any repairs or adjustments required thereby will be paid by Lessee. Any replacement tires needed during the Lease Term with respect to any Unit shall be furnished by Lessee at Lessee's expense and shall be of original equipment quality. Lessor or any assignee of Lessor may from time to time inspect the leased Unit to assure Lessee's compliance with the foregoing provisions.

5. USE OF UNIT. Use of the Unit is confined to Lessee, including its agents and its employees holding a valid license to operate Unit, in pursuit of Lessee's business in the continental United States and Canada and the Unit shall not be removed from the continental United States and Canada at any time. Lessee shall not permit any person under the age of twenty-one (21) years to operate the Unit. Lessee assumes sole responsibility for and shall indemnify and hold Lessor harmless from any expenses, claims, liability and costs of every nature incurred as a result of use of the Unit during the Lease Term, whether or not such use has been authorized by Lessor or Lessee. Unless otherwise provided in the applicable Schedule, the Unit shall not be used for towing, and any damage of any nature occasioned by the use of the Unit for towing shall be at the sole expense of Lessee, EVEN IF SUCH USE IS PERMITTED BY LESSOR OR ANY EMPLOYEE OR AGENT OF LESSOR. Lessee shall not install any luggage racks, antennae, or other attachments, other than factory equipment, that might affect the finish of the Unit.

6. DISCLAIMER OF WARRANTIES AND LIMITATION OF LIABILITY. Lessor agrees to make available to and to cooperate in procuring for Lessee the benefits of the standard factory warranties and all other expenses and implied warranties of manufacturers with respect to the Unit. EXCEPT AS STATED IN THE PRECEDING SENTENCE, LESSOR MAKES NO EXPRESS OR IMPLIED WARRANTIES OF ANY KIND WITH RESPECT TO ANY VEHICLE LEASED HEREUNDER AND LESSEE AGREES THAT NEITHER LESSOR NOR ANY EMPLOYEE OR AGENT OF LESSOR HAS MADE ANY EXPRESS OR IMPLIED WARRANTIES OF ANY KIND, THAT LESSOR SPECIFICALLY DISCLAIMS ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR ANY PARTICULAR USE OR PURPOSE, AND THAT IF ANY SUCH WARRANTIES ARE GIVEN OR MADE BY ANY SUCH EMPLOYEE OR AGENT, THEY ARE NOT AUTHORIZED BY LESSOR AND LESSEE WILL NOT BE ENTITLED TO RELY THEREON. In no event shall Lessor be liable, under this Master Lease or any Schedule or otherwise, for consequential, incidental or special damages, lost profits, loss of business opportunities or relationships, or any other economic loss arising by reason of or as a result of any loss of use of any Unit, any unavailability of any Unit for any reason, any loss of time or inconvenience, any interruption in the availability or operation of any Unit, or any other loss, damage or expense sustained, paid or incurred by Lessee or any other person, for any reason whatsoever other than a default by Lessor in performance of the express terms of this Master Lease. Lessor is not responsible for providing temporary replacements while any Unit is out of service for maintenance or repairs or if stolen or confiscated.

7. RISKS AND INDEMNITY. Lessee shall indemnify and hold harmless Lessor and Lessor's agents, employees and assignees from and against (i) any damage, loss, theft or destruction of any Unit and the contents thereof during their respective Lease Term, and (ii) any loss, damage, injury, claim, demand, cost and expense (including attorney fees and court costs) arising out of or connected with the use, operation or condition (including all defects whether or not discoverable by either party) of any Unit during their respective Lease Term. Each party shall promptly notify the other of any such loss, damage, injury, claim, demand, cost or expense of which it has knowledge. Lessee shall be entitled, at its own expense, to participate in the defense of any such claim or demand, which defense shall be subject to the direction and control of Lessor. Lessor shall be subrogated to all rights which Lessee may have in any matter arising under this Master Lease or any Schedule and for which Lessor has undertaken legal action hereunder, and Lessee agrees to execute and deliver instruments or papers and do everything necessary to obtain recovery from any party or parties against whom such rights may accrue.

8. INSURANCE COVERAGE.

(i) **Liability Insurance.** Lessee shall, at its sole cost, provide and maintain during the Lease Term a policy or policies of vehicular liability insurance satisfactory to Lessor, naming Lessor and assignee of Lessor as additional named insureds against liability for bodily injury or death and property damage caused by any occurrence arising out of the ownership, maintenance, use or operation of the Unit. Insurance shall afford limits of not less than a combined single limit of $500,000 or $250,000/$500,000 Bodily Injury and $50,000 Property Damage, with desired maximum deductible limits of $500 for collision and $200 for comprehensive per occurrence and a desired umbrella of $5,000,000.

(ii) **Physical Damage.** Lessee shall, at its sole cost, provide policies of collision, comprehensive, fire and theft insurance covering the Unit in amounts at all times at least equal to the "Actual Cash Value" thereof determined by Lessor or the insurer. Such policies shall not provide for any deductible in excess of the amount shown as the "Deductible Limit" on the applicable Schedule. Lessor and assignee of Lessor shall be named as loss payees and additional insured under such policies. Lessee shall reimburse Lessor for any uninsured loss of any accessories or equipment or by reason of any deductible from insurance coverage.

(iii) **Evidence of Insurance; Insurance by Lessor; Accident Reports.** Lessee shall deliver to Lessor, not less than three (3) days prior to the Date in Service of each Unit, a certificate or other evidence of issuance of all insurance required hereby by issuers satisfactory to Lessor; however Lessor's acquiescence to Lessee's certificate(s) shall not be a waiver of Lessee's insurance obligations. Each policy shall provide that the coverage afforded thereby cannot be cancelled or materially altered without fifteen (15) days' prior written notice to all parties insured thereby. Should Lessee fail to maintain insurance as required under this Paragraph 8 or fail to furnish Lessor with evidence of insurance, Lessor is authorized but not obligated to obtain insurance for Lessee without prejudice to any other remedy hereunder, and Lessee shall pay additional rent equal to the amount of the premium paid by Lessor for such policy. Lessor is further authorized but not obligated to provide any part or all of such insurance by self-insurance, in which event Lessee shall pay additional rent equal to the premium for commercial insurance then available to Lessor for coverage required under the terms of this Paragraph 8. Lessee, its agents and/or employees shall immediately notify Lessor by telephone of any accident or incident involving the Unit and confirm such notice in writing within three (3) working days of the accident or incident. Lessee, its employees and/or agents shall obtain (2) two complete repair estimates, one each from an authorized dealer and a reliable body shop, and shall submit these estimates to Lessor and the insurer for instructions on where the Unit is to be repaired prior to any repairs to the Unit.

(iv) **Other Insurance.** Lessee shall provide and pay for any other insurance or bonds that may be required by any third party as a condition to or in connection with Lessee's leasing, possession or use of any Unit.

9. ATTORNEY FEES AND COSTS. Lessee shall pay Lessor any and all costs and expenses incurred or sustained by Lessor to protect its interest and/or to enforce any term or provision of this Master Lease and/or any Schedule including, but not limited to, reasonable attorney fees, court costs and reasonable collection agency fees.

10. TAGS AND TAXES. The Unit shall be registered in the name of Lessor as owner and, if permitted by applicable law, of Lessee as lessee or user. Original and renewal of original license tags will be at the expense of Lessee. Lessee shall notify Lessor in writing, not less than five (5) days prior to transfer of the Unit to another principal place of garaging, of its intention to so transfer the Unit, and shall pay all registration, licensing and filing fees required to be paid by reason of transfer of the Unit to another jurisdiction. Lessee shall pay any sales, property, use or similar tax levied on the sale or lease of the Unit or required as a prerequisite to licensing by federal, state or municipal governments (other than the Federal Excise Tax on the original purchase of the Unit).

11. PERFORMANCE OF LESSEE'S OBLIGATION; REIMBURSEMENT. If Lessee shall fail or refuse, for any reason, to perform any provision hereof, Lessor may at its option, perform the same and Lessee shall reimburse Lessor its costs therefor upon demand.

12. SECURITY INTEREST.

(i) Lessor may, without notice to Lessee, assign, sell or grant a security interest in one or more of the Unit(s) and Schedule(s) and all sums due thereunder to one or more third parties. If Lessee is given notice of such assignment, Lessee shall acknowledge receipt thereof in writing and, if so directed, shall pay all amounts to Lessor's assignee as they become due hereunder. All right, title and interest of Lessor to the extent assigned shall inure to the benefit of such assignee, their successors and assigns, who shall be entitled to enforce all of Lessor's rights hereunder but shall be under no obligation to perform any of Lessor's obligations hereunder. Lessee will not assert against such assignee any claim, defense, set-off, counterclaim, abatement, recoupment or the like with respect to Lessor's obligations hereunder or with respect to Lessee's obligation to pay rent and other amounts becoming due under this Master Lease or any Schedule notwithstanding any claim Lessee may have against Lessor arising hereunder or thereunder or otherwise. Lessee may assert such claims only in an independent action against Lessor. Lessee will execute and acknowledge, on notice from Lessor or any assignee of Lessor, such financing statements and other instruments as may, in the opinion of Lessor or any assignee of Lessor, be desirable to record Lessor's or such assignee's right, title and interest in and to the Unit.

(ii) Both lessor and lessee agree that, notwithstanding any other provisions of the Lease, this Lease and the rights of each of them hereunder are subject and subordinate to the security interest of any financing source now held or hereafter to be taken in the equipment leased hereunder. In

consideration of this subordination, the above security holder has consented to the transfer and possession of this Lease of said leased equipment to the lessee.

13. TERMINATION FOR DEFAULT. The occurrence of any of the following events shall constitute an Event of Default hereunder: (i) failure by Lessee to provide any insurance to be provided by Lessee, or refusal by any mutually approved carrier to issue or renew any insurance required hereunder, or cancellation or suspension by the carrier of any insurance required hereunder; (ii) failure by Lessee to pay any Monthly Rental or Per Mile Rental or other sum then payable to Lessor hereunder if such failure continues for other than ten (10) days after Lessor has issued a demand notice for payment thereof; (iii) failure by Lessee to perform any other provision of this Lease to be performed by Lessee; or (iv) the filing of any petition by or against Lessee under any bankruptcy, reorganization or receivership law, or Lessee's making an assignment for the benefit of creditors or suffering the appointment of any trustee or receiver of Lessee's business or assets or any part thereof or making or suffering any voluntary or involuntary assignment of Lessee's interest in any Unit or suffering any lien, attachment or levy to become attached to any Unit, unless such petition, assignment, appointment, lien, attachment or levy be withdrawn or nullified within twenty (20) days.

Upon the occurrence of an Event of Default, in addition to any right or remedy Lessor may have at law or in equity, Lessor may at its election do any one or more of the following: (i) by written notice to Lessee, terminate this Master Lease and/or any or all Schedule(s) with respect to any or all Unit(s); (ii) proceed by court action at law or in equity to require Lessee to perform any provision of this Lease or any Schedule, or to recover damages for the breach thereof; (iii) require Lessee by written notice to return any or all Unit(s), or repossess the same and for such purpose enter upon Lessee's premises; (iv) sell, at a public auction or private sale, or re-lease any or all Unit(s); or (v) by written demand upon Lessee, require Lessee to pay, and Lessee shall immediately pay to Lessor, (A) all accrued but unpaid Monthly Rental, Per Mile Rental, and any other charges then due, through the date such payment is made, under the terms of this Master Lease or the applicable Schedule with respect to the Unit, plus (B), as liquidated damages for breach of this Master Lease or the applicable Schedule and not as a penalty, an amount equal to the sum of (x) the entire amount of Monthly Rental and all other charges which would have accrued under this Master Lease or the applicable Schedule with respect to the Unit during the balance of the Lease Term of Such Unit computed from the date of the Event of Default, discounted to present value over the remainder of the Lease Term at the rate of 10% per annum (simple) plus (y) the Anticipated Residual Value set forth on the applicable Schedule with respect to the Unit (which amount represents the value of the Unit at the scheduled expiration of the Lease Term originally anticipated by Lessor) discounted to present value over the remainder of the Lease Term at the rate of 10% per annum (simple) less (z) the "Net Proceeds" of "Sale" (as each of such terms is defined in Paragraph 14 hereof), if any, with respect to any Unit sold, or, in the case of any Unit returned to the possession of Lessor but not sold, less the wholesale value thereof as determined by Lessor. Interest shall accrue on the amounts described in subclause (x) above from the date of the Event of Default until the date such payment is made at a rate two percent in excess of the rate announced from time to time by lender , as prime lending rate, or the maximum rate allowed by law, whichever is less.

14. DAMAGES UPON EARLY TERMINATION. Upon the termination of this Master Lease or any Schedule as to any Unit prior to the expiration of its Lease Term, whether by reason of Lessee's desire to terminate, or the theft, destruction, confiscation or other loss of such Unit as described in Paragraph 16 hereof, or any other cause other than Lessee's default as described in Paragraph 13 hereof, Lessee shall immediately pay Lessor all damages suffered by Lessor by reason of such termination and by reason of any breach by Lessee of this Master Lease or any Schedule, including, (A) all accrued but unpaid Monthly Rental, Per Mile Rental, and any other charges then due, through the date such payment is made, under the terms of this Master Lease or the applicable Schedule with respect to the Unit, plus (B), as compensation to Lessor for loss of the benefit of the bargain by reason of early termination of this Master Lease or the applicable Schedule and not as a penalty, an amount equal to the sum of (x) the entire amount of Monthly Rental and all other charges which would have accrued under this Master Lease or the applicable Schedule with respect to the Unit during the balance of the Lease Term of such Unit, computed from the date of the termination, discounted to present value over the remainder of the Lease Term at the rate of 10% per annum (simple) plus (y) the Anticipated Residual Value set forth on the applicable Schedule with respect to the Unit (which amount represents the value of the Unit, at the scheduled expiration of the Lease Term, originally anticipated by Lessor), discounted to present value over the remainder of the Lease Term at the rate of 10% per annum (simple) less (z) any insurance proceeds or condemnation awards received by Lessor with respect to any Unit lost, stolen, confiscated, or destroyed or the "Net Proceeds" of "Sale" (as each of such terms is defined below), if any, with respect to any Unit sold, or, in the case of any Unit returned to the possession of Lessor but not sold, less the wholesale value thereof as determined by Lessor. Interest shall accrue on the amounts described in subclause (x) above from the date of the termination until the date such payment is made at a rate two percent in excess of the rate announced from time to time by lender as prime lending rate, or the maximum rate allowed by law, whichever is less. In the event of loss, theft, confiscation or destruction of any Unit, the Lease Term with respect thereto shall continue, and the Monthly Rental thereof shall continue to accrue, until Lessee has paid to Lessor the damages described in this Paragraph 14. Any "Sale" with respect to any Unit subject to early termination under this Paragraph 14 may be public or private and with or without notice to Lessee, shall be at wholesale, and shall be only for cash payable in full upon delivery of the Unit and its title papers to the purchaser. "Net Proceeds" as used herein shall mean the amount received on the sale, less all direct expenses of Lessor in preparing and holding the Unit for sale and selling it, less all Monthly Rental and other sums due Lessor if not otherwise paid, and less all debts and other obligations incurred by Lessee which, if not paid, might constitute a lien on the Unit or a liability of Lessor. If any Unit is in the possession of Lessee or Lessor at the time Lessee pays to Lessor the damages described in this Paragraph 14, and (i) Lessee desires to purchase the same or (ii) Lessor is unable to sell the same, then Lessee shall pay in full of the amounts described above in subclauses (A) and (B) (without giving effect to the deduction described in subclause (z) thereof); whereupon Lessee shall become the owner of such Unit and Lessor shall promptly execute, endorse and deliver to Lessee all appropriate documents of title, free of any lien.

15. RETURN OF UNIT. Upon the expiration or earlier termination by either party of the Lease Term with respect to any Unit:

(i) **Return.** Lessee shall return the Unit to Lessor, in as good condition as when first received, ordinary wear and tear excepted, at (a) Lessor's principal place of business or (b) such other location as may be designated by Lessor. Upon such return of a Unit, Lessor shall prepare a vehicle condition report and shall furnish a copy thereof to Lessee; provided, however, that such report shall not be binding upon Lessor with respect to vehicle mileage not correctly reflected by the vehicle odometer or any latent or concealed defect of any sort. "ORDINARY WEAR AND TEAR" does not include any defect as a result of which the Unit would not pass any applicable state or local inspection, including excessive tire wear; tire wear on passenger vehicles to less than 3/32" tread depth, regardless of whether such wear would be acceptable under state or local inspection; replacement of tires in unmatched sets; damage necessitating repairs to bumpers, grill and chrome trim; dents or holes in the body metal; paint damage from scrapes and dents; glass damage, including breaks, cracks, stone bruises, and sand damage; holes or tears in the interior fabrics and any unusual soiling or spotting; holes in the dash or elsewhere resulting from auxiliary equipment installation or any other alteration to the Unit; damage to headlining from holes, tears or unusual soiling; and damage requiring straightening or replacement of body parts or requiring refinishing of the Unit (which must match original paint). Lessee shall pay Lessor an amount equal to the cost and expense of all repairs required at the termination of the Lease Term with respect to each Unit other than "ordinary wear and tear" as described above. Costs incurred by Lessor as a result of Lessee's failure to cause the mechanical condition of the Unit to be maintained and repaired as required by Paragraph 4 hereof shall likewise be paid by Lessee to Lessor. All such cost and expense shall be based upon bona fide repair estimates.

(ii) **Repossession.** If Lessee fails to return the Unit, Lessor may repossess the same at any time wherever the same may be located, and may enter upon any premises of Lessee for that purpose, and shall hold the same when so repossessed free and clear of this Master Lease and any Schedule and any rights of Lessee hereunder or thereunder.

(iii) **Lost Vehicle.** If the Unit is lost, stolen, confiscated, or destroyed as described in Paragraph 16 hereof, Lessee shall promptly notify Lessor thereof and hold any wreckage for disposal by or at the direction of Lessor. Any wreckage not held by Lessee for disposal by Lessor shall be deemed sold at a price of zero dollars.

(iv) **Sums Due.** Upon any return or repossession, at or after expiration of the lease term, Lessee shall promptly pay Lessor all Monthly Rental and Per Mile Rental and other sums payable hereunder with respect to the Unit up to the time of such return or repossession, in advance of payment due Lessor of liquidated damage provision of Paragraph 13.

16. ADDITIONAL UNIT(S); EXTENDED TERM. Additional Unit(s) may be included in this Master Lease by addenda to or additional Schedule(s) mutually executed by Lessor and Lessee from time to time. Either Lessor or Lessee may, at least thirty (30) days, but not more than ninety (90) days, prior to the expiration of any Schedule as to any Unit, offer in writing to the other to continue such Schedule as to such Unit indefinitely on a month-to-month basis. If the other accepts such offer in writing such Schedule shall be so continued with respect to such Unit.

17. GENERAL PROVISIONS.

(i) **Successors.** This Master Lease and any Schedule shall bind the heirs, executors, administrators, successors and permitted assigns of the parties hereto, Lessee shall not assign this Master Lease or any Schedule nor sublease any Unit without the prior written approval of Lessor, which approval Lessor may withhold in its discretion. No permitted assignment or subleasing shall relieve Lessee of any of its obligations hereunder. Any purported assignment or sublease made without such approval shall be void.

(ii) **Severability.** In the event any provision of this Master Lease or any Schedule shall be held to be invalid or unenforceable in any jurisdiction, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining provisions hereof or thereof in such jurisdiction nor of any provision hereof or thereof in any other jurisdiction.

(iii) **No Waiver.** No waiver of any breach of any covenant or obligation itself, or of any subsequent breach thereof, and neither party hereto shall be justified in relying on any such waiver in any one or more instances as constituting a waiver of any subsequent breach.

(iv) **Notices.** All Notices required or permitting to be given shall be properly given only if in writing and mailed, registered or certified mail, return receipt requested, addressed to the party to be notified at the address appearing at the head of this Master Lease or to such other address as the party to be notified may have, by ten (10) days' prior notice, specified.

(v) **Entire Agreement; Amendment; Contents.** This Master Lease and any Schedule represent the entire agreement between Lessor and Lessee. All other previous and/or contemporaneous agreements or representations with respect to this Master Lease and any Schedule, either written or oral, are hereby annulled and superseded. No modifications hereof shall be binding on either party unless in writing and executed by Lessor and Lessee. Any headings preceding the text of the several paragraphs and sub-paragraphs hereof are inserted solely for convenience of reference and shall not constitute a part of this Master Lease nor shall they affect its meaning, construction or effect.

(vi) **Governing Law.** This Master Lease and any Schedule shall be construed and enforced according to the laws of the Commonwealth of Pennsylvania.

IN WITNESS WHEREOF, the parties have executed this Master Lease as of the year and date first written above.

LESSEE: LUXURY LIMOUSINE OF LAS VEGAS, LLC

By: [redacted]

Title: MEMBER/MANAGER

LESSOR: TITUS LEASING COMPANY

By: Donna J. Tomek

Title: VICE PRESIDENT

titusleasingco.

titusleasing.com
P.O. Box 626
Camp Hill, PA 17001-0626 • 1-800-227-3965

DELIVERY NOTICE & SCHEDULE A
FINANCE LEASE

DATE: 9/1/2020

DEALER

FIRST CLASS CUSTOMS, INC.
2051-B EAST KEARNEY STREET
SPRINGFIELD, MO 65803
800-862-6899

LESSEE

LUXURY LIMOUSINE OF LAS VEGAS, LLC
4275 S. ARVILLE STREET, SUITE C
LAS VEGAS, NV 89103

TELEPHONE 702-499-9000

TERM	PAYMENT
48 PAYMENTS	$2,055.00
MONTHLY SALES/USE TAX	$172.11
TOTAL MONTHLY PMT	$2,227.11
SECURITY DEPOSIT	$2,227.11
RESIDUAL	$1.00
MONTHLY DEPRECIATION FACTOR	2.08 %

CAPITALIZED COST $ 81,000.00

ALLOWABLE MILEAGE PER MONTH N/A

EXCESS MILES AT N/A PER MILE

VIN: WD3PF4CD1KP075636 | UNIT #: 9799

YEAR	MAKE	MODEL	BODY TYPE
2019	MERCEDES BENZ	SPRINTER 3500 FCC	LIMO VAN

EXTERIOR: WHITE

INTERIOR:

EQUIPMENT

ALL STANDARD EQUIPMENT, PLUS THE FOLLOWING UPGRADES

- ☐
- ☐
- ☐
- ☐
- ☐
- ☐
- ☐
- ☐

INSURANCE

COLLISION DEDUCT. $
COMPREH. DEDUCT. $
LIABILITY LIMITS $

NAME OF CARRIER: NATIONAL CASUALTY

POLICY # OPO0002676

DISPOSAL OF UNIT

Upon expiration of the minimum lease term for the Unit delivered hereunder, Lessee shall remit to Lessor the full payment of the Residual value referenced herein. Said remittance must transpire within 30 days of the expiration of the minimum lease term.

If any event of default occurs, during; prior to; or after the expiration of the minimum lease term, Paragraph 13 of the Master Lease to this Delivery Notice & Schedule A - Finance Lease, shall apply.

I certify that the vehicle listed above is equipped as stated and in satisfactory condition and I accept delivery as of 09/01/20. The minimum lease term for this unit is 48 months. It is agreed that the vehicle described hereon is subject to the conditions, charges, and terms contained herein. Executed this date, 09/01/20, as part of Master Lease Agreement No. 49825 dated 09/01/20 between the parties hereto.

LESSEE: LUXURY LIMOUSINE OF LAS VEGAS, LLC
BY: [signature]
PRINT: SHAUN HABIBIAN
TITLE: MEMBER/MANAGER

LESSOR: TITUS LEASING COMPANY
BY: Donna D Tomek
PRINT: DONNA D. TOMEK
TITLE: VICE PRESIDENT

titusleasingco.
titusleasing.com

1851 Center Street
Camp Hill, PA 17011

Mailing Address:
PO Box 626
Camp Hill, PA 17001-0626

TEL:717-731-0504
Toll-Free: 800-227-3965
Fax: 717-731-0726

TRAC ADDENDUM TO MASTER LEASE AGREEMENT # 49825

DELIVERY NOTICE – UNIT # 9799

Date: 9/1/20

The undersigned Lessee has the option to purchase the following described equipment:
2019 MERCEDES BENZ SPRINTER 3500 FCC LIMO VAN VIN: WD3PF4CD1KP075636
at the expiration of the referenced **48** month lease for the estimated residual value of **$1.00** .

If the actual residual value is less than the estimated residual value, then Lessee shall pay such deficiency to Lessor on the scheduled termination date of the lease and shall have no further rights to the vehicle(s).

If the actual residual value equals or exceeds the estimated residual value, then (i) Lessor shall retain the estimated residual value and (ii) Lessor shall pay the excess amount (less all reasonable selling and marketing expenses) to Lessee on the later of the scheduled termination date of the lease or ten (10) days after any sale by Lessor of the vehicle(s) subsequent to the sheduled termination date of the lease.

If no offer is received, or if no offer to purchase the vehicle(s) is accepted by Lessor or if the vehicle(s) is not sold for any reason, then the actual residual value shall be deemed to be zero (0) and the Lessee shall be deemed the purchaser and shall pay the estimated residual value to Lessor.

Lessor shall, upon receipt of the purchase price of the vehicle(s), convey title to the vehicle(s) to the purchaser by a bill of sale, which transfer shall be "as-is, where is", with all faults, without recourse to Lessor and without any representation or warranty of any kind whatsoever by Lessor, express or implied.

SPECIAL PROVISIONS: Pursuant to the provisions of Internal Revenue Code Section 7701(h)(2)(C), the undersigned Lessee (a) hereby certifies under penalty of perjury that more than 50% of the use of the property subject to this agreement will be used in the trade or business of the undersigned Lessee, and (b) clearly understands that the undersigned Lessee will not be treated as owner of the property for federal income tax purposes.

EXCEPT AS EXPRESSLY AMENDED BY THIS ADDENDUM, ALL TERMS AND CONDITIONS OF THE MASTER LEASE SHALL REMAIN IN FULL FORCE AND EFFECT INCLUDING, WITHOUT LIMITATION, LESSEE'S OBLIGATIONS WITH RESPECT TO THE RETURN OF THE VEHICLE(S) AT THE END OF THE LEASE TERM.

LESSEE: LUXURY LIMOUSINE OF LAS VEGAS, LLC

BY: [redacted]

TITLE: MEMBER/MANAGER

LESSOR: TITUS LEASING COMPANY

BY: Donna D. Tomek

TITLE: VICE PRESIDENT

CONSENT AND AGREEMENT

The undersigned hereby acknowledges notice of, and consents to, the assignment to **MANUFACTURERS AND TRADERS TRUST COMPANY** ("Assignee") of a certain lease dated the 1st day of **September**, **2020** (the "Assigned Lease") by and between the undersigned as Lessee and **TITUS CADILLAC OLDSMOBILE, INC. T/A TITUS LEASING CO.** (the "Lessor").

The undersigned warrants and agrees that:

1. Assignee shall be entitled to exercise any and all rights of Lessor under the Assigned Lease, but shall not be responsible or in any way obligated to perform the duties of the Lessor under the Assigned Lease.

2. The undersigned shall not cancel, terminate or modify the Assigned Lease without the prior written consent of Assignee; provided, however, that the undersigned may pay the Assigned Lease early.

3. As of the date hereof, the undersigned has no claim which has accrued against the Lessor or otherwise under the Assigned Lease or which may be asserted by way of set off or counterclaim against the Lessor or the Assignee.

4. The undersigned will make payments on the Assigned Lease directly to Assignee upon receipt of notice from Assignee.

5. This Consent and Agreement shall be binding upon the respective successors, and assigns of the undersigned and shall inure to the benefit of the Assignee and its successors, transferees and assigns.

IN WITNESS WHEREOF, the undersigned has duly executed this Consent and Agreement as of this 1st day of **September**, **2020**.

Luxury Limousine of Las Vegas, LLC

By: [redacted]

Title: **Member/Manager**

titusleasing.com
1851 Center Street
Camp Hill, PA 17011

Mailing Address:
PO Box 626
Camp Hill, PA 17001-0626

TEL:717-731-0504
Toll-Free: 800-227-3965
Fax: 717-731-0726

RESOLUTIONS OF LLC

I HEREBY CERTIFY that I am the duly elected and qualified Member/Manager of **LUXURY LIMOUSINE OF LAS VEGAS, LLC** and the keeper of the records of said LLC; that the following is a true and correct copy of a resolution duly adopted at a meeting of the Members/Managers thereof held in accordance with its by-laws, at its offices at **4275 S. ARVILLE STREET, SUITE C, LAS VEGAS, NV 89103** on the **1ST** day of **SEPTEMBER**, **2020**, and that the same are now in full force.

BE IT RESOLVED, That **SHAUN HABIBIAN - MEMBER/MANAGER**
(Name)
of this LLC is authorized to negotiate, procure and sign Installment Sale Contracts and/or Lease Agreements on behalf of, and in the name of this LLC.

IN WITNESS WHEREOF, I have hereunto affixed my name as a Member/Manager of said LLC to be hereto affixed this **1ST** day of **SEPTEMBER**, **2020**.

(Member/Manager)

PERSONAL GUARANTY

titusleasingco.

titusleasing.com
P.O. Box 626
Camp Hill, PA 17001-0626 • 1-800-227-3965

For valuable consideration, the receipt of which is hereby acknowledged, the undersigned jointly and severally, unconditionally guarantee to Titus Leasing Company, Camp Hill, Pennsylvania, hereinafter referred to as "TLC", the full and prompt performance by

LUXURY LIMOUSINE OF LAS VEGAS, LLC **4275 S. ARVILLE STREET, SUITE C, LAS VEGAS, NV 89103**

hereinafter referred to as "Obligor", of all obligations which Obligor presently or hereafter may have to TLC and payment when due of all sums presently or hereafter owing by Obligor to TLC whether arising by lease, note, or otherwise, and whether secured or unsecured. The undersigned further agree to indemnify TLC against any losses it may sustain and expenses it may incur as a result of any wrongful act of Obligor with respect to the performance of Obligor's obligations to TLC.

For the purposes of this guaranty and indemnity, all sums owing to TLC by Obligor shall be deemed to have become immediately due and payable if (a) Obligor defaults in any of its obligations to TLC; (b) a petition under any Chapter of the Bankruptcy Act, as amended, or for the appointment of a receiver of any part of the property of Obligor be filed by or against the Obligor, and not be dismissed within fifteen days; (c) Obligor makes a general assignment for the benefit of creditors, suspends business or commits any act amounting to a business failure; or (d) an attachment be levied or tax lien be filed against any of Obligor's property.

This shall be a continuing guaranty and indemnity and, irrespective of the lack of any notice to or consent of the undersigned, their obligations hereunder shall not be impaired in any manner whatsoever by any

(a) new agreements or obligations of Obligor with or to TLC; amendments, extensions, modifications, renewals or waivers of default as to any existing or future agreements or obligations of Obligor or third parties with or to TLC, or extensions of credit by TLC to Obligor;
(b) adjustments, compromises or releases of any obligations to Obligor, the undersigned or other parties, or exchanges, releases or sales of any security of Obligor, the undersigned or other parties;
(c) fictiousness, incorrectness, invalidity or unenforceability, for any reason of any instrument or writing, or acts of commission or omission by TLC or Obligor; or
(d) compositions, extensions, moratoria or other relief granted to Obligor pursuant to any statue presently in force or hereafter enacted.

Notice of TLC's acceptance hereof, of default or nonpayment by Obligor or any other parties, or presentment, protest and demand, and of all other matters of which the undersigned otherwise might be entitled, is hereby expressly waived.

The obligations hereunder of each of the undersigned are independent and serveral, and shall be binding upon their respective heirs and personal representatives. The failure of any person to sign this guaranty and indemnity shall not affect the liability hereunder of any signor thereof. The death or release from liability hereunder of any of the undersigned shall not relieve the others from liability hereunder. Each of the undersigned may terminate his obligations hereunder as to then future transactions between TLC and Obligor by notification to TLC by certified mail at P.O. Box 626, Camp Hill, Pennsylvania 17001-0626 provided, however, that such termination shall not affect either his liability hereunder with respect to any obligations of Obligor to TLC incurred prior to its receipt of such notice or the continuing liability of such of the others of the undersigned as have not given such notice.

IN THE EVENT OF DEFAULT AS DEFINED BY THE TERMS OF THIS GUARANTY, GUARANTOR HEREBY EMPOWERS ANY ATTORNEY OF ANY COURT OF RECORD WITHIN THE UNITED STATES OR ELSEWHERE TO APPEAR FOR IT AND WITH DECLARATIONS FILED CONFESS JUDGEMENT AGAINST IT AS OF ANY TERM FOR ALL SUMS DUE ON THIS GUARANTY WITH COSTS OF SUIT AND AN ATTORNEY'S REASONABLE FEE FOR COLLECTION AND RELEASE OF ALL ERRORS. GUARANTOR HEREBY EXPRESSLY WAIVES STAY OF EXECUTION AND INQUISITION AND EXTENSION UPON ANY LEVY ON REAL ESTATE. CONDEMNATION IS HEREBY AGREED TO AND THE EXEMPTION OF PERSONAL PROPERTY FROM LEVY AND SALE ON ANY EXECUTION HEREON IS ALSO HEREBY EXPRESSLY WAIVED, AND NO BENEFIT OF EXEMPTION IS CLAIMED UNDER AND BY VIRTUE OF ANY EXEMPTION LAW NOT IN FORCE OR WHICH WAY BE HEREAFTER ENACTED.

The undersigned shall reimburse TLC, on demand, for all expenses incurred by TLC in the enforcement or attempted enforcement of any of its rights hereunder against the Obligor or any of the undersigned, including costs and attorney's fees.

This guaranty and indemnity is assignable without notice to the undersigned, shall be construed liberally in favor of TLC and shall incure to be benefit of its successors and assigns. If Obligor should default in the performance of any of Obligor's obligations to TLC, and if any third party makes any payment to TLC with respect thereto, such third party shall, to the extent thereof, be subrogated to all of TLC's rights against the undersigned hereunder. Legal rights and obligations hereunder shall be determined in accordance with the laws of the Commonwealth of Pennsylvania.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed this 1st day of September, 2020.

(NOTARY)

Signed or attested before me on this 1st day of September, 2020 by Shaun Habibian

ANDY Q. NGUYEN
NOTARY PUBLIC
STATE OF NEVADA
APPT. NO: 19-2144-1
MY APPT EXPIRES: 03/11/2023

SIGNATURE OF GUARANTOR

SHAUN HABIBIAN
PRINTED NAME OF GUARANTOR

435-229-3291
HOME PHONE #

4525 S. DEAN MARTIN DRIVE, UNIT #2703
STREET ADDRESS

LAS VEGAS | NV | 89103
CITY | STATE | ZIP

(NOTARY)

Signed or attested before me on this _____ day of _____, _____ by _____.

SIGNATURE OF GUARANTOR

PRINTED NAME OF GUARANTOR

STREET ADDRESS

CITY | STATE | ZIP

First Class Customs, Inc.

" Where Our Service, Reliability & Craftmanship "
IS SECOND TO NONE "

30 YEARS OF LIMOUSINE MANUFACTURING EXPERIENCE
2051- B East Kearney St. Springfield, Mo 65803
P - (800) 862-6899 F - (417) 862- 0614
www.firstclasscustomsinc.com

PRO # 19030

Purchaser's Name :	Carolina's Executive Limo Line, Inc.	Salesperson :	J.Glick
Contact :	Justin Bailey	Date :	7/23/2019
Address :	164 Market St, Ste D172	Make/ Model/Year :	MERCEDES SPRINTER 2019
City :	Charleston State: SC	VIN #	WD3PF4CD1KP075636
Phone Number :	843-564-3456 ZIP: 44133	Exterior Color :	White Interior : BLACK
Email Address :		Fax Number :	

14 - Passenger Limo Edition Standard Features

- Maybach Ceiling With White Lighting
- Double J-Seating With Custom Storage Below With Lighting
- Front & Rear Lower Wall with Tinted Plexi over TV
- Seating & Side Walls In Austin Halo Soft Touch
- Front Cabin OEM Trim Dipped to Match Rear Wood
- Firefly Electrical System With Dimming Touch Pad & Power Divider
- Double Din Touch Screen DVD Player w/Bluetooth
- (1) 50" LED Samsung TV - Rear, (1) 43" LED Samsung TV - Front
- 60,000 BTU A/C w/Comperssor, Condensor & Evaporater
- Custom Fiberglass Running Boards with LED Step Lighting
- Emergency Egress Window
- Custom Console in Black Acrylic With Mesh Trim
- 110 & 12V Outlets & HDMI Outlet
- Diamond Cut Seat Inserts With Accent Stitching
- Sound Decending Insulation Package
- Front Cabin Seats Recoverd and Carpet Flooring
- Electrical System With Loom Wire & Connectors
- 4 - Alpine Speakers With Sub & Amp
- Tinted Plexi Glass In Front Of TV's For Protection
- 22,000 BTU Mannex Floor Heat With 3-Fans
- 24" Inches Of Rear Luggage Space With Lighting
- Painted Front Facia

Chassis Features

3500 Series Extended High Top 170"
GVW 11,000 LWB
6 Cylinder 3.0 L 188 Hp Turbo Diesel BlueTEC
7-Speed Automatic Transmission
14V 220 Amp Alternator
Suspension 1 Package , Stablizer Reinforcement
High Idle Fixed Package (PSM)
Driver Comfort Package , Comfort Front Seats
Two Stage Sliding Door
Window Fleet Package

Elegant Wall Styles

• Front & Rear Walls With Austin Halo Soft Touch	V
• Front & Rear Walls With Diamond Cut Inserts	☐
• Front & Rear Walls With Suede	☐

Headliner Trim Colors

• Ecru Alacantara	☐
• Platinum Alacantara	☐
• Black Alacantara	V

Additional Options

Stainless Ceiling	$ 1,500.00	☐
Shelf In Luggage Area	$ 500.00	☐
Rear Hitch & Wiring	$ 750.00	☐
In Dash Navigation	$ 1,100.00	☐
Tailgate Package	$ 3,750.00	☐
In Dash Navigation	$ 1,100.00	☐
Power Awning	$ 6,000.00	☐
Restroom	$ 5,500.00	☐
X-Box 1	$ 500.00	☐
Upgraded Alpine Speakers	$ 500.00	☐
Black Mat Side Molding	$ 500.00	☐

Elegant Window Shades

• Mocha	☐
• Ebony Black	V

Seat & Insert Color

• Black w/Black Perf	V
• Tan w/ Tan Perf	☐

Wood Colors

• Walnut	☐
• Burl	☐
• Black Walnut	☐
• Carbon Fiber	☐
• High Gloss Black	V

Ger Floor Colors

• Rosewood	☐
• Kruger (Gray)	☐
• Century Oak	☐
• Manor Oak	V

Total : NA

FCC WARRANTY

- 3 Years or 36,000 Miles Whichever Occurs First From Date Of Purchase
- 1- Year on Electronics From Date Of Purchase

Factory Warranty

- 5- Year or 100,000 Miles Whichever Occurs First
- Engine & Outer Body

SPRINTER LAYOUT

ADDED FEATURES

Painted Side Moldings and Bumpers	$1,000.00
Upgraded Audio Package- JL Components	$395.00
Upgraded Wall Trim - Acrylic Inserts	$400.00
Upgraded Radio with Apple Play/Android Play	$200.00
Black Carbon Fiber Inserts and Trim	*N/A*
Change Rail Inserts to Color Wash	*N/A*
Apple TV	$395.00
Options Total:	$2,390.00

Buyer hereby certifies (i) that Buyer has read the printed matter of this purchase agreement and it includes all of the terms and conditions of this purchase agreement of discussions , as of the date hereof compromises the completed and exclusive statement of the terms and conditions of the agreement relating to the subject of the terms and conditions of the agreement relating to the subject matter hereof (ii) that in no event shall buyer be entitled to lost revenue of consequential damages. FCC shall not be held responsible of any incidential damages of any default hereunder (iii) also, in regard to the original vehicle manufacturer FCC is not required to honor any warranty issues applicable to the original vehicle prior to FCC conversion and/or modification. Customer als agrees that the above vehicle in question will not be shipped out of the U S.

THIS AGREEMENT DOES NOT BECOME BINDINGUNTIL ACCEPTED BY THE SIGNATURE OF AN AUTHORIZED REPERSENTATIVE OF FIRST CLASS CUSTOMS CORPORATE OFFICE.

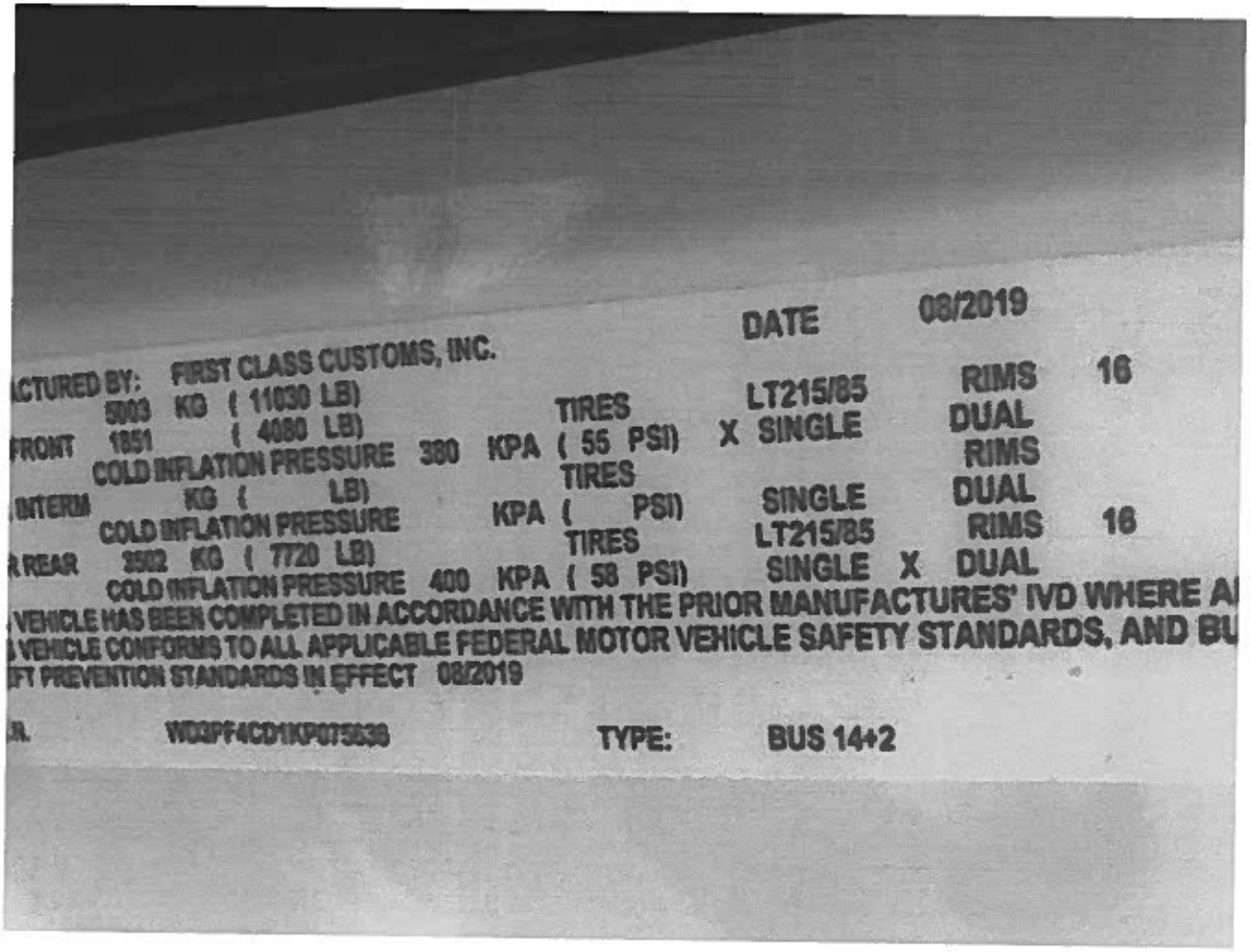
Dated this _____ day of _____, _____

_____
Purchaser

_____
Salesperson Date

M.S.R.P :	**$99,900.00**
Rebates and Incentives	
Options:	**$2,390.00**
DELIVERY :	**TBD**
SUBTOTAL :	**$102,290.00**
Deposit:	**($1,000.00)**
BALANCE DUE ON COMPLETION: Total :	**$101,290.00**

Accepted by: _____
FCC Corporate Office Use Only

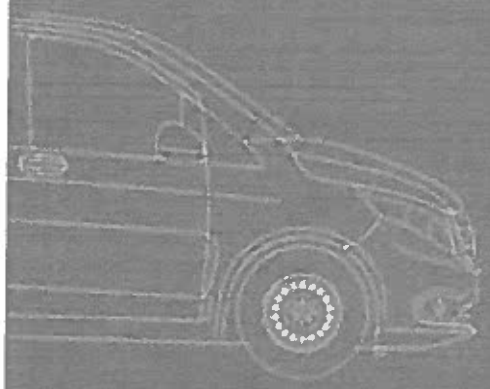

DATE 08/2019
ACTURED BY: FIRST CLASS CUSTOMS, INC.
5003 KG (11030 LB)
FRONT 1851 (4080 LB)
TIRES LT215/85 RIMS 16
COLD INFLATION PRESSURE 380 KPA (55 PSI) X SINGLE DUAL
RIMS
INTERM KG (LB)
TIRES
COLD INFLATION PRESSURE KPA (PSI) SINGLE DUAL
R REAR 3502 KG (7720 LB)
TIRES LT215/85 RIMS 16
COLD INFLATION PRESSURE 400 KPA (58 PSI) SINGLE X DUAL
VEHICLE HAS BEEN COMPLETED IN ACCORDANCE WITH THE PRIOR MANUFACTURES' IVD WHERE A
VEHICLE CONFORMS TO ALL APPLICABLE FEDERAL MOTOR VEHICLE SAFETY STANDARDS, AND BU
FT PREVENTION STANDARDS IN EFFECT 08/2019
N. WDGPF4CD1KP075636 TYPE: BUS 14+2


THIS VEHICLE CONFORMS TO ALL APPLICABLE FEDERAL VEHICLE SAFETY STANDARDS IN EFFECT ON THE DATE OF MANU-FACTURE SHOWN ON THE RIGHT.
PAINT CODE
9147
MFD: DAIMLER AG
VIN WD3PF4CD1KP075636
GVWR
GCWR
GAWR FRONT
GAWR REAR
TYPE
TRUCK
DATE OF MFD
01/2019

Daimler Vans Presents

MASTER UPFITTER

2017 | 2018



Daimler Vans grants status of Master Upfitter 2017 | 2018 to

First Class Customs, Inc.

On February 23rd, 2017



Mathias Geisen
General Manager
Marketing, Product & Upfitter Management

Dirk Schmelzer
General Manager
Sales Operations

© 2017 Daimler Vans USA LLC/Mercedes-Benz USA, LLC (collectively "Daimler Vans").

NHTSA Manufacturer's Information Database (MID)

FIRST CLASS CUSTOMS, INC.

Manufacturer ID 7322

Common Name FIRST CLASS CUSTOMS, INC.

Previous Legal Name

URL www.fccsutomsinc.com

All Company DBAs First Class Customs, Inc.

Trade/Brand Names

Principal Name Jay M Glick

Principal Position President

Address 2051 E. Kearney St., Bldg. B
Springfield, MISSOURI 65803 UNITED STATES (USA)

Contact Name Jay M Glick

Contact Position President

Contact Business Phone (417)832-0751

Business Fax Number (417)832-0614

Contact Business Email jay@fccustomsinc.com

Production Start Date 07/30/2015

Production End Date

Updated On 03/21/2018

Equipment Types

Type Other (Motor vehicle equipment not covered by FMVSS)

Manufacturer Types

Type Completed Vehicle Manufacturer, Vehicle Alterer, Incomplete Vehicle Manufacturer, Final-Stage Vehicle Manufacturer

Vehicle Types

Is Primary	Vehicle Type	GVWR From	GVWR To
☐	Bus	Class 2G: 8,001 - 9,000 lb (3,629 - 4,082 kg)	Class 3: 10,001 - 14,000 lb (4,536 - 6,350 kg)
☐	Multipurpose Passenger Vehicle (MPV)	Class 1A: 3,000 lb or less (1,360 kg or less)	Class 3: 10,001 - 14,000 lb (4,536 - 6,350 kg)
☐	Incomplete Vehicle	Class 2G: 8,001 - 9,000 lb (3,629 - 4,082 kg)	Class 3: 10,001 - 14,000 lb (4,536 - 6,350 kg)

Action History

Change Date	Reference
3/21/2018	BFB999BD-6042-48DC-A7FC-ECE853BE4E4C
12/8/2014	ORG10352

NHTSA Recall Data: For vehicle-specific Federal Recalls for major light auto automakers, please use NHTSA's Recall VIN Lookup at

For any additional information and questions: Contact NHTSA Manufacturer Helpdesk at or 1-888-399-3277

U.S. DEPARTMENT OF TRANSPORTATION
National Highway Traffic Safety Administration
1200 New Jersey Avenue, SE
Washington, DC 20590
1-888-327-4236
1-800-424-9153 (TTY)

Safety Issues & Recalls

Vehicle Identification Number (VIN)

Every vehicle has a unique VIN. Enter a VIN to learn if a specific vehicle needs to be repaired as part of a recall.

wd3pf4cd1kp075636 17/17

2019

Mercedes-Benz MXCAE6

IMAGE NOT AVAILABLE

VIN: WD3PF4CD1KP075636

Recall data refreshed on Sep 08,2020

3 Unrepaired Recalls

associated with this VIN

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Sep 18,2019

Manufacturer Recall Number 2019100006

NHTSA Recall Number 19V665

Recall Status Recall Incomplete

Summary

Daimler AG ("DAG"), the manufacturer of Mercedes-Benz and Freightliner Vans, has determined that, the screw connection on the upper hood catch of certain Mercedes-Benz/Freightliner Sprinter vehicles (VS30; Platforms 907) may not have been carried out according to specification. Depending on vehicle speed, wind resistance, aerodynamic drag and factors such as vehicle loading and road conditions, the hood could open while the vehicle is being operated. If the hood were to open while driving, it could impact the driver's field of vision, thereby increasing the risk of a crash. An authorized Mercedes-Benz or Freightliner Sprinter dealer will check and if necessary tighten the torque of the screw connection. Any missing screws will be replaced if necessary.

Safety Risk

If the hood were to open while driving, it could impact the driver's field of vision, thereby increasing the risk of a crash.

Remedy

An authorized Mercedes-Benz or Freightliner Sprinter dealer will check and if necessary tighten the torque of the screw connection. Any missing screws will be replaced if necessary.

Manufacturer's Notes

Recall information is available going back to January 1, 1990.

If the manufacturer has failed or is unable to remedy this safety recall for your vehicle in a timely manner,

please contact the NHTSA Vehicle Safety Hotline at: 1-888-327-4236 or TTY: 1-800-424-9153 or file an online complaint with NHTSA.

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Mar 18,2020

Manufacturer Recall Number 2020040019

NHTSA Recall Number 20V180

Recall Status Recall Incomplete

Summary

Mercedes-Benz AG ("MBAG"), the manufacturer of Mercedes-Benz and Freightliner vans, has determined that the operator's manual in certain Sprinter vehicles from platform 907 (VS30) with automatic transmission does not correctly specify certain conditions under which the automatic parking function ("Auto-P") operates. The Operator's Manual describes certain functions which would automatically engage the park position "P" if (1) the driver opens the seat belt buckle or (2) the driver leaves the seat when the vehicle is stationary or driving at very low speed. However, this functionality is not available in the affected Sprinter vehicles. Should a customer rely on the Auto-P function as described in the Operator's Manual, the possibility of vehicle rollaway or movement cannot be ruled out which could increase the risk of a crash. An authorized Mercedes-Benz or Freightliner Sprinter dealer will add a supplementary booklet with a correct description of the Auto-P function to the Operator's Manual, which is already in the vehicle. The supplementary booklet is also available on-line at www.mbvans.com/sprinter/owners-resources/owner-manuals and https://www.freightlinersprinterusa.com/freightliner/owners-resources/owner-manuals.

Safety Risk

The Operator's Manual describes certain functions which would automatically engage the park position "P" if (1) the driver opens the seat belt buckle or (2) the driver leaves the seat when the vehicle is stationary or driving at very low speed. However, this functionality is not available in the affected Sprinter vehicles. Should a customer rely on the Auto-P function as described in the Operator's Manual, the possibility of vehicle rollaway or movement cannot be ruled out which could increase the risk of a crash.

Remedy

An authorized Mercedes-Benz or Freightliner Sprinter dealer will add a supplementary booklet with a correct description of the Auto-P function to the Operator's Manual, which is already in the vehicle. The supplementary booklet is also available on-line at

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www.mbvans.com/sprinter/owners-resources/owner-manuals and https://www.freightlinersprinterusa.com/freightliner/owners-resources/owner-manuals.

Manufacturer's Notes

Recall information is available going back to January 1, 1990.

If the manufacturer has failed or is unable to remedy this safety recall for your vehicle in a timely manner,

please contact the NHTSA Vehicle Safety Hotline at: 1-888-327-4236 or TTY: 1-800-424-9153 or file an online complaint with NHTSA.

Mar 18,2020

Manufacturer Recall Number 2020040023

NHTSA Recall Number 20V181

Recall Status Recall Incomplete

Summary

Mercedes-Benz AG ("MBAG"), the manufacturer of Mercedes-Benz and Freightliner vans, has determined that on certain Sprinter vehicles the rear part of the fender liner on the front axle could contact and chafe the brake hose. If the distance between the fender liner and the brake hose is not sufficient, the front wheel suspension could contact and chafe the brake hose, which could lead to the loss of brake fluid. Over time, if the operator ignores the brake fluid warning indicator and continues to operate the vehicle until the brake fluid empties, this may increase the stopping distance and increase the risk of a crash. An authorized Mercedes-Benz or Freightliner Sprinter dealer will check the condition and clearance of the brake hoses and, if necessary, to replace them. Additionally, the corresponding fender liner will be modified accordingly on the respective side.

Safety Risk

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If the distance between the fender liner and the brake hose is not sufficient, the front wheel suspension could contact and chafe the brake hose, which could lead to the loss of brake fluid. Over time, if the operator ignores the brake fluid warning indicator and continues to operate the vehicle until the brake fluid empties, this may increase the stopping distance and increase the risk of a crash.

Remedy

An authorized Mercedes-Benz or Freightliner Sprinter dealer will check the condition and clearance of the brake hoses and, if necessary, to replace them. Additionally, the corresponding fender liner will be modified accordingly on the respective side.

Manufacturer's Notes

Recall information is available going back to January 1, 1990.

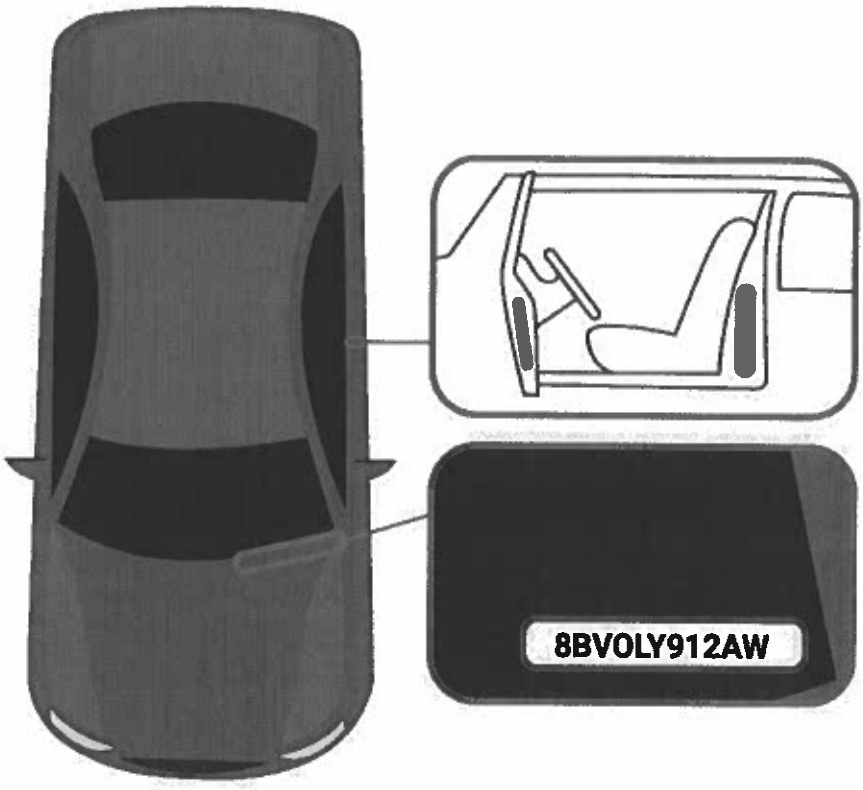
If the manufacturer has failed or is unable to remedy this safety recall for your vehicle in a timely manner,

please contact the NHTSA Vehicle Safety Hotline at: 1-888-327-4236 or TTY: 1-800-424-9153 or file an online complaint with NHTSA.

Where's my VIN?

Look on the lower left of your car's windshield for your 17-character Vehicle Identification Number. Your VIN is also located on your car's registration card, and it may be shown on your insurance card.

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What this VIN search tool will show

- An unrepaired vehicle affected by a vehicle safety recall in the past 15 calendar years
- Vehicle safety recalls from major light auto automakers, motorcycle manufacturers and some medium/heavy truck manufacturers

What this VIN search tool will not show

- A vehicle with a repaired safety recall. If your vehicle has no unrepaired recalls, you will see the message: "0 Unrepaired recalls associated with this VIN"
- Manufacturer customer service or other nonsafety recall campaign
- International vehicles
- There may be a delay with very recently announced safety recalls for which not all VINs have been identified. VINs are added continuously so please check regularly.
- Safety recalls that are more than 15 years old (except where a manufacturer offers more coverage)

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- Safety recalls conducted by small vehicle manufacturers, including some ultra-luxury brands and specialty applications

The Steps From Complaint To Recall

What happens to my complaint?

Your complaint fuels our work. Learn about the different steps that lead to recalls and safer vehicles.

The Steps From Complaint To Recall PDF, 5.56 MB →

From your complaints **to recall campaigns**

NHTSA issues vehicle safety standards and requires manufacturers to recall vehicles and equipment's that have safety-related defects. Learn about NHTSA's recall process.

---

01 Complaints

Reporting your problem is the important first step.

Your complaint will be added to a public NHTSA database after personally identifying informatio is removed.

If the agency receives similar reports from a number of people about the same product, this cou indicate that a safety-related defect may exist that would warrant the opening of an investigatior

Example of Complaints →

Have a safety problem?

Report a problem with your vehicle, tires, car seats or other equipment. We review every problem as we work to keep our roads safe.

Report a safety problem →

02 Investigations

NHTSA conducts an investigation from reported complaints.

A. SCREENING

NHTSA reviews filed complaints from vehicle owners and other information related to alleged defects to decide whether to open an investigation.

B. ANALYSIS

NHTSA conducts an analysis of any petitions calling for defect investigations. If the petition is denied, the reasons for the denial are published in the Federal Register.

C. INVESTIGATION

NHTSA opens an investigation of alleged safety defects. It is closed when they notify the manufacturer of recall recommendations or they don't identify a safety-related defect.

D. RECALL MANAGEMENT

NHTSA reviews filed complaints from vehicle owners and other information related to alleged defects to decide whether to open an investigation.

View monthly investigation reports →

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03 Recalls

Initiated safety recalls require a manufacturer's action to announce and remedy the defects.

A recall is issued when a manufacturer or NHTSA determines that a vehicle, equipment, car seat, or tire creates an unreasonable safety risk or fails to meet minimum safety standards. Most decisions to conduct a recall and remedy a safety defect are made voluntarily by manufacturers prior to any involvement by NHTSA.

Manufacturers are required to fix the problem by repairing it, replacing it, offering a refund, or in rare cases repurchasing the vehicle. View the 2019 Recall Report.

Using our VIN lookup tool, you can access recall information provided by the manufacturer conducting the recall which may be not posted yet on NHTSA's site.

Go to search by VIN →

Takata Recalls Spotlight

The latest updates on Takata recalls

Recalls Spotlight monitors high-profile recalls and offers consumers resources to find and address vehicle recalls.

Takata Recall Spotlight →

Motor Vehicle Safety Defects And Recalls - What Every Vehicle Owner Should Know

Download this brochure to get more information about how and why recall campaigns are initiated, and to know your rights and responsibilities when a vehicle or item of motor vehicle equipment is recalled.

VIEW BROCHURE

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Roles in the Recall Process



Manufacturer

Manufacturers will notify registered owners by first class mail within 60 days of notifying NHTSA of a recall decision. Manufacturers should offer a proper remedy to the owner.



NHTSA

NHTSA will monitor each safety recall to make sure owners receive safe, free, and effective remedies from manufacturers according to the Safety Act and Federal regulations.



You (owner)

You'll be notified via mail from the manufacturer. When you receive a notification, follow any interim safety guidance provided by the manufacturer and contact your local dealership to fix th recalled part for free.

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Sign Up for Recall Alerts via Email

Know if there is a safety problem with your vehicles, tires or car seat, and how to get it fixed.

SIGN UP

NHTSA Information

Information For

NHTSA Sites

Website Information

National Highway Traffic Safety Administration

1200 New Jersey Avenue, SE
Washington, DC 20590

1-888-327-4236
1-800- 424-9153 (TTY)

Submit Feedba

Agenda Item# 71

Abraham Limousine Service, Inc.
Petition for Relief
Docket 20-11017
January 28, 2021 General Session

December 17, 2020 general session minutes – item 60.

Docket 20-11017 The Petition for Relief seeking to Amend Prior Deviation from regulation NAC 706.228 granted to Abraham Limousine Service, Inc. CPCN's 1104, 1090, and 2159, to include Western Limousine Service, LLC CPCN 1054, Sub 3. Staff investigation concluded. (GA)

Brent Carson, Esq appeared on behalf of the Applicants. Applications Manager Liz Babcock summarized the request and indicated staff's request that the carrier provide a request from the Caesar's property for the deviation. Chief of Enforcement Jones stated confusion with which carriers were allowed to stage at which properties. Commissioner Assad suggested the elimination of the 50 foot requirement and a regulatory workshop be scheduled. Kimberly Maxson-Rushton, Esq. offered an explanation for these types of deviation requests. A discussion ensued. Item tabled to the next subsequent Agenda 3-0

Staff update:
As of this writing, January 13, 2021, no casino issued letter has been provided to support this deviation.

Staff recommendation:
Staff is recommending that this petition be denied. Should the carrier wish to continue this matter they can petition separately for this deviation rather than add it to a prior approval from 2018 (Docket 18-11001).

11/23/20 rmb
DT/NTA

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

ABRAHAM LIMOUSINE SERVICE, INC. (ALV) and WESTERN LIMOUSINE SERVICES (WLS) Petition for Relief under NAC 706.228	)	**DOCKET NO.** 20-11017

RECEIVED
NOV 17 2020
Nevada Transportation Authority
Las Vegas, Nevada

ALV and WLS'S PETITION FOR RELIEF UNDER NAC 706.228

COMES NOW, ALV and WLS, and hereby submits their Petition for Relief under NAC 706.228.

Statement of Facts:

ALV and WLS are certificated carriers. ALV/WLS have a contract Caesar's Palace to provide transportation for their guests. Therefore, ALV/WLS need to have vehicles staged outside the Hotel and Casino to accommodate these guests. Caesar's Palace directs where ALV/WLS stage their vehicles. ALV/WLS believe that a taxistand exits on Caesar's property where his vehicles are staging. This may or may not create a problem or conflict with NAC 706.228. ALV was previously granted an Order by this authority for this deviation. (See Ex. 1)

Since that Order, ALV entered into a management agreement with WLS. ALV has been using WLS vehicles at Caesars. We need to amend the Prior Order to include CPCN 1054.

Memorandum of Law:

NAC 706.228 reads in part:

4. While on duty, a certificate holder who is a common motor carrier of passengers or his or her employee shall not stand a vehicle or park a vehicle within 50 feet of a designated taxicab stand unless:
(a) The taxicab stand is located at an airport owned by a governmental entity; or
(b) The Chair or his or her designee has authorized the certificate holder to stop or park the vehicle within 50 feet of the designated taxicab stand.

Conclusion:

Based upon the language contained in 4(b), ALV/WLS request authorization to stop or park their vehicles within 50 of a designated taxicab stand on Caesar's Palace's property.

DATED this 17 day of November, 2020.



Attorney Brent Carson, LLC

Exhibit 1

Approved

18-11001

RECEIVED
NOV 02 2018
Nevada Transportation Authority
Las Vegas Nevada

November 2, 2018

Liz Babcock, C.P.A
Application Manager
Nevada Transportation Authority
3300 W Sahara Avenue
Las Vegas, NV 89102.

RE: Abraham Limo Service dba ALV
~~Motion~~ Petition for Relief under NAC 706.228

Dear Ms. Babcock,

The purpose of this letter is to provide the authority a notice that Abraham Limo Service dba ALV seek "Motion for Relief under NAC 706.228.

We have enclosed all the following documents for your considerations on urgent basis.

- This letter
- Motion for relief.

We appreciate your input and/or consideration in this urgent matter.

Very truly yours

MK PERVEZ (702) 234-4800
General Manager

On behalf of

Mulugeta Abraham

President

Abraham Limo Vegas

All CPCN's 2159, 1104.2, 1090.2
Bus + Limo

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

ABRAHAM LIMOUSINE SERVICE, INC.) **DOCKET NO.** _____
(ALV) Motion for Relief under NAC 706.228)
)
)
_____)
Petition)

ALV'S MOTION FOR RELIEF UNDER NAC 706.228

COMES NOW, ALV, and hereby submits their Motion for Relief under NAC 706.228.

Statement of Facts:

ALV is an active certificated carrier. ALV just contracted with Caesar's Palace to provide transportation for their guests. Therefore, ALV needs to have vehicles staged outside the Hotel and Casino to accommodate these guests. Caesar's Palace directs where ALV stages his vehicles. ALV believes that a taxistand exits on Caesar's property where his vehicles are staging. This may or may not create a problem or conflict with NAC 706.228. ALV files this motion out of an abundance of caution.

Memorandum of Law:

NAC 706.228 reads in part:

4. While on duty, a certificate holder who is a common motor carrier of passengers or his or her employee shall not stand a vehicle or park a vehicle within 50 feet of a designated taxicab stand unless:
(a) The taxicab stand is located at an airport owned by a governmental entity; or
(b) The Chair or his or her designee has authorized the certificate holder to stop or park the vehicle within 50 feet of the designated taxicab stand.

///

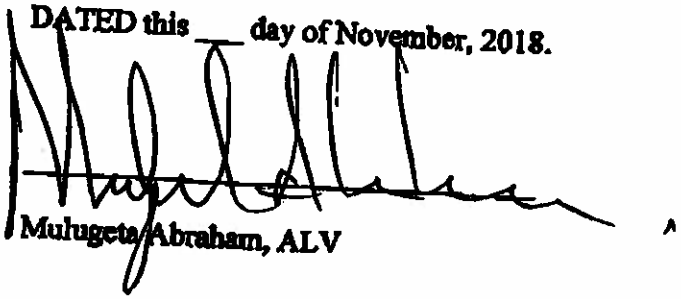
///

///

Conclusion:

Based upon the language contained in 4(b), ALV requests authorization to stop or park their vehicles within 50 of a designated taxicab stand on Caesar's Palace's property.

DATED this ___ day of November, 2018.



Mulugeta Abraham, ALV

Agenda Item# 72

Item #72

Docket

20-10006

REMOVED

FROM AGENDA

Agenda Item# 73

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The voluntary cancellation of Certificate of Public Convenience and Necessity 2245 issued to Mega Express, Inc.	))))	Docket 20-12003

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on February 1, 2018, the Authority issued Certificate of Public Convenience and Necessity ("CPCN") 2245 to Mega Express, Inc. authorizing the transportation service specified below:

   > Operate as a passenger carrier to provide intrastate charter bus service between points and places within the State of Nevada.

2. That on December 4, 2020, Weifang Xu, President of Mega Express provided notice to the Authority of the voluntary cancellation of CPCN 2245.
3. That the Petition on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
4. That the Authority has reviewed all the records relating to this Petition and finds that granting the Petition would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. CPCN 2245 issued to Mega Express, Inc. is hereby CANCELLED.
2. The carrier is to immediately remove any and all markings indicating "CPCN 2245" from its

vehicles and advertisements.

3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-12003

RECEIVED
DEC 04 2020
Nevada Transportation Authority
Las Vegas, Nevada

Department of Business and Industry

Nevada Transportation Authority

Request for Voluntary Cancellation of CPCN

In the matter of the request by Mega Express, Inc.

_____ to cancel Certificate of Public Convenience and Necessity (CPCN) number: 2245.

The above named carrier is no longer conducting operations or providing transportation services authorized under CPCN 2245.

Therefore, Weifang Xu, the authorized representative for Mega Express, Inc.

requests that the Nevada Transportation Authority (NTA) cancel said Certificate *understanding* that this is not a suspension or a temporary discontinuance of service, but a **cancellation** and that in order to provide any transportation services in the future, a new application will have to be filed and a new Certificate granted by the NTA.

Signature of Petitioner

Weifang Xu, President, Mega Express, Inc.

Printed name of Petitioner

4632 Pennwood Ave.

Address

Las Vegas, NV 89102

Phone number

Fax number

Email address

INSTRUCTIONS:

1. Completely fill out the first page of this Voluntary Cancellation Request.

2. Briefly explain the reason you are requesting a cancellation of your certificate:

Mega Express is requesting cancellation of its CPCN because the nationwide pandemic has decimated its business so there is no need to have a CPCN.

3. Have you removed all markings (name and CPCN number) from the vehicles?

   [X] Yes, they were removed on 01/12/2020.

   [ ] No, I will remove them no later than _____.

4. Complete the OATH page and have notarized.

5. Enclose/attach all vehicle decals and/or tow/taxi plates.

6. File all three pages of this Request (with all tow/taxi plates and/or decals) and mail or deliver to either of our office locations:

Nevada Transportation Authority

3300 West Sahara Avenue Suite 200 Las Vegas, NV 89102	OR	1755 E Plumb Lane Suite 229 Reno, NV 89502

There is no fee for filing a Voluntary Cancellation Request. If you have any questions, please contact us at 702 486-3303.

Agenda Item# 74

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The voluntary cancellation of Warehouse Permit #21 issued to Silver State Electronic Movers, Inc.	)	Docket 20-12005

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That the Authority issued Warehouse Permit #21 to Silver State Electronic Movers, Inc.
2. That on December 7, 2020, Torence Cohee, authorized representative of Silver State Electronic Movers, Inc. provided notice to the Authority of the voluntary cancellation of Warehouse Permit #21.
3. That the Petition on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
4. That the Authority has reviewed all the records relating to this Petition and finds that granting the Petition would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. Warehouse Permit #21 issued to Silver State Electronic Movers, Inc. is hereby CANCELLED.

///

///

///

2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____

Dawn Gibbons, Chairman

_____

George Assad, Commissioner

_____

David Newton, Commissioner

Attest: _____

Jennifer De Rose, Deputy Commissioner

Dated: _____

Las Vegas, Nevada

12/8/20 rmb
DT/NTA

20-12005

Department of Business and Industry
Nevada Transportation Authority

RECEIVED
DEC 07 2020
Nevada Transportation Authority
Las Vegas, Nevada

Request for Voluntary Cancellation of CPCN

In the matter of the request by NTA

_____ to cancel Certificate of Public

Convenience and Necessity (CPCN) number: _____.

The above named carrier is no longer conducting operations or providing transportation services authorized under CPCN Warehouse permit 0021

Therefore, Torene F. Cohee, the authorized representative for Silver State Electronic Movers INC requests that the Nevada Transportation Authority (NTA) cancel said Certificate understanding that this is not a suspension or a temporary discontinuance of service, but a **cancellation** and that in order to provide any transportation services in the future, a new application will have to be filed and a new Certificate granted by the NTA.

Torene F. Cohee
Signature of Petitioner

Torene F. Cohee
Printed name of Petitioner

1105 Sidehill Way
Address

Las Vegas NV 89110

702 497-3223 N/A
Phone number Fax number

silvermove@EarthLink.net
Email address

INSTRUCTIONS:

1. Completely fill out the first page of this Voluntary Cancellation Request.

2. Briefly explain the reason you are requesting a cancellation of your certificate:

Military would not move For Six Months My Work was primary Military Moves For 32yrs

3. Have you removed all markings (name and CPCN number) from the vehicles?

   ☒ Yes, they were removed on _____.

   ☐ No, I will remove them no later than _____.

4. Complete the OATH page and have notarized.

5. Enclose/attach all vehicle decals and/or tow/taxi plates.

6. File all three pages of this Request (with all tow/taxi plates and/or decals) and mail or deliver to either of our office locations:

Nevada Transportation Authority

3300 West Sahara Avenue Suite 200 Las Vegas, NV 89102	OR	1755 E Plumb Lane Suite 229 Reno, NV 89502

There is no fee for filing a Voluntary Cancellation Request. If you have any questions, please contact us at 702 486-3303.

Agenda Item# 75

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The voluntary cancellation of Certificate of Public Convenience and Necessity 1082, Sub 2 issued to Toana Taxi, LLC.	))))	Docket 20-12017

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on June 26, 2007, the Authority issued Certificate of Public Convenience and Necessity ("CPCN") 1082, Sub 2 to Toana Taxi, LLC authorizing the transportation service specified below:

   > On-call irregular route taxicab service of passengers and their baggage between points and places within West Wendover, Nevada.

2. That on December 16, 2020, Alan Scott Bangerter, Owner of Toana Taxi, LLC provided notice to the Authority of the voluntary cancellation of CPCN 1082, Sub 2.
3. That on January 8, 2021 the Request was properly noticed and no petitions for leave to intervene or protests were filed.
4. That the Petition on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
5. That the Authority has reviewed all the records relating to this Petition and finds that granting the Petition would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. CPCN 1082, Sub 2 issued to Toana Taxi, LLC is hereby CANCELLED.
2. The carrier is to immediately remove any and all markings indicating "CPCN 1082" from its vehicles and advertisements.
3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

20-12017

RECEIVED
DEC 16 2020
Nevada Transportation Authority
Reno, Nevada

Department of Business and Industry

Nevada Transportation Authority

Request for Voluntary Cancellation of CPCN

In the matter of the request by Toana Taxi LLC

_____ to cancel Certificate of Public Convenience and Necessity (CPCN) number: 1082.

The above named carrier is no longer conducting operations or providing transportation services authorized under CPCN 1082.

Therefore, Alan Scott Bangerter, the authorized representative for Toana Taxi LLC requests that the Nevada Transportation Authority (NTA) cancel said Certificate understanding that this is not a suspension or a temporary discontinuance of service, but a **cancellation** and that in order to provide any transportation services in the future, a new application will have to be filed and a new Certificate granted by the NTA.

Signature of Petitioner

Printed name of Petitioner
Alan Scott Bangerter

Address
PO Box 3792 West Wendover, NV 89883

775-980-7603

Phone number

Fax number

scottbang2004@yahoo.com

Email address

12/16/20 rmb

INSTRUCTIONS:

1. Completely fill out the first page of this Voluntary Cancellation Request.

2. Briefly explain the reason you are requesting a cancellation of your certificate:

Very low profit and the Covid 19

3. Have you removed all markings (name and CPCN number) from the vehicles?

   ☑ Yes, they were removed on 10/31/2020.

   ☐ No, I will remove them no later than _____.

4. Complete the OATH page and have notarized.

5. Enclose/attach all vehicle decals and/or tow/taxi plates.

6. File all three pages of this Request (with all tow/taxi plates and/or decals) and mail or deliver to either of our office locations:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

OR

1755 E Plumb Lane
Suite 229
Reno, NV 89502

There is no fee for filing a Voluntary Cancellation Request. If you have any questions, please contact us at 702 486-3303.

Agenda Item# 76

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The voluntary cancellation of Certificate of Public Convenience and Necessity 7420 issued to Ullan Towing Services, LLC.	)	Docket 21-01002

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on July 24, 2020, the Authority issued Certificate of Public Convenience and Necessity ("CPCN") 7420 to Ullan Towing Services, LLC authorizing the transportation service specified below:

   > On-call, irregular route transportation of vehicles requiring tow car service by tow car vehicle;
   >
   > Between points and places within the State of Nevada.
   >
   > Restriction: Holder shall perform consent-only tows. Edilberto Ullan Fernandez shall not operate as a tow truck driver for Ullan Towing Services, LLC.

2. That on January 5, 2021, Edilberto Ullan Fernandez, owner of Ullan Towing Services, LLC provided notice to the Authority of the voluntary cancellation of CPCN 7420.

3. That the Petition on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

4. That the Authority has reviewed all the records relating to this Petition and finds that granting

the Petition would be in the public interest.

Therefore, based upon the foregoing findings, it is hereby ORDERED that:

1. CPCN 7420 issued to Ullan Towing Services, LLC is hereby CANCELLED.
2. The carrier is to immediately remove any and all markings indicating "CPCN 7420" from its vehicles and advertisements.
3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

21-01002 76

1/6/21 rmb
DT/NTA

Department of Business and Industry
Nevada Transportation Authority

RECEIVED
JAN 05 2021
Nevada Transportation Authority
Las Vegas, Nevada

Request for Voluntary Cancellation of CPCN

In the matter of the request by ULLAN TOWING SERVICES LLC

_____ to cancel Certificate of Public Convenience and Necessity (CPCN) number: 7420.

The above named carrier is no longer conducting operations or providing transportation services authorized under CPCN 7420.

Therefore, Edilberto Ullan, the authorized representative for ULLAN TOWING SERVICES LLC requests that the Nevada Transportation Authority (NTA) cancel said Certificate understanding that this is not a suspension or a temporary discontinuance of service, but a **cancellation** and that in order to provide any transportation services in the future, a new application will have to be filed and a new Certificate granted by the NTA.

Signature of Petitioner

Edilberto Ullan
Printed name of Petitioner

6609 BELCAMP CIRCLE, LAS VEGAS, NV 89108
Address

(702) 358-6025
Phone number

Fax number

editoullan@hotmail.com
Email address

INSTRUCTIONS:

1. Completely fill out the first page of this Voluntary Cancellation Request.

2. Briefly explain the reason you are requesting a cancellation of your certificate:

I would like to Voluntary Cancel CPCN 7420, effective December 27, 2020. The reason for this cancellation is because insurance expense is too high and business slow down due to Covid 19.

3. Have you removed all markings (name and CPCN number) from the vehicles?

   ☐ Yes, they were removed on _____.

   ☑ No, I will remove them no later than 1/10/2021.

4. Complete the OATH page and have notarized.

5. Enclose/attach all vehicle decals and/or tow/taxi plates.

6. File all three pages of this Request (with all tow/taxi plates and/or decals) and mail or deliver to either of our office locations:

Nevada Transportation Authority

3300 West Sahara Avenue Suite 200 Las Vegas, NV 89102	OR	1755 E Plumb Lane Suite 229 Reno, NV 89502

There is no fee for filing a Voluntary Cancellation Request. If you have any questions, please contact us at 702 486-3303.

Agenda Item# 77

A & A Towing, Inc.
Tariff Modification
Docket 20-10015 -A
January 28, 2020 General Session

This tariff modification contains multiple changes, most of which require the submission of financial information. There is one item which does not require the financial data, therefore staff has bifurcated this application to allow for the one rate to be approved since we do not have a time line for the remaining items applied for.

The one item:

The Applicant proposes charging a Vehicle Relocation Rate of $75.00 for under 15,000 pound vehicle and $95.00 for 15,000 pounds or more. This is within the range of rates charged for this service, and Staff support the proposed rate. This will add a new page to the tariff.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: the Application of A & A Towing, Inc. for authority to modify tariff rates pursuant to NAC 706.1384.	))))	Docket 20-10015 A

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Nevada Transportation Authority ("Authority") makes the following findings:

1. That an Application was filed with the Authority by A & A Towing, Inc., a carrier certificated to provide tow car service within the State of Nevada as described in Certificate of Public Convenience and Necessity ("CPCN") 7209, Sub 1, for authority to modify their tariff rates pursuant to NAC 706.1384.
2. That the Application was properly noticed to the public and there were no petitions for leave to intervene or protests filed.
3. That the Applicant seeks to add a Vehicle Relocation Rate of $75.00 for under 15,000 pounds vehicle and $95.00 for 15,000 pounds or more.
4. That the proposed rate is within the range of rates currently charged by the industry, specifically in the Northern Nevada metro area, for similar services.
5. That the carrier's last tariff modification was in December 2017.

6. That based upon all the records relating to the Application and after investigation:
   a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
   b. The proposed tariff modification will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. Upon the Applicant reimbursing the Authority for the costs of noticing related to the Application, the tariff modification proposed by A & A Towing, Inc. is hereby GRANTED.
2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

A&A Towing, Inc.
CPCN 7209 Sub 1

Under 15,000 Pounds Tow Rate

Non-Consent Tow Service

		Day Rate	Night Rate
Vehicle Relocation	Per Vehicle Flat Rate	$75.00	$75.00

15,000 Pounds and over Tow Rate

Non-Consent Tow Service

		Day Rate	Night Rate
Vehicle Relocation	Per Vehicle Flat Rate	$95.00	$95.00

Non-consent tow service provided at the request of the private property owner/agent serving in a fiduciary capacity for the real property and members of the community to allow for improvements, maintenance, emergencies and for efforts to accommodate tenants and customers. Vehicles will be relocated from an area of the property to an adjacent area having the same boundary of that property. Vehicles will not be returned to the are from which they were located prior to relocation. The cost of the service will be the responsibility of the property owner/agent requesting the service.

Issued **Effective**

Issued by:
A&A Towing, Inc.
1395 E 4th St.
Reno NV 89512

Agenda Item# 78

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: The Application of Limousines of LV Parking, LLC d/b/a Nevada Limousine Service for approval to operate under a modified contract under Contract Carrier Permit MV 6148.	)))))	Docket 20-11005

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

The Nevada Transportation Authority of Nevada ("Authority") makes the following findings of fact and conclusions of law:

1. That on November 3, 2020, Limousines of LV Parking, LLC d/b/a Nevada Limousine Service ("LV Parking") filed an Application with the Authority for a Modification to a Service Contract operated under Contract Carrier Permit MV 6148 ("Permit"). The Applicant seeks approval to operate under a modified contract with The Martin Condominium Unit Owner's Association Inc. Said Application was designated as Docket 20-11005.
2. That the Applicant is a carrier in good standing.
3. That contract has been modified to:
    - Reduce Hours of Operation by 8 Hours every week.
    - Increase the hourly rate for additional requested service hours.
4. Based on all the records pertaining to the Application, and pursuant to NRS 706.431:
    a. The Application on file herein comes within the purview of the statutes of the State of

Nevada and within the regulatory jurisdiction of the Authority.

b. The Applicant is fit, willing, and able to perform the transportation service for which applied.

c. The proposed operation will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The application on file herein shall be GRANTED.

2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

LAS VEGAS PARKING, INC.

SERVICE AGREEMENT

THIS SERVICE AGREEMENT is dated as **11/01/20** “Effective Date” by and between **The Martin Condominium Unit Owner’s Association 4471 Dean Martin Dr, Las Vegas, NV 89103** (“Customer” or "Owner") and Limousines of LV Parking, LLC 7285 S Dean Martin Dr. #180 Las Vegas, NV 89118 (“Contractor” or "Supplier").

RECITALS

(“Customer”) desires to engage (“Contractor”) and (“Contractor”) desires to accept such engagement by (“Customer”) to perform the service to set forth herein in accordance with the terms and conditions of this Agreement.

NOW, THEREFORE, in consideration of the terms and conditions and conditions contained herein and for other good and valuable consideration, the adequacy and receipt of which are hereby acknowledged, it is hereby agreed as follows:

1. Engagement. (“Customer”) hereby engages (“Contractor”) to perform **Professional House Car Service**. All of the foregoing services shall be performed to the reasonable satisfaction of (“Customer”) and in accordance with the highest standard of care and diligence exercised by other professionals performing such services.

2. Scope of Work. (“Contractor”) will provide **Professional House Car Services** to be rendered as set forth herein and in Attachment A. (“House Car Service”) and then attached it.

[redacted] (“Contractor”) will provide professional house car services according to proposed schedule in [redacted]

3. Term of Agreement. (“Contractor”) responsibilities shall commence on **11/01/20** and automatically renew on **11/01/21**. Notwithstanding the foregoing, either party may terminate this Agreement at any time and for any reason or no reason upon thirty (30) days written notice.

4. Compensation.

a. (“Contractor”) shall be paid for services as outlined below, provided that (“Contractor”) meets its obligations as set forth herein and in Proposal.
b. Payment Terms: NET30

[redacted]

5. Minimum Wage Increase. The compensation for (“Contractor”) services is currently calculated, in part, on a minimum wage amount of at least $9.00 per hour. According to NRS Chapter 608.250 Compensation, Wages and hours; Requirement of employer to pay; incremental annual increase, penalty. (“Contractor”) reserves the right to increase the monthly compensation for (“Contractor”) services in accordance with the state increased minimum wage schedule. (“Customer”) agrees to pay the adjusted monthly compensation for (“Contractor”) services, so long as (“Contractor”) provides (“Customer”) written notice thirty (30) days prior to the next scheduled billing.

6. Control. All services to be rendered by ("Contractor") under this agreement shall be subject to the final approval of ("Customer"). ("Contractor") shall advise ("Customer") of contract related issues and may make recommendations.

7. Management. During the term of this Agreement, ("Contractor") shall provide sufficient, qualified, executive, and administrative personnel as shall be necessary and required to perform its duties and obligations under the terms of this Agreement.

8. Changes. In the event ("Customer") requests changes from the list of work shown in the Proposal or for other causes, requests additional work from ("Contractor") not contemplated hereunder, additional compensation shall be mutually agreed upon by both Parties. ("Customer") shall notify ("Contractor") in writing, by change order, for all changes in Scope of Work. Change order shall specify a cost limit or shall be subject to subsequent negotiation.

9. Governing Law; Venue. This Agreement has been executed in the State of Nevada and shall be governed by, construed and enforced in accordance with the laws of the State of Nevada. Any disputes arising from or related to this Agreement shall be heard exclusively in the state courts of Clark County, Nevada. Any provisions of this Agreement found by court to be void or unenforceable shall not affect the validity or enforceability of any other provisions.

10. Entire Agreement. This and the proposal constitutes and expresses the entire agreement between the parties with reference to the subject matter of this Agreement, and all prior negotiations, discussions, agreements, promises and undertakings with regard to such subject matters are herein merged. It is further agreed that the provisions of this Agreement are not subject to amendment or alteration except by written instruments signed by all parties hereto.

11. Communications. All notices hereunder and communications with respect to this agreement shall be effective upon the mailing hereof by registered or certified mail, return receipt requested to the persons named below:

If to ("Contractor"): Las Vegas Parking, Inc.
7285 S Dean Martin Dr. #180
Las Vegas, Nevada 89118
(702) 697-8656

If to ("Customer"): The Martin Condominium Unit Owner's Association
4471 Dean Martin Dr
Las Vegas, NV 89103
(702) 289-4800

12. Force Majeure. ("Contractor") shall not be held responsible for losses, delays, failure to perform, or excess costs caused by events beyond the control of ("Contractor"). ("Customer") shall not be held responsible for losses, delays, failure to perform or excess costs caused by events beyond its control Such events may include, but are not limited to, Acts of God, fire, earthquake, flood or other natural disasters.

13. Relationship of Parties. The relationship between these parties is that of independent contractors and nothing contained in this Agreement is intended to or have the effect of making ("Customer") and ("Contractor") partners or joint ventures, nor shall any principle-agent relationship be created. Neither party to this Agreement may contract any debt, liability, or obligation for or against or on behalf of the other party.

14. Parties Bound. This Agreement shall be binding upon and inure the benefit of the parties hereto, their respective successors and assigns and any trustee in bankruptcy or receiver.

LAS VEGAS PARKING, INC.

15. Insurance. ("Contractor") shall purchase and maintain such customary insurance in the minimum amounts deemed appropriate by ("Customer") to provide reasonable and adequate protection in connection with ("Contractor") duties and activities under this Agreement. ("Customer") agrees that amounts set forth below are adequate.

Commercial General Liability; Each Occurrence, $1,000,000.00, Personal & ADV Injury $1,000,000.00, Products-comp/op agg $2,000,000.00.
Automobile Liability, $1,000,000.
Excess Liability; Each Occurrence $5,000,000, Aggregate $5,000,000.
Garage Keepers Comprehensive $350,000.00, Collision $350,000.00
Parking Ops E&O Occ/Agg $1M/$2M
Garagekeepers Legal Occ/Loc $1M/ $2M/ $350k veh

("Contractor") shall also maintain Workers' Compensation Insurance $1,000,000.00 in the form and amount required by applicable law covering any employees or agents of ("Contractor") performing services hereunder or employed by ("Contractor"). All insurance shall be in the name of ("Customer") and ("Contractor") as co-insured's and shall contain riders and endorsements adequately protecting interests of both ("Customer") and ("Contractor") as they may appear. ("Contractor") shall have all policies and insurance provide that the insurer shall have no right of subrogation against either ("Customer") or ("Contractor") or their respective agents or employees.

16. Indemnity. ("Contractor") shall indemnify ("Customer"), its agents and employees against all liability or loss, and against all claims or actions based on upon or arising out of or resulting from ("Contractor") performance of the services in connection with this Agreement, provided that any such claim, damage, loss, liability, fine, penalty or expense: (1) is attributable to bodily injury, personal injury, sickness, disease or death, or to injury to or destruction of tangible property, including loss of use resulting there from, but only to the extent caused in whole or in part by negligent or deliberate acts or omissions from ("Contractor"), ("Contractor") subcontractors, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, regardless whether or not it is caused in part by a party indemnified hereunder; and (2) breach by ("Contractor") of its obligations, representations or warranties under this Agreement. Such obligations shall not be construed to negate, abridge, or otherwise reduce any other right or obligation of indemnity which would otherwise exist as to a party or person described in this Section, in addition to all rights and remedies available at law or in equity.

The signatures of the authorized representatives of ("Customer") and ("Contractor") shall constitute ("Customer") and ("Contractor") acceptance of the terms and conditions contained in this Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this Service Agreement to be duly executed and effective as of the date first above written.

CONTRACTOR	***CUSTOMER***
Limousines of LV Parking, LLC	The Martin Condominium Unit Owner's Association
Signature:_____	Signature:_____
Print Name: Brandan Reilly	Print Name:_____
Title: Business Development	Title:
Date:_____	Date:_____

LAS VEGAS PARKING, INC.

[redacted]

[redacted]

Driver	MON	TUE	WED	THU	FRI	SAT	SUN
Chase B.	X	X	X	X	5p - 1a	5p - 1a	X
Total					8	8	

[redacted]

[redacted]

[redacted]

[redacted]

Agenda Item# 79

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Applications of R.A. Moving, LLC d/b/a Two Men and a Truck of Reno, Nevada for authority to modify tariff rates pursuant to NAC 706.1384.	))))	Dockets 20-11025 and 20-12019

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Nevada Transportation Authority ("Authority") makes the following findings:

1. That on November 24, 2020 an Application was filed with the Authority by R.A. Moving, LLC d/b/a Two Men and a Truck of Reno, Nevada, (**"**Applicant**"**), a carrier certificated to provide transportation of household goods as described in Certificate of Public Convenience and Necessity ("CPCN") 3373, for authority to modify tariff rates pursuant to NAC 706.1384. Said Application was designated as docket 20-11025.
2. That the Applicant simultaneously filed a petition for interim authority.
3. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
4. That on December 2, 2020, Commissioner George Assad, acting as a Hearing Officer, granted the interim authority.
5. That on December 17, 2020, the Applicant filed an additional Application for tariff modification also seeking interim approval.
6. That the second Application for tariff modification was designated Docket 20-12019.

7. That Docket 20-12019 was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.

8. That on January 5, 2021, Commissioner George Assad, granted Docket 20-12019 interim authority.

9. That under the combined modifications, the Applicant seeks to:

   a. Transfer months March, April, October, and November from the Regular season category to the Peak season category (20-11025 docket).

   b. Add a Sunday and Holiday category with the following hourly rates:

# of Men and Trucks	Month	New Rates on the 20-11025 docket	New Rates on the 20-12019 docket
2 Men + 1 Truck	REGULAR	No change	$160.50
3 Men + 1 Truck		$207	$210.50
4 Men + 1 Truck		$259	$260.50
4 Men + 2 Trucks		$291	$300.50
2 Men + 1 Truck	PEAK	No change	$170.50
3 Men + 1 Truck		$212	$220.50
4 Men + 1 Truck		$264	$270.50
4 Men + 2 Trucks		$296	$310.50

   c. Change the following hourly rates for Monday through Saturday:

# of Men and Trucks	Season	Old Rate Range	New Rate Range on the 20-11025 docket	New Rate Range on the 20-12019 docket
2 Men + 1 Truck	REGULAR	$115 - $119	$120- $123	$130.50 - $135.50
3 Men + 1 Truck		$165 - $205	$172 - $175	$180.50 - $185.50
4 Men + 1 Truck		$215 - $255	$224 - $227	$230.50 - $235.50
4 Men + 2 Trucks		$249 - $290	$256 - $259	$270.50 - $275.50
2 Men + 1 Truck	PEAK	$119 - $124	$123 - $127	$135.50 - $145.50
3 Men + 1 Truck		$169 - $210	$175 - $179	$185.50 - $195.50
4 Men + 1 Truck		$219 - $260	$227 - $231	$235.50 - $245.50
4 Men + 2 Trucks		$254 - $295	$259 - $263	$275.50 - $285.50

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///
///

d. Change the following accessorial rates (on the 20-11025 docket):

1. Service	Old Rate	New Rate
Additional Mover	$50	$52
Overnight Storage Fee	$125/$100 per 1st night/2nd night and thereafter	$150 per night
Military/Senior Discount	10%	5%

e. Change the terms when delivering individual items from charging only PEAK rates to charging either PEAK or REGULAR rates, whichever apply, and increase the minimum from one (1) hour to two (2) hours (on the 20-11025 docket).

f. Add a 4-man and 2-hour minimums when delivering bulky, individual items (on the 20-11025 docket).

10. That there are several hourly proposed rates that are higher than the current range of rates for similar services. Staff expresses no concern since household goods carriers offer a wide range of rates and customers can request estimates. Also, the bottom of the range of rates has not increased to date.

11. That the Applicant has not requested a rate increase since January 2020.

12. That based upon all the records relating to the Applications and after investigation:

a. The Applications on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

b. The proposed tariff modifications will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. Upon the Applicant reimbursing the Authority for the costs of noticing related to the Applications, the tariff modifications proposed by R.A. Moving, LLC d/b/a Two Men and a Truck of Reno, Nevada is hereby GRANTED.

///

2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

ORIGINAL PAGE FIFTEEN

CPCN No. 3373

RA MOVING, LLC
dba
TWO MEN AND A TRUCK OF RENO, NEVADA
Household Goods Tariff Number 1

Rule No. Rules & Regulations

300. Application of Rates

Carrier will charge hourly rates for use of vehicle and cost of labor. Partial hours to be determined in fifteen-minute increments by dividing the appropriate rate by 4.

(A) Shipping Rates

Hourly rates apply from port to port are as follows based on 2 seasons, REGULAR and PEAK.

January, February, March, April, October, November and December Rates

	2 movers, 1 truck	3 movers, 1 truck	4 movers, 1 truck	4 movers, 2 trucks	pack rate
Monday to Thursday	115.00	165.00	215.00	249.00	N/A
Friday & Saturday	119.00	169.00	219.00	254.00	N/A
Sunday	155.00	205.00	255.00	290.00	N/A

May, June, July, August and September Rates

	2 movers, 1 truck	3 movers, 1 truck	4 movers, 1 truck	4 movers, 2 trucks	pack rate
Monday to Thursday	119.00	169.00	219.00	254.00	N/A
Friday & Saturday	124.00	174.00	224.00	259.00	N/A
Sunday	160.00	210.00	260.00	295.00	N/A

Issued:
12/27/2019

Issued by:
Russell Riggs
President
RA Moving, LLC dba TWO MEN AND A TRUCK OF RENO, NEVADA
5440 Louie Lane, Ste. 100
Reno, NV 89511

Effective:

ACCEPTED
JAN 3 1 2020
Transportation Authority
Las Vegas, Nevada

ORIGINAL PAGE SIXTEEN

CPCN No. 3373

RA MOVING, LLC
dba
TWO MEN AND A TRUCK OF RENO, NEVADA
Household Goods Tariff Number 1

Rule No.	Rules & Regulations

300 Cont.

(B) Contract time is port to port, meaning shipper pays from time truck leaves base plus the time that it takes to return to base after the move is complete. There will be a fifteen-minute minimum travel time charge each way on all jobs.

(C) Each additional Mover over 4 will be an additional $50 per Mover, per hour.

(D) Minimum Charge All shipments is two (2) hours. Cancellations with less than 72-hour notice are subject to a two (2) hour minimum charge. No charge for cancellations at least 72 hours before the move date.

(E) Intentionally Left Blank

(F) Delivery Rates for Individual items - Carrier will move individual pieces of appliances, furniture or equipment per the shipping rates in 300 A (Peak Season) and 300 B. For Individual Items there will be a minimum charge of 1 hour per 300 A (Peak Season) and 300 B. For Bulky Items listed in 300 (G), additional mover charges may apply, see 300 (C).

(G) Bulky Items – An additional mover may be added to the customers move if any of the following items are requested to be moved. This additional mover will be added per 300 (C).

- Pianos, Organs
- Large TV's, Appliances
- Gun Safe, Safes
- Pool Table
- Hot Tub, Tanning Beds
- Snowmobiles
- Sheds, Playhouses

Issued: 10/23/2019	Issued by: Russell Riggs, President, RA Moving, LLC dba TWO MEN AND A TRUCK OF RENO, NEVADA, 5440 Louie Lane, Ste. 100, Reno, NV 89511	Effective: ACCEPTED NOV 05 2019 Nevada Transportation Authority Las Vegas, Nevada

300 Cont.

(H) Storage Fee

First Day is $125 and $100 everyday thereafter, per truck. This fee is if the carrier is to keep a shipper's or consignor's goods on the carrier's truck overnight due to unforeseen circumstances out of the shipper's or consignor's control. i.e., House did not close and recorded as it should have.

(I) Discount

10% Military and Senior discount applicable for all moves with proper identification. (An example of proper ID would be Driver's License with proof of age and/or Military issued ID.)

5% Repeat Customer discount applicable for all moves where we have record of customer using service prior.

(J) Overnight Moves

For rates see section 300 A. The hourly shipping rates from 300 A ill be charged while the move is in progress. Hourly shipping rates will stop at such time the team needs to end the day or if regulations require them to end the day. For overnight moves a per diem charge of $150 person or the lessor of actual expenses will be applied. When the end of the move day triggers an overnight stay the Per Diem of $150/person/night, or actual expense applies. This Per Diem is to cover lodging, food and any needed incidentals.

ACCEPTED
JAN 3 1 2020
vada Transportation Authority
Las Vegas, Nevada

ORIGINAL PAGE FIFTEEN

CPCN No. 3373

RA MOVING, LLC
dba
TWO MEN AND A TRUCK OF RENO, NEVADA
Household Goods Tariff Number 1

Rule No. | Rules & Regulations

300. Application of Rates

Carrier will charge hourly rates for use of vehicle and cost of labor. Partial hours to be determined in fifteen-minute increments by dividing the appropriate rate by 4.

(A) Shipping Rates

Hourly rates apply from port to port are as follows based on 2 seasons, REGULAR and PEAK.

January, February, and December Rates

	2 movers, 1 truck	3 movers, 1 truck	4 movers, 1 truck	4 movers, 2 trucks	pack rate
Monday to Thursday	~~120.00~~	~~172.00~~	~~224.00~~	~~256.00~~	N/A
Friday & Saturday	~~123.00~~	~~175.00~~	~~227.00~~	~~259.00~~	N/A
Sun./~~Holiday~~	155.00	~~207.00~~	~~259.00~~	~~291.00~~	N/A

~~March, April~~, May, June, July, August, ~~September, October and November~~ Rates

	2 movers, 1 truck	3 movers, 1 truck	4 movers, 1 truck	4 movers, 2 trucks	pack rate
Monday to Thursday	~~123.00~~	~~175.00~~	~~227.00~~	~~259.00~~	N/A
Friday & Saturday	~~127.00~~	~~179.00~~	~~231.00~~	~~263.00~~	N/A
Sun./~~Holiday~~	160.00	~~212.00~~	~~264.00~~	~~296.00~~	N/A

Issued:	Issued by:	Effective:
12/27/2019	Russell Riggs President RA Moving, LLC dba TWO MEN AND A TRUCK OF RENO, NEVADA 5440 Louie Lane, Ste. 100 Reno, NV 89511	ACCEPTED Interim DEC 02 2020 20-11025 Nevada Transportation Authority Las Vegas, Nevada

This page was superceded with the 1.5.21 accepted date

ORIGINAL PAGE FIFTEEN

CPCN No. 3373

RA MOVING, LLC
dba
TWO MEN AND A TRUCK OF RENO, NEVADA
Household Goods Tariff Number 1

Rule No. | Rules & Regulations

300. Application of Rates

Carrier will charge hourly rates for use of vehicle and cost of labor. Partial hours to be determined in fifteen-minute increments by dividing the appropriate rate by 4.

(A) Shipping Rates

Hourly rates apply from port to port are as follows based on 2 seasons, REGULAR and PEAK.

** See Below – Rates for Sunday, New Year's Day, Fourth of July, Thanksgiving Day, Christmas Eve, Christmas Day, and moves booked day of or day before the move.

January, February, and December Rates

	2 movers, 1 truck	3 movers, 1 truck	4 movers, 1 truck	4 movers, 2 trucks	pack rate
Monday to Thursday	130.50	180.50	230.50	270.50	N/A
Friday & Saturday	135.50	185.50	235.50	275.50	N/A
**See Above	160.50	210.50	260.50	300.50	N/A

March, April, May, June, July, August, September, October and November Rates

	2 movers, 1 truck	3 movers, 1 truck	4 movers, 1 truck	4 movers, 2 trucks	pack rate
Monday to Thursday	135.50	185.50	235.50	275.50	N/A
Friday & Saturday	145.50	195.50	245.50	285.50	N/A
**See Above	170.50	220.50	270.50	310.50	N/A

Issued:
12/27/2019

Issued by:
Russell Riggs
President
RA Moving, LLC dba TWO MEN AND A TRUCK OF RENO, NEVADA
5440 Louie Lane, Ste. 100
Reno, NV 89511

Effective:

ACCEPTED
Interim
JAN 05 2021
20-12019
Nevada Transportation Authority
Las Vegas, Nevada

ORIGINAL PAGE SIXTEEN

CPCN No. 3373

RA MOVING, LLC
dba
TWO MEN AND A TRUCK OF RENO, NEVADA
Household Goods Tariff Number 1

Rule No.	Rules & Regulations

300 Cont.

(B) Contract time is port to port, meaning shipper pays from time truck leaves base plus the time that it takes to return to base after the move is complete. There will be a fifteen-minute minimum travel time charge each way on all jobs.

(C) Each additional Mover over 4 will be an additional $52.00 per Mover, per hour.
(D) Minimum Charge for all shipments is (2) hours. Cancellations with less than 72 hours are subject to a two (2) hour minimum charge.

(E) Intentionally Left Blank

(F) Delivery Rates for Individual items - Carrier will move individual pieces of appliances, furniture or equipment per the shipping rates in 300 A and B. For Individual Items there will be a minimum charge of 2 hours. Bulky Items, 300 G, charges apply.

(G) Bulky Items – An additional mover may be added to the customers standard move if any of the following items are requested to be moved. This additional mover per 300 C will be added at costs to the customer. When bulky items are to be moved independent of a standard move the 4 mover and 1 truck rate per 300 A and B will apply with the (2) hour minimum.

- Pianos, Organs
- Oversized TV's and Oversized Appliances
- Gun Safe, Safes
- Pool Table
- Hot Tub, Tanning Beds
- Snowmobiles
- Sheds, Playhouses

Issued:	Issued by:	Effective:
10/23/2019	Russell Riggs President RA Moving, LLC dba TWO MEN AND A TRUCK OF RENO, NEVADA 5440 Louie Lane, Ste. 100 Reno, NV 89511	ACCEPTED Interim DEC 02 2020 20-11025 Nevada Transportation Authority Las Vegas, Nevada

300 Cont.

(H) Storage Fee

Storage fee to be charged at $150 per night, per truck. This fee is if the carrier is to keep a shipper's or consignor's goods on the carrier's truck overnight due to unforeseen circumstances out of the shipper's or consignor's control. i.e., House did not close and recorded as it should have.

(I) Discount

5% Military and Senior discount applicable for all moves with proper identification. (An example of proper ID would be Driver's License with proof of age and/or Military issued ID.)

5% Repeat Customer discount applicable for all moves where we have record of customer using service prior.

(J) Overnight Moves

For rates see section 300 A. The hourly shipping rates from 300 A will be charged while the move is in progress. Hourly shipping rates will stop at such time the team needs to end the day or if regulations require them to end the day. For overnight moves a per diem charge of $150 person or the lessor of actual expenses will be applied. When the end of the move day triggers an overnight stay the Per Diem of $150/person/night, or actual expense applies. This Per Diem is to cover lodging, food and any needed incidentals.



Agenda Item# 80

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Kaptyn Nevada, LLC d/b/a Kaptyn for authority to modify tariff rates pursuant to NAC 706.1384.	))))	Docket 20-11033

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Nevada Transportation Authority ("Authority") makes the following findings:

1. That an Application was filed with the Authority by Kaptyn Nevada, LLC d/b/a Kaptyn, a carrier certificated to provide charter limousine service as described in Certificate of Public Convenience and Necessity ("CPCN") 1040, Sub 5, for authority to modify tariff rates pursuant to NAC 706.1384.
2. That the carrier simultaneously filed a Petition for Interim Authority.
3. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
4. That on December 16, 2020, Commissioner Dawn Gibbons, acting as Presiding Officer in this matter, granted the Petition for Interim Authority.
5. That the Applicant seeks to:
    a. Replace the 5-passenger sedan (plus driver) with a 4-passenger sedan (plus driver) with the same rates except for:
        i. Increase the 600-hour discount rate from $8.00 to $10.00 for the first additional half hour or less, after the first minimum half hour and from $19.00 to $20.00 for each additional half hour or less, after the first hour for all walkouts except at the airport.

ii. Add a 300-hour and 600-hour discount rates of $40.00 for the minimum 1-hour charge and $20.00 for each additional half hour or less for airport walkouts and reservations.

b. Replace the 7-passenger (plus driver) SUV with a 5-passenger (plus driver) SUV and make the existing walkout rates available to walkouts and reservations.

c. Make the existing walkout rates on the 7-passenger (plus driver) luxury SUV rates available to walkouts and reservations.

d. Modify the reservation definition to require the reservation must be booked one hour or more in advance.

6. That the proposed tariff rate is within the range of rates currently requested by the industry for similar services.

7. That this is the first requested rate change since the Applicant was certificated on October 15, 2020.

8. That based upon all the records relating to the Application and after investigation:

a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

b. The proposed tariff modification will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The tariff modification proposed by Kaptyn Nevada, LLC d/b/a Kaptyn is hereby GRANTED.

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2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

KAPTYN NEVADA LLC
dba
KAPTYN

RULES AND REGULATIONS (Continued)

Rule No.	
(50)	**CLASSES OF VEHICLES** 1. Limousines, as defined now 4 → now 5 (a) Sedans – Vehicles with a seating capacity of ~~X~~ passengers, plus driver (b) Standard Sports Utility vehicles, with a seating capacity of ~~X~~ passengers, plus driver (c) Luxury Sports Utility Vehicles with a seating capacity of 7 passengers plus driver (d) Stretch – Vehicles with a seating capacity of 7 passengers, plus driver (e) Super Stretch – Vehicles with a seating capacity of 9 passengers, plus driver (f) Specialty vehicles – sports utility vehicles with frames lengthened, seating capacity of 14 passengers, plus driver and/or import luxury sedans with frames lengthened with seating capacity of 14 passengers, plus driver (i.e. Ford Expedition, GMC Hummer) (g) Luxury Foreign/ Exotic Sedans –Vehicles with a seating capacity of 5 passengers plus driver. 2. Livery, vehicles (a) Standard Livery – vans with seating capacity of 14 passengers, plus driver (b) Executive Livery – vans with seating capacity of 14 passengers, plus driver, leather interior.
(55)	**CREDIT CARD PROCESSING FEE** The increasing costs associated with accepting credit cards are causing a loss of revenue due to these additional fees and increased costs and labor. In an effort to charge a portion of processing expenses to our clients we are applying a 2.5% CC Processing Fee to all credit card transactions resulting in a cost to the Company.
(60)	**CONTROL ASSISTANCE FEE** A fee of $4.00 will be applied to all service where additional staff is required to be on location as requested by a client or needed by the guest per ride. **Control assistance Fee is defined as a controller on location as designated by the client. When required to have an onsite lead staff member up to a supervisor level to coordinate passenger flow. This will be required by our clientele to assist and maintain increased volume areas on front drivers, arenas, etc.*

Issued:	Issued by:	Effective:
10/15/2020	Andrew Meyers Kaptyn Nevada, LLC 4675 Wynn Road Las Vegas, NV 89103	ACCEPTED OCT 15 2020 Nevada Transportation Authority Las Vegas, Nevada

Original Page 7 CPCN 1040.5

KAPTYN NEVADA LLC
dba
now 4 **KAPTYN**

LIMOUSINE RATES AND CHARGES

(1)	Sedans – Vehicles with a seating capacity of 4 passengers, plus driver:	
	Minimum charge, one half hour (30) minutes[1]	$30.00
	First additional half hour or less, after the first half hour[1]	12.00
	Each additional one-half hour or less, after the first hour[1]	21.00
	Minimum charge, one half hour (30 minutes)[1]*	30.00
	First additional half hour or less, after the first half hour[1]*	10.00
	Each additional one-half hour or less, after the first hour[1]*	20.00
	Minimum charge, one half hour (30) minutes[1]**	30.00
	First additional half hour or less, after the first half hour[1]**	8.00 → now $10
	Each additional one-half hour or less, after the first hour[1]**	19.00 → now $20
	Minimum charge, one hour[2]	42.00
	First additional half hour or less, after the first hour[2]	21.00

[1] Rate not available for Walkout at airports → now seperate categor
[2] Rate applicable to Walkouts at airports → now separate categor

replaced & For airports

Minimum charge, one and one half hour#	$63.00
Each one-half hour or less, after the first hour and a half#	21.00
Minimum charge, one and one half hour #*	60.00
Each one-half hour or less, after the first hour and a half#*	20.00
Minimum charge, one and one half hour#**	57.00
Each additional one-half hour or less, after the first hour#**	19.00
Minimum charge, one hour#***	40.00
Each one-half hour or less, after the first hour#***	20.00

replaced & For airports

now 5

(2)	Standard Sports Utility Vehicles with a seating capacity of 7 passengers, plus driver:	
	Minimum charge, one hour	$59.00
	Each one-half hour or less, after the first hour	29.50
	Minimum charge, one hour*	57.00
	Each one-half hour or less, after the first hour*	28.50
	Minimum charge, one hour**	55.00
	Each one-half hour or less, after the first hour**	27.50

removed

Minimum charge, one and one half hour#	$88.50
Each one-half hour or less, after the first hour and a half#	29.50
Minimum charge, one and one half hour #*	85.50
Each one-half hour or less, after the first hour and a half#*	28.50
Minimum charge, one and one half hour#**	82.50
Each additional one-half hour or less, after the first hour#**	27.50
Minimum charge, one hour#***	46.00
Each one half hour or less, after the first hour#***	23.00

removed

now for Walkout and reservations

#, *, **, *** see page 12 for definitions

Issued:	Issued by:	Effective:
10/15/2020	Andrew Meyers Kaptyn Nevada, LLC 4675 Wynn Road Las Vegas, NV 89103	ACCEPTED OCT 15 2020 Nevada Transportation Authority Las Vegas, Nevada

KAPTYN NEVADA LLC
dba
KAPTYN

LIMOUSINE RATES AND CHARGES (Continued)

(3)	Luxury Sports Utility Vehicles (Escalade, Navigator) with a seating capacity of 7 passengers, plus driver:	
	Minimum charge, one hour	$69.00
	Each additional one-half hour or less, after the first hour	34.50
	Minimum charge, one hour*	67.00
	Each one-half hour or less, after the first hour*	33.50
	Minimum charge, one hour**	65.00
	Each one-half hour or less, after the first hour**	32.50
	Minimum charge, one and one half hour#	$103.50
	Each one-half hour or less, after the first hour and a half#	34.50
	Minimum charge, one and one half hour #*	100.50
	Each one-half hour or less, after the first hour and a half#*	33.50
	Minimum charge, one and one half hour#**	97.50
	Each additional one-half hour or less, after the first hour#**	32.50
	Minimum charge, one hour#***	46.00
	Each one half hour or less, after the first hour#***	23.00
(4)	Stretch – Vehicles with a seating capacity of 7 passengers, plus driver:	
	Minimum charge, one hour	$59.00
	Each additional one-half hour or less, after the first hour	29.50
	Minimum charge, one hour*	57.00
	Each one-half hour or less, after the first hour*	28.50
	Minimum charge, one hour**	55.00
	Each one-half hour or less, after the first hour**	27.50
	Minimum charge, one and one half hour#	88.50
	Each one-half hour or less, after the first hour and a half#	29.50
	Minimum charge, one and one half hour #*	85.50
	Each one-half hour or less, after the first hour and a half#*	28.50
	Minimum charge, one and one half hour#**	82.50
	Each additional one-half hour or less, after the first hour#**	27.50
	Minimum charge, one hour#***	46.00
	Each one half hour or less, after the first hour#***	23.00

#, *, **, *** see page 12 for definitions

Issued:	Issued by:	Effective:
10/15/2020	Andrew Meyers Kaptyn Nevada, LLC 4675 Wynn Road Las Vegas, NV 89103	ACCEPTED OCT 15 2020 Nevada Transportation Authority Las Vegas, Nevada

KAPTYN NEVADA LLC
dba
KAPTYN

LIMOUSINE RATES AND CHARGES (Continued)

(10) Luxury foreign/exotic sedans (excluding Lincolns and Cadillacs) with a seating capacity of 5 passengers, plus driver:

Mercedes, BMW, Lexus, Audi, etc.	
Minimum charge, one hour	$69.00
Each one-half hour or less, after the first hour	34.50
Minimum charge, one hour*	67.00
Each one-half hour or less, after the first hour*	33.50
Minimum charge, one hour**	65.00
Each one-half hour or less, after the first hour**	32.50
Minimum charge, one and one half hour#	103.50
Each one-half hour or less, after the first hour and a half#	34.50
Minimum charge, one and one half hour #*	100.50
Each one-half hour or less, after the first hour and a half#*	33.50
Minimum charge, one and one half hour#**	97.50
Each additional one-half hour or less, after the first hour and a half#**	32.50
Minimum charge, one hour#***	50.00
Each one half hour or less, after the first hour#***	25.00
Rolls Royce, Maybach or Bentley	
Minimum charge, one hour	$220.00
Each one-half hour or less, after the first hour	110.00
Minimum charge, one hour*	210.00
Each one-half hour or less, after the first hour*	105.00
Minimum charge, one hour**	200.00
Each one-half hour or less, after the first hour**	100.00
Minimum charge, one and one half hour#	330.00
Each one-half hour or less, after the first hour and a half#	110.00
Minimum charge, one and one half hour #*	315.00
Each one-half hour or less, after the first hour and a half#*	105.00
Minimum charge, one and one half hour#**	300.00
Each additional one-half hour or less, after the first hour and a half#**	100.00
Minimum charge, one hour#***	200.00
Each one half hour or less, after the first hour#***	100.00

Applies where the customer pre-arranges transportation via telephone, fax or Internet.
* Applies where the customer uses 300 hours or more a month for the current and previous three calendar months.
** Applies where the customer uses 600 hours or more a month for the current and previous three calendar months.
*** Applies where the customer uses 1000 hours or more a month for the current and previous three calendar months.

Issued:	Issued by:	Effective:
10/15/2020	Andrew Meyers Kaptyn Nevada, LLC 4675 Wynn Road Las Vegas, NV 89103	ACCEPTED OCT 15 2020 Nevada Transportation Authority Las Vegas, Nevada

KAPTYN NEVADA LLC
dba
KAPTYN

RULES AND REGULATIONS (Continued)

Rule No.	
(50)	**CLASSES OF VEHICLES** 1. Limousines, as defined (a) Sedans – Vehicles with a seating capacity of 4 passengers, plus driver (b) Standard Sports Utility vehicles, with a seating capacity of 5 passengers, plus driver (c) Luxury Sports Utility Vehicles with a seating capacity of 7 passengers plus driver (d) Stretch – Vehicles with a seating capacity of 7 passengers, plus driver (e) Super Stretch – Vehicles with a seating capacity of 9 passengers, plus driver (f) Specialty vehicles – sports utility vehicles with frames lengthened, seating capacity of 14 passengers, plus driver and/or import luxury sedans with frames lengthened with seating capacity of 14 passengers, plus driver (i.e. Ford Expedition, GMC Hummer) (g) Luxury Foreign/ Exotic Sedans –Vehicles with a seating capacity of 5 passengers plus driver. 2. Livery, vehicles (a) Standard Livery – vans with seating capacity of 14 passengers, plus driver (b) Executive Livery – vans with seating capacity of 14 passengers, plus driver, leather interior.
(55)	**CREDIT CARD PROCESSING FEE** The increasing costs associated with accepting credit cards are causing a loss of revenue due to these additional fees and increased costs and labor. In an effort to charge a portion of processing expenses to our clients we are applying a 2.5% CC Processing Fee to all credit card transactions resulting in a cost to the Company.
(60)	**CONTROL ASSISTANCE FEE** A fee of $4.00 will be applied to all service where additional staff is required to be on location as requested by a client or needed by the guest per ride. **Control assistance Fee is defined as a controller on location as designated by the client. When required to have an onsite lead staff member up to a supervisor level to coordinate passenger flow. This will be required by our clientele to assist and maintain increased volume areas on front drivers, arenas, etc.*

Issued:	Issued by:	Effective:
11/30/2020	Andrew Meyers Kaptyn Nevada, LLC 4675 Wynn Road Las Vegas, NV 89103	

C-changed

KAPTYN NEVADA LLC
dba
KAPTYN

LIMOUSINE RATES AND CHARGES

(1)	**Sedans – Vehicles with a seating capacity of 4 passengers, plus driver:**	
	Walkout (not available at airport)	
	Minimum charge, one half hour (30) minutes	$30.00
	First additional half hour or less, after the first half hour	12.00
	Each additional one-half hour or less, after the first hour	21.00
	Minimum charge, one half hour (30 minutes) *, **	30.00
	First additional half hour or less, after the first half hour *, **	10.00
	Each additional one-half hour or less, after the first hour *, **	20.00
	Pre-arranged Reservations and Airport Walkout	
	Minimum charge, one hour	$42.00
	Each one-half hour or less, after the first hour	21.00
	Minimum charge, one hour *	40.00
	Each one-half hour or less, after the first hour *	20.00
	Minimum charge, one hour **	40.00
	Each one-half hour or less, after the first hour **	20.00
	Minimum charge, one hour ***	40.00
	Each one-half hour or less, after the first hour ***	20.00
(2)	**Standard Sports Utility Vehicles with a seating capacity of 5 passengers, plus driver:**	
	Minimum charge, one hour	$59.00
	Each one-half hour or less, after the first hour	29.50
	Minimum charge, one hour *	57.00
	Each one-half hour or less, after the first hour*	28.50
	Minimum charge, one hour **	55.00
	Each one-half hour or less, after the first hour **	27.50
	Minimum charge, one hour ***	46.00
	Each one half hour or less, after the first hour ***	23.00

#, *, **, *** see page 12 for definitions

Issued:	Issued by:	Effective:
12/10/2020 C-changed	Andrew Meyers Kaptyn Nevada, LLC 4675 Wynn Road Las Vegas, NV 89103	

KAPTYN NEVADA LLC
dba
KAPTYN

LIMOUSINE RATES AND CHARGES (Continued)

(3)	**Luxury Sports Utility Vehicles (Escalade, Navigator) with a seating capacity of 7 passengers, plus driver:**	
	Minimum charge, one hour	$69.00
	Each additional one-half hour or less, after the first hour	34.50
	Minimum charge, one hour *	67.00
	Each one-half hour or less, after the first hour *	33.50
	Minimum charge, one hour **	65.00
	Each one-half hour or less, after the first hour **	32.50
	Minimum charge, one hour ***	46.00
	Each one half hour or less, after the first hour ***	23.00
(4)	**Stretch – Vehicles with a seating capacity of 7 passengers, plus driver:**	
	Walkout	
	Minimum charge, one hour	$59.00
	Each additional one-half hour or less, after the first hour	29.50
	Minimum charge, one hour *	57.00
	Each one-half hour or less, after the first hour *	28.50
	Minimum charge, one hour **	55.00
	Each one-half hour or less, after the first hour **	27.50
	Minimum charge, one and one half hour	88.50
	Each one-half hour or less, after the first hour and a half	29.50
	Minimum charge, one and one half hour *	85.50
	Each one-half hour or less, after the first hour and a half *	28.50
	Minimum charge, one and one half hour **	82.50
	Each additional one-half hour or less, after the first hour **	27.50
	Minimum charge, one hour ***	46.00
	Each one half hour or less, after the first hour ***	23.00

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Issued:	Issued by:	Effective:
12/10/2020	Andrew Meyers Kaptyn Nevada, LLC 4675 Wynn Road Las Vegas, NV 89103	

C-changed

12-11-20

KAPTYN NEVADA LLC
dba
KAPTYN

LIMOUSINE RATES AND CHARGES (Continued)

(10)	Luxury foreign/exotic sedans (excluding Lincolns and Cadillacs) with a seating capacity of 5 passengers, plus driver:	
	Mercedes, BMW, Lexus, Audi, etc.	
	Minimum charge, one hour	$69.00
	Each one-half hour or less, after the first hour	34.50
	Minimum charge, one hour*	67.00
	Each one-half hour or less, after the first hour*	33.50
	Minimum charge, one hour**	65.00
	Each one-half hour or less, after the first hour**	32.50
	Minimum charge, one and one half hour#	103.50
	Each one-half hour or less, after the first hour and a half#	34.50
	Minimum charge, one and one half hour #*	100.50
	Each one-half hour or less, after the first hour and a half#*	33.50
	Minimum charge, one and one half hour#**	97.50
	Each additional one-half hour or less, after the first hour and a half#**	32.50
	Minimum charge, one hour#***	50.00
	Each one half hour or less, after the first hour#***	25.00
	Rolls Royce, Maybach or Bentley	
	Minimum charge, one hour	$220.00
	Each one-half hour or less, after the first hour	110.00
	Minimum charge, one hour*	210.00
	Each one-half hour or less, after the first hour*	105.00
	Minimum charge, one hour**	200.00
	Each one-half hour or less, after the first hour**	100.00
	Minimum charge, one and one half hour#	330.00
	Each one-half hour or less, after the first hour and a half#	110.00
	Minimum charge, one and one half hour #*	315.00
	Each one-half hour or less, after the first hour and a half#*	105.00
	Minimum charge, one and one half hour#**	300.00
	Each additional one-half hour or less, after the first hour and a half#**	100.00
	Minimum charge, one hour#***	200.00
	Each one half hour or less, after the first hour#***	100.00

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Applies where the customer pre-arranges transportation via telephone, fax or Internet one hour or more in advance.
* Applies where the customer uses 300 hours or more a month for the current and previous three calendar months.
** Applies where the customer uses 600 hours or more a month for the current and previous three calendar months.
*** Applies where the customer uses 1000 hours or more a month for the current and previous three calendar months.

Issued:	Issued by:	Effective:
12/10/2020	Andrew Meyers Kaptyn Nevada, LLC 4675 Wynn Road Las Vegas, NV 89103	

C - changed

12.11.20

Agenda Item# 81

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of United Moving Solutions, Inc. d/b/a United Moving Solutions for authority to modify tariff rates pursuant to NAC 706.1384.	))))	Docket 20-11035

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Nevada Transportation Authority ("Authority") makes the following findings:

1. That an Application was filed with the Authority by United Moving Solutions, Inc. d/b/a United Moving Solutions, (**"**Applicant**"**), a carrier certificated to provide transportation of household goods as described in Certificate of Public Convenience and Necessity ("CPCN") 3371, for authority to modify tariff rates pursuant to NAC 706.1384.
2. That the Applicant simultaneously filed a petition for interim authority
3. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
4. That on December 30, 2020, Chairwoman Dawn Gibbons, acting as a Hearing Officer, granted the interim authority.

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5. That the Applicant seeks to:

   a. Change the Vehicle rates for the regular box truck and the van/pickup truck from an hourly rate to a daily rate.

   b. Change the following rates:

	Current Rate	Proposed Rate	Percent Increase(decrease)
Furnish Vehicle (Regular Box Truck)	$65.00 per hour	$100.00 per day	
Furnish Vehicle (van/pickup truck)	$27.00 per hour	$50.00 per day	
Driver	25.50 per hour	$45.00 per hour	76.5%
Packer/Unpacker	$38.50 per hour	$40.00 per hour	3.9%
Stocker	$33.50 per hour	$30.00 per hour	-10.45%
Helper	$19.00 per hour	$40.00 per hour	110.5%
Other Extra Help	$33.50 per hour	$30.00 per hour	-10.4%
Field Supervisor	$40.00 per hour	$50.00 per hour	25.0%
CDL Driver	$40.00 per hour	$45.00 per hour	12.5%

6. That the proposed rates are within the range of rates currently charged by the industry for similar services.

7. That this is the first tariff modification since the Applicant was licensed July 24, 2019.

8. That based upon all the records relating to the Application and after investigation:

   a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

   b. The proposed tariff modification will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

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Therefore, based upon the foregoing findings, it is ORDERED that:

1. Upon the Applicant reimbursing the Authority for the costs of noticing related to the Application, the tariff modification proposed by United Moving Solutions, Inc. d/b/a United moving Solutions is hereby GRANTED.
2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

approved 1/2.30.2020
D Gibbons
Chair

Original Page No. 18

UNITED MOVING SOLUTIONS INCORPORATED dba UNITED MOVING SOLUTIONS

CPCN 3371

HOUSEHOLD GOODS TARIFF NO. 1

RULES AND REGULATIONS

Rule No. 270	**PICK-UP AND DELIVERY AT WAREHOUSE** Except as otherwise provided herein, if shipment is delivered to or picked up at a warehouse, the rates for transportation include only the loading or unloading at the door, platform, dock or other point convenient or accessible to the vehicle.
Rule No. 280	**HOURLY RATES AND CHARGES** Carrier will charge rates appearing in this Rule on shipments moving between points and places within Clark, Lincoln, and Nye Counties, Nevada on the one hand and the State of Nevada on the other. Chargeable time will include loading and unloading, driving time between the origin and the destination. Any packing material and/or containers, which become the property of the shipper, shall be charged for based on the rates in this Rule. Shipments are to be released at a value not exceeding 60 cents ($.60) per pound per article unless additional insurance is purchased by shipper exceeding that value. Rates in this Rule apply to shipments defined in Rule 40 and apply seven (7) days a week. (A) Applying to shipments having a point of origin and destination between points and places within Clark, Lincoln, and Nye Counties, Nevada on the one hand and the State of Nevada on the other: Furnish Vehicle (regular box truck) ..... C .... $100.00 per day Furnish Vehicle (18-wheeler) ..... S .... $79.00 per hour Furnish Vehicle (van/pickup truck) ..... C .... $50.00 per day Driver ..... + ... $45.00 per hour Packer, Unpacker ..... + ... $40.00 per hour Stocker ..... − .... $30.00 per hour Helper ..... + ... $40.00 per hour Other Extra Help ..... − .... $30.00 per hour Field Supervisor ..... + ... $50.00 per hour CDL Driver ..... + ... $45.00 per hour

Issued:	Issued by: Irina Shalina United Moving Solutions Inc. dba United Moving Solutions 4275 W. Bell Drive, Suite 5 Las Vegas, NV 89118	Effective:

C = Change
+ = Increase
− = Decrease
S = Stays Same

UNITED MOVING SOLUTIONS INCORPORATED
dba UNITED MOVING SOLUTIONS
CPCN 3371

HOUSEHOLD GOODS TARIFF NO. 1

RULES AND REGULATIONS

Rule No. 270

PICK-UP AND DELIVERY AT WAREHOUSE

Except as otherwise provided herein, if shipment is delivered to or picked up at a warehouse, the rates for transportation include only the loading or unloading at the door, platform, dock or other point convenient or accessible to the vehicle.

Rule No. 280

HOURLY RATES AND CHARGES

Carrier will charge rates appearing in this Rule on shipments moving between points and places within Clark, Lincoln, and Nye Counties, Nevada on the one hand and the State of Nevada on the other. Chargeable time will include loading and unloading, driving time between the origin and the destination. Any packing material and/or containers, which become the property of the shipper, shall be charged for based on the rates in this Rule. Shipments are to be released at a value not exceeding 60 cents ($.60) per pound per article unless additional insurance is purchased by shipper exceeding that value. Rates in this Rule apply to shipments defined in Rule 40 and apply seven (7) days a week.

(A) Applying to shipments having a point of origin and destination between points and places within Clark, Lincoln, and Nye Counties, Nevada on the one hand and the State of Nevada on the other:

Furnish Vehicle (regular box truck)	$65.00 per hour
Furnish Vehicle (18-wheeler)	$79.00 per hour
Furnish Vehicle (van/pickup truck)	$27.00 per hour
Driver	$25.50 per hour
Packer, Unpacker	$38.50 per hour
Stocker	$33.50 per hour
Helper	$19.00 per hour
Other Extra Help	$33.50 per hour
Field Supervisor	$40.00 per hour
CDL Driver	$40.00 per hour

Issued:	Issued by:	
February 21, 2019	Irina Shalina United Moving Solutions Inc. dba United Moving Solutions 4275 W. Bell Dr. Suite 5, Las Vegas, NV 89118	ACCEPTED Effective JUL 24 2019 Nevada Transportation Authority Las Vegas, Nevada

Agenda Item# 82

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Move 4 Less, LLC. d/b/a Move 4 Less, MoveU4Less.com, Select Flat Rate Moving for authority to modify tariff rates pursuant to NAC 706.1384.	)))))	Docket 20-12021

At a general session of the Nevada Transportation Authority held on January 18, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Nevada Transportation Authority ("Authority") makes the following findings:

1. That an Application was filed with the Authority by Move 4 Less, LLC. d/b/a Move 4 Less, MoveU4Less.com, Select Flat Rate Moving (**"**Applicant**"**), a carrier certificated to provide transportation of household goods as described in Certificate of Public Convenience and Necessity ("CPCN") 3344, Sub 6, for authority to modify tariff rates pursuant to NAC 706.1384.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That the Applicant seeks to:
   a. Change the application of all labor charges after the minimum are prorated by 15 minutes to all charges after the 3 hour minimum are prorated by 15 minutes,

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b. Change the following rates:

	Current Rate	Proposed Rate	Percent Increase(decrease)
Furnish Vehicle (Regular Box Truck)	$45.00 per hour	$50.00 per hour	11.11%
Furnish Vehicle (can/pickup truck)	$27.00 per hour	$50.00 per hour	85.19%
Driver	25.00 per hour	$29.00 per hour	16.00%
Packer/Unpacker	$39.00 per hour	$50.00 per hour	28.21%
Stocker	$29.00 per hour	$35.00 per hour	20.69%
Other Extra Help	$25.00 per hour	$30.00 per hour	20.00%
Field Supervisor	$40.00 per hour	$55.00 per hour	37.50%
CDL Driver	$40.00 per hour	$50.00 per hour	25.00%

4. That the proposed rates are within the range of rates currently charged by the industry for similar services, except the Furnished Vehicle (Van/Pickup Truck) and CDL Driver, which are higher than the current range of rates.
5. Staff is not concerned with the rates being higher as there are other certified carriers offering a wide range of rates the public can chose from.
6. That this is the first tariff modification since December 13, 2018.
7. That based upon all the records relating to the Application and after investigation:
   a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
   b. The proposed tariff modification will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. Upon the Applicant reimbursing the Authority for the costs of noticing related to the Application, the tariff modification proposed by Move 4 Less, LLC. d/b/a Move 4 Less, MoveU4Less.com, Select Flat Rate Moving is hereby GRANTED.

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2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

MOVE4LESS LLC
DBA Move 4 Less, MoveU4Less.com
& Select Flat Rate Moving

HOUSEHOLD GOODS TARIFF NO.1

RULES AND REGULATIONS

Rule No 400 (a)

APPLICATION OF HOURLY RATES

All shipments taking place within (25) air miles of home office are subject to a three (3) hour minimum charge. All shipments are subject to travel time charges, calculated using the applicable hourly rates of a move, from home office to point of origin and return to home office from point of destination. All charges are subject to a minimum of one (1) man and one vehicle. Chargeable time commences upon arrival at point of origin, ceases upon departure from point of destination plus the travel time charge. Charges consists of packing, loading, unloading, unpacking, mileage fee, and travel fee.

All charges after the 3 hour minimum are prorated by 15 minutes.

Moves longer than 8 hours on the same say are subject to 1 ½ times the hourly rate.

A.) Rates applying to shipments have a point of origin and/or destination in Clark County or Nye County, Nevada:

Furnish Vehicle (Regular Box Truck)	$50.00 per hour
Furnish Vehicle (18-wheeler)	$79.00 per hour
Furnish Vehicle (Van/Pick Up Truck)	$50.00 per hour
Driver	$29.00 per hour
Packer, Un-Packer	$50.00 per hour
Stocker	$35.00 per hour
Helper	$20.00 per hour
Other Extra Help	$30.00 per hour
Field Supervisor	$55.00 per hour
CDL Driver	$50.00 per hour

Move 4 Less will offer $10.00 discount on field supervisor hourly rate. This discount will exclude shipments on Fridays, Saturdays, Federal Holidays and the first and last week of every month. This discount requires a minimum of 2 man move (i.e. move cost of $97.00 after discount is $87.00).

All moves performed on Sunday are subject to the overtime rate of 150% of the hourly tariff rates and a 5 hour minimum charge of total billable time.

Mileage Fee – If the distance between the point of origin and point of destination is greater than 50 miles, a fee of $0.75 per mile will be charged for all miles traveled between the point of origin and destination and from the point of destination to carrier's office.

MOVE4LESS LLC
DBA Move 4 Less, MoveU4Less.com
& Select Flat Rate Moving

HOUSEHOLD GOODS TARIFF NO.1

RULES AND REGULATIONS

Rule No 400 (a)

APPLICATION OF HOURLY RATES

All shipments taking place within (25) air miles of home office are subject to a three (3) hour minimum charge. All shipments are subject to travel time charges ,calculated using the applicable hourly rates of a move, from home office to point of origin and return to home office from point of destination. All charges are subject to a minimum of one (1) man and one vehicle. Chargeable time commences upon arrival at point of origin, ceases upon departure from point of destination plus the travel time charge. Charges consist of packing, loading, unloading, unpacking, mileage fee, and travel fee.

All labor charges after the minimum are prorated by 15 minutes.

Moves longer than 8 hours on the same day are subject to 1 ½ times the hourly rate.

A) Rates applying to shipments have a point of origin and/or destination within Clark County or Nye County, Nevada:

Furnish Vehicle (Regular Box Truck)	$45.00 per hour
Furnish Vehicle (18-wheeler)	$79.00 per hour
Furnish Vehicle (Van/Pick Up Truck)	$27.00 per hour
Driver	$25.00 per hour
Packer, Un-Packer	$39.00 per hour
Stocker	$29.00 per hour
Helper	$20.00 per hour
Other Extra Help	$25.00 per hour
Field Supervisor	$40.00 per hour
CDL Driver	$40.00 per hour

Move 4 less will offer $10.00 discount on field supervisor hourly rate. This discount will exclude shipments on Fridays, Saturdays, Federal Holidays, and the first and last week of every month. This discount requires a minimum of 2 man move (i.e. move cost $97.00 after discount is $87.00).

All moves performed on Sunday are subject to the overtime rate of 150% of the hourly tariff rates and a 5 hour minimum charge of total billable time.

Mileage Fee- If the distance between the point of origin and point of destination is greater than 50 miles, a fee of $0.75 per mile will be charged for all miles traveled between the point of origin and destination and from the point of destination to carrier's office

ACCEPTED
DEC 13 2018
Nevada Transportation Authority
Las Vegas, Nevada

Agenda Item# 83

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Coleman World Group, LLC d/b/a Coleman America Moving Services, Inc. for authority to modify tariff rates pursuant to NAC 706.1384.	)))))	Dockets 20-12025

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Nevada Transportation Authority ("Authority") makes the following findings:

1. That an Application was filed with the Authority by Coleman World Group, LLC d/b/a Coleman America Moving Services, Inc. (**"**Applicant**"**), a carrier certificated to provide transportation of household goods as described in Certificate of Public Convenience and Necessity ("CPCN") 3237, Sub 1, for authority to modify tariff rates pursuant to NAC 706.1384.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That the Applicant seeks to:
   a. Increase the full value protection declared lump sum value minimum from $21,000 to $31,500 and from $4.00 to $6.00 per pound, whichever is greater.
   b. Change the storage in transit rule to include shipments in storage for more than 180 days.
   c. Make the following rate changes, which are applicable under the mileage method when transporting household good items (versus the hourly method):
      i. Increase all per pound mileage rates and decrease the mileage range per tier.
      ii. Increase the overtime loading/unloading rates from $2.34 to $2.69 per hundred pounds

for Clark County, Nevada and from $2.25 to $2.59 per hundred pounds for all other counties in Nevada.

iii. Add an auxiliary service/shuttle rate of $9.50 per CWT to cover additional costs due to physically impossible pick up or drop off at scheduled locations.

iv. Increase the elevator/stair/excessive distance, stopping in transit, and storage in transit accessorial rates.

d. Increase the hourly rates as follows:

Service	**Old Hourly Rates**	**New Hourly rate**
Vehicle	29	34
Driver, Packer, Loader	35	40
Other Help	26.35	40

4. That there are proposed rates that are higher than the current range of rates for similar services (specifically in paragraphs 3(c)(i), and (iii). Staff expresses no concern since household goods carriers offer a wide range of rates and customers can request estimates. Also, the bottom of the range of rates has not increased to date.

5. That the Applicant has not requested a rate increase since March 2018.

6. That based upon all the records relating to the Applications and after investigation:

   a. The Applications on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

   b. The proposed tariff modifications will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. Upon the Applicant reimbursing the Authority for the costs of noticing related to the Application, the tariff modifications proposed by Coleman World Group, LLC d/b/a Coleman America Moving Services, Inc. is hereby GRANTED.

///

///

2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

ITEM 220 (continued) EXPEDITED SERVICE

basis of 10,000 and tariff rates applicable to 10,000 pounds. The carrier shall not be required to provide exclusive use of vehicle under this paragraph.

Bill of Lading and Freight Bill to be marked or stamped:

EXPEDITED SERVICE ORDER BY SHIPPER
DELIVER ON OR BEFORE _____.

(C) Except in case of the fault of the shipper, in the event the shipment is not tendered for delivery on or before the delivery date, this rule shall not apply. In such case, the charges for the shipment shall be subject to all other applicable rules and provisions of the tariff.

ITEM 230 FAILURE TO MAKE DELIVERY

(A) In all instances where carrier is unable to locate the consignee at the address given by the shipper, or correct address (if known by carrier);or where the consignee is unable or declines to accept delivery of the shipment, or the shipment remains in the possession of the carrier pursuant to instruction of the shipper or consignee and is not stored in transit under the provisions of item 2900, notification of failure to make delivery will be mailed or telegraphed to the consignee, consignor or owner, or written notice delivered to the premises where actual delivery was to be effected or to other notifying address and the property placed in the nearest warehouse of the carrier, or at the option of the carrier, in a public warehouse, and upon such placement liability as a carrier shall immediately cease and liability shall thereafter be only that of the warehouseman in possession.

(B) In cases where a "subsequent delivery" is called for and made, charges will be assessed for such "subsequent delivery" on the basis of charges lawfully applicable from carrier's terminal or from public warehouse (as the case may be) to place of delivery.

ITEM 240 FULL VALUE PROTECTION

Before providing any service subject to regulation by the Authority, a carrier of household goods must notify the customer in writhing of the scope of the standard liability coverage provided and the availability of additional coverage.

(A) When Full Value Protection is ordered in writing by the customer, carrier will guarantee either replacement of articles lost or damaged while in carriers custody, reimbursement for full replacement cost or satisfactory repairs, whichever is less.

(B) Full Value Protection will be provide by carrier only if shipment is declared at a lump sum value of $21,000 or $4.00 per each pound of weight in the shipment whichever is greater.

ITEM 250 IMPRACTABLE OPERATION

Nothing in this tariff shall require the carrier to perform any line haul service or any pick-up or delivery service or any other service from or to or at any point or location where, through no fault or neglect of the carrier, the operation of vehicles is impracticable because:

(A) The condition of roads, streets, driveways, alleys, or approaches thereto would subject operations to unreasonable risk or loss of damage to life or property

(B) Loading or unloading facilities are Inadequate

ACCEPTED
AUG 23 2018
Nevada Transportation Authority
Las Vegas, Nevada

RULES AND OTHER PROVISIONS WHICH GOVERN THE TARIFF

ITEM 380 STORAGE-IN-TRANSIT

(A) Storage in transit of shipments covered by this tariff is the holding of the shipments in the warehouse of the carrier or its agent for storage pending further transportation, and will be effected only at specific request of the shipper. For the purpose of this rule, a carrier may designate any public warehouse to serve as its agent.

(B) The shipments moving under this rule may be placed in storage in transit only once and for the period not to exceed one hundred and eighty (180) days, from the date of unloading into warehouse. When not removed at the expiration of the time specified herein, and in the event shipment remains in storage in excess of one hundred and eighty (180) days, the point of storage shall be considered the point of destination and thereafter shall be subject to the rules regulations, and charges of the individual warehouse.

All accrued charges are due immediately on receipt of shipment for storage in transit, thereafter storage charges are due monthly, in advance.

Charges for pickup and delivery in conjunction with storage in transit shall be computed on a weight basis. (See Section 1, Item 1000) (See Item 2900).

ITEM 390 WAITING OR DELAY

When vehicle is held in excess of one (1) hour for convenience of shipper or consignee through no fault of the carrier, a charge for waiting time will apply at the hourly rates shown in Section 3, Item 4000.

ITEM 400 WEIGHMASTER'S CERTIFICATE

(A) Prior to delivery and unloading of a shipment transported under distance or point-to-point rates the carrier shall arrange to determine the weight of such shipment by obtaining a weighmaster's certificate or weight ticket. On shipments estimated as weighing less than 1,000 pounds, the carrier may have the shipment weighed over a platform or hand scales in lieu of obtaining a weighmaster's certificate, provided a written statement of the weight signed by the weighmaster is obtained.

(B) If no scale is available the weight shall be determined by multiplying the cubic feet occupied by seven (7) pounds per cubic feet.

ACCEPTED
AUG 23 2018
Nevada Transportation Authority
Las Vegas, Nevada

COLEMAN WORLD GROUP, LLC
d/b/a COLEMAN AMERICAN MOVING SERVICES, INC

CPCN NO 3237.1

HOUSEHOLD GOODS TARIFF 400

SECTION ONE

MILEAGE RATES – In Dollar and Cents Per 100 Pounds

ITEM 1000

Rates in this item apply on all shipment of Household Goods as embraced in item 40
Value declared in writing by the shipper as agreed upon in writing as the release value of the property, subject to conditions set forth in Item 140

	MINIMUM WEIGHT IN POUNDS						
MILES	500 LBS TO 999 LBS	1000 LBS TO 1999 LBS	2000 LBS TO 3999 LBS	40 0 LBS TO 7999 LBS	8000 LBS TO 11999 LBS	12000 LBS TO 15999 LBS	16000 LBS TO OVER
1-15	$40.18	$26.82	$21.38	$17.82	$14.51	$12.83	$11.96
16-20	$40.92	$27.58	$21.85	$18.19	$14.73	$13.11	$12.21
21-30	$42.09	$27.47	$22.39	$18.49	$15.36	$13.48	$12.47
31-40	$42.83	$29.12	$23.02	$19.06	$15.75	$13.89	$14.65
41-50	$43.99	$29.99	$23.41	$19.58	$16.15	$14.24	$13.23
51-60	$44.91	$30.52	$23.65	$19.96	$16.55	$14.62	$13.62
61-70	$45.55	$30.76	$24.15	$20.10	$16.79	$14.73	$11.59
71-80	$46.54	$31.18	$24.53	$20.48	$16.93	$15.01	$13.98
81-90	$47.16	$31.92	$24.90	$20.60	$17.30	$15.15	$14.24
91-100	$47.82	$32.19	$25.17	$20.90	$17.40	$15.36	$14.51
101-110	$48.70	$32.82	$25.44	$21.38	$17.82	$15.75	$14.73
111-120	$49.35	$33.31	$25.81	$21.62	$18.19	$16.29	$15.36
121-130	$50.12	$33.68	$26.46	$22.01	$18.31	$16.55	$15.51
131-140	$50.97	$34.11	$26.71	$22.26	$18.57	$16.65	$15.75
141-150	$51.39	$34.48	$26.29	$22.63	$18.83	$16.97	$15.89
151-160	$52.04	$35.12	$27.35	$23.02	$18.96	$17.03	$16.16
161-170	$52.52	$35.59	$27.58	$23.12	$19.09	$17.30	$16.29
171-180	$53.29	$35.86	$28.09	$23.41	$19.19	$17.40	$16.55
181-190	$53.66	$36.49	$28.47	$23.52	$19.58	$17.57	$16.92
191-200	$54.18	$36.88	$28.87	$23.65	$19.85	$17.82	$16.79
201-220	$51.19	$37.61	$29.24	$24.15	$20.34	$18.31	$17.40
221-240	$56.19	$38.40	$29.88	$24.30	$20.74	$18.57	$17.75
241-260	$57.25	$39.20	$30.40	$24.68	$21.33	$18.96	$18.19
261-280	$58.10	$39.95	$31.04	$24.90	$21.62	$19.19	$18.46
281-300	$59.37	$40.57	$31.54	$25.17	$22.01	$19.85	$18.84
301-320	$60.55	$41.82	$32.00	$25.44	$22.39	$20.60	$19.58
321-340	$61.94	$42.46	$32.54	$25.81	$23.13	$21.23	$20.34
341-360	$63.60	$43.24	$33.32	$26.46	$23.66	$21.62	$20.75
361-380	$64.85	$44.00	$33.68	$26.83	$24.15	$22.13	$21.38
381-400	$66.12	$44.50	$34.21	$27.36	$24.53	$22.67	$21.85

Item continued on next page

ACCEPTED
AUG 23 2018
Nevada Transportation Authority
Las Vegas, Nevada

SECTION ONE

MILEAGE RATES – In Dollar and Cents Per 100 Pounds (continued)

ITEM 1000

Rates in this item apply on all shipment of Household Goods as embraced in item 40
Value declared in writing by the shipper as agreed upon in writing as the release value of the property, subject to conditions set forth in Item 140

	MINIMUM WEIGHT IN POUNDS						
MILES	500 LBS TO 999 LBS	1000 LBS TO 1999 LBS	2000 LBS TO 3999 LBS	4000 LBS TO 7999 LBS	8000 LBS TO 11999 LBS	12000 LBS TO 15999 LBS	16000 LBS TO OVER
401-420	$67.40	$45.55	$34.48	$27.58	$25.17	$23.41	$22.26
421-440	$68.79	$46.54	$34.96	$28.09	$25.44	$23.78	$22.88
441-460	$69.95	$47.28	$35.21	$28.47	$25.81	$25.52	$23.51
461-480	$71.08	$49.44	$35.59	$28.88	$26.46	$25.17	$24.30
481-500	$72.47	$48.70	$35.86	$29.24	$26.71	$25.70	$24.90
501-520	$73.53	$49.36	$36.63	$29.99	$27.22	$25.94	$25.17
521-540	$74.53	$50.12	$37.39	$30.42	$27.45	$26.50	$25.44
541-560	$75.54	$50.88	$37.89	$31.27	$27.73	$26.83	$25.81
561-580	$76.43	$51.24	$38.40	$31.81	$28.23	$27.22	$26.46
581-600	$77.57	$52.04	$39.08	$32.19	$28.88	$27.58	$26.83
601-620	$78.10	$52.52	$39.55	$32.82	$29.75	$28.28	$27.36
621-640	$79.09	$53.29	$40.18	$33.46	$29.99	$28.74	$27.58
641-660	$79.50	$53.66	$40.80	$33.82	$30.41	$29.00	$28.09
661-680	$80.36	$54.18	$41.08	$34.33	$30.64	$29.75	$28.74
681-700	$81.13	$55.10	$41.83	$34.96	$31.38	$30.41	$29.38
701-725	$82.18	$55.17	$42.24	$35.40	$31.92	$30.75	$29.99
726-750	$82.66	$56.34	$42.83	$35.86	$32.54	$31.38	$31.00
751-775	$83.43	$57.09	$43.43	$36.63	$33.31	$31.92	$31.04
776-800	$84.33	$57.73	$44.10	$37.27	$33.68	$34.50	$31.54
801-825	$84.70	$58.49	$44.91	$37.89	$34.33	$33.09	$31.92
826-850	$85.48	$58.99	$45.64	$38.67	$34.86	$33.59	$32.54
851-875	$85.96	$59.53	$46.67	$39.41	$35.21	$34.21	$33.46
876-900	$86.48	$60.18	$47.44	$40.18	$35.85	$34.86	$33.82
901-925	$87.10	$60.80	$48.21	$40.94	$36.49	$35.21	$34.33
926-950	$87.63	$61.17	$48.84	$41.97	$36.76	$35.73	$34.86

OVERTIME LOADING AND UNLOADING

An additional charge for each overtime loading or for each overtime unloading when service is performed at any point will be 225 cents per hundred pounds. Clark County only, 234 cents per hundred pounds

Subject to notes, the above charges apply when service is performed on Saturdays, Sundays, holidays or between the hours of 5:00 P.M. AND 8:00 A.M. Mondays thru Friday when:

ACCEPTED
AUG 2 3 2018
Nevada Transportation Authority
Las Vegas, Nevada

SECTION 2 ACCESSORIAL SERVICES

ITEM 2000 BULKY ARTICLES, LOADING AND UNLOADING

When a shipment includes articles as named below, the following additional charge will apply to each and include BOTH loading and unloading service, and applies each time loading and unloading service is required (except when loading and unloading services is for carriers convenience). Loading and unloading service includes the handling and blocking of such article.

AIRPLANES AND GLIDERS	$197.75	EACH
AUTOMOBILES	$138.40	EACH
BOATS overall length less than 14 feet	NO CHARGE	
BOATS, overall length 14 ft to 20 ft inclusive	$148.40	EACH
BOATS, overall length in excess of 20 ft	$207.75	EACH
FARM TRACTORS	$118.65	EACH
SNOWMOBILES, MOTORCYCLES, JET SKIS, 3 AND 4 WHEEL ATV'S		
LARGE SCREEN TELEVISIONS (40" and over)	$79.10	EACH
GRANDFATHER CLOCKS (dismantled)	$49.00	EACH
TRAILERS	$89.00	EACH
CAMPERS-PICKUP TRUCK TYPE (camper designed for carriage on Pickup trucks)	$227.50	EACH
PLAYHOUSES, TOOL SHEDS, UTILITY SHEDS (transported set-up Not dismantled) in excess of 100 cubic feet	$148.40	EACH

NOTE 1: when a boat is mounted on a trailer, such will be considered as two separate articles and separate charges will apply

NOTE 2: the charges provided for in this item will not apply when shipper orders "Exclusive Use of a Vehicle" under Item No 210

NOTE 3: the charges provided for in this item will not apply on canoes, dinghies, kayaks, sculls or skiffs.

ITEM 2100 DIVIDED SHIPMENTS

The charge for each stop, other than the first stop, necessary in connection with divided shipments (See item 180)
ADDED CHARGE.....$48.00 per stop

ACCEPTED
AUG 23 2018
Nevada Transportation Authority
Las Vegas, Nevada

SECTION 2 ACCESSORIAL SERVICES

ITEM 2200 ELEVATOR, STAIR AND EXCESSIVE CARRY CHARGES (Involved in pickup or delivery)

ELEVATORS (subject to Notes 1, 2, 3, 4, 5, 6, 8 and 10
Where pickup or delivery involves use of adequate elevator service up or down one or more flights (See Note 6), a charge will be assessed, viz:
ONE OR MORE FLIGHTS AT ORIGIN (See notes 3, 4, and 5).....$1.13/CWT
ONE OR MORE FLIGHTS AT DESTINATION (See notes 3, 4 and 5).....$1.13/CWT

STAIRS (Subject to Notes 1, 2, 5, 8 and 10)
(INSIDE A BUILDING – Subject to Note 6); and
(OUTSIDE FLIGHTS ATTACHED TO A BUILDING-Subject to Note 7)
Where pick-up or delivery involves carriage up or down one or more flights of stairs, a charge will be assessed, viz:
PER EACH FLIGHT AT ORIGIN.....$.53/CWT
PER EACH FLIGHT AT DESTINATION.....$.53/CWT

EXCESSIVE DISTANCE (Subject to Notes 2, 9 and 10)
Where pick-up or delivery involves one or more extra carriers (See Note 9), a charge will be assessed, viz:
PER EACH EXTRA CARRY AT ORIGIN.....$.53/CWT
PER EACH EXTRA CARRY AT DESTINATION.....$.53/CWT

NOTE 1: Elevator and Stair carry charges will not apply when pickup or delivery is within a single family dwelling.
NOTE 2: Charges will be based on actual weight of the shipment except as follows:
(a) When under the provisions of Items 180 and 370 portions of the shipment are picked up or delivered at more than one place, the charge will apply only to the actual weight of that portion of the shipment picked up or delivered at other than ground floor.
(b) When an automobile is included in a shipment with other personal effects, the weight of the automobile will be deducted when determining applicable charges under this item.
NOTE 3: When two or more elevators providing parallel service are utilized, charges will apply per shipment, not per elevator.
NOTE 4: where an elevator is used and shipment must then be transferred to a second elevator or carried one or more flights, charges will be made once for the first elevator and again for each additional elevator or stair carry service.
NOTE 5: when stairs and elevator are both available, charge will be based on the method that results in the lower cost to the shipper.
NOTE 6: Inside a building, the first flight shall consist of at least 8 steps. Additional flights shall be defined as the number of complete floors above or below the first flight.
NOTE 7: outside a building, the first flight shall consist of 8 but not more than 20 steps. Steps less than 8 will not be considered a flight.
NOTE 8: when a piano or organ is included in the shipment, the minimum stair carry charges on the entire shipment, inside or outside a building, shall be $19.75 for the first flight and $9.95 for each additional flight. The minimum charge will apply each time the service is performed at origin and/or destination.

ACCEPTED
AUG 23 2018
Nevada Transportation Authority
Las Vegas, Nevada

COLEMAN WORLD GROUP, LLC
d/b/a COLEMAN AMERICAN MOVING SERVICES, INC

CPCN NO 3237.1

HOUSEHOLD GOODS TARIFF 400

SECTION 2 ACCESSORIAL SERVICES

ITEM 2700 PIANO OR ORGAN CARRY CHARGES

HANDLING CHARGES for Pipe Organs and all types of pianos (except Spinets). (Charge is in addition to the flight carry charges. See Notes 1 and 2.
FLAT CHARGE.....$69.20

HANDLING CHARGES for all other types of organs and Spinet pianos (charge is in addition to the flight carry charges. See Notes 1 and 2.
FLAT CHARGE.....$29.70

NOTE 1: handling charge applies once per shipment for each piano or organ
NOTE 2: handling and flight carry charges will not apply to portable organs and toy organs or toy pianos.

ITEM 2800 STOPPING IN TRANSIT (extra pickup or delivery)

The charge for stopping in transit under the provision of Item 370
Added charge per stop.....$46.00

ITEM 2900 STORAGE-IN-TRANSIT

Charges in connection with shipment stored in transit and the provisions of Item 380.

Storage for each 30 days or fraction thereof.....$3.00/CWT
Warehouse handling in and out.....$3.85/CWT

For a shipment to be considered under the provisions of this tariff for storage-in-transit, the pickup and/or delivery shall be on a hundred weight basis and the rates appearing in Section, Item 1000, shall be the rate charged.

ITEM 3000 WAITING TIME

Charge for waiting time will be as shown in Items 390 and 4000

ISSUED: AUGUST 08, 2018

EFFECTIVE:

COLEMAN AMERICAN MOVING SERVICES, INC
2191 MENDENHALL DRIVE, SUITE 108
NORTH LAS VEGAS, NV 89081

ACCEPTED
AUG 23 2018
Nevada Transportation Authority
Las Vegas, Nevada

COLEMAN WORLD GROUP, LLC
d/b/a COLEMAN AMERICAN MOVING SERVICES, INC

CPCN NO 3237.1

HOUSEHOLD GOODS TARIFF 400

SECTION 3
ITEM 4000 HOURLY RATES

APPLICATION OF RATES

For definition of vehicle see item 150 of the tariff

The following hourly rates apply to shipments moving not more than 60 air miles from the main post office at carrier's base of operations and include loading and unloading, driving time between origin and destination. See note 1.

(A) Applying to shipments having point of origin and destination within Clark County

Furnish Vehicle	$29.00 per hour
Driver	$35.00 per hour
Packer, unpacker	$35.00 per hour
Hand moving (no vehicle)	$35.00 per hour
Loader	$35.00 per hour
Other Extra Help	$26.35 per hour

(B) Overtime rates: Applying to shipment made under Paragraph (A).

If not due to the fault of carrier, overtime rates at 150 percent of man hour rates will apply before 8:00 A.M. and after 5:00 P.M. on weekdays and all day Saturdays. (Regular rates for vehicle).

Overtime rates of 200 percent of the man hour rates will apply on recognized holidays and Sundays. (Regular rates for vehicle).

(C)

Minimum charge on weekdays	4 hours
Minimum overtime charge on Saturdays	6 hours
Minimum overtime charge on recognized holidays and Sundays	8 hours

(D) The rates shown on this tariff apply between all points and places in the State of Nevada.

NOTE 1: chargeable driving to and from carriers dock will be limited to three-quarters of an hour for all moves within the local areas of Las Vegas and Henderson. Local moves to or from and within Boulder City will be charged one and one half hours driving time. Local moves to or from and within Lake Las Vegas will be charged one hour driving time. Local moves to or from and within Pahrump will be charged 3 hours driving time.

ACCEPTED
AUG 23 2018
Nevada Transportation Authority
Las Vegas, Nevada

ITEM 220 (continued) EXPEDITED SERVICE

basis of 10,000 and tariff rates applicable to 10,000 pounds. The carrier shall not be required to provide exclusive use of vehicle under this paragraph.

Bill of Lading and Freight Bill to be marked or stamped:

EXPEDITED SERVICE ORDER BY SHIPPER
DELIVER ON OR BEFORE _____.

(C) Except in case of the fault of the shipper, in the event the shipment is not tendered for delivery on or before the delivery date, this rule shall not apply. In such case, the charges for the shipment shall be subject to all other applicable rules and provisions of the tariff.

ITEM 230 FAILURE TO MAKE DELIVERY

(A) In all instances where carrier is unable to locate the consignee at the address given by the shipper, or correct address (if known by carrier);or where the consignee is unable or declines to accept delivery of the shipment, or the shipment remains in the possession of the carrier pursuant to instruction of the shipper or consignee and is not stored in transit under the provisions of item 2900, notification of failure to make delivery will be mailed or telegraphed to the consignee, consignor or owner, or written notice delivered to the premises where actual delivery was to be effected or to other notifying address and the property placed in the nearest warehouse of the carrier, or at the option of the carrier, in a public warehouse, and upon such placement liability as a carrier shall immediately cease and liability shall thereafter be only that of the warehouseman in possession.

(B) In cases where a "subsequent delivery" is called for and made, charges will be assessed for such "subsequent delivery" on the basis of charges lawfully applicable from carrier's terminal or from public warehouse (as the case may be) to place of delivery.

ITEM 240 FULL VALUE PROTECTION

Before providing any service subject to regulation by the Authority, a carrier of household goods must notify the customer in writhing of the scope of the standard liability coverage provided and the availability of additional coverage.

(A) When Full Value Protection is ordered in writing by the customer, carrier will guarantee either replacement of articles lost or damaged while in carriers custody, reimbursement for full replacement cost or satisfactory repairs, whichever is less.

(B) Full Value Protection will be provide by carrier only if shipment is declared at a lump sum value of $31,500 or $6.00 per each pound of weight in the shipment whichever is greater.

ITEM 250 IMPRACTABLE OPERATION

Nothing in this tariff shall require the carrier to perform any line haul service or any pick-up or delivery service or any other service from or to or at any point or location where, through no fault or neglect of the carrier, the operation of vehicles is impracticable because:

(A) The condition of roads, streets, driveways, alleys, or approaches thereto would subject operations to unreasonable risk or loss of damage to life or property

(B) Loading or unloading facilities are inadequate

RULES AND OTHER PROVISIONS WHICH GOVERN THE TARIFF

ITEM 380 STORAGE-IN-TRANSIT

(A) Storage in transit of shipments covered by this tariff is the holding of the shipments in the warehouse of the carrier or its agent for storage pending further transportation, and will be effected only at specific request of the shipper. For the purpose of this rule, a carrier may designate any public warehouse to serve as its agent.

(B) The shipments moving under this rule may be placed in storage in transit only once and for the period not to exceed one hundred and eighty (180) days, from the date of unloading into warehouse. When not removed at the expiration of the time specified herein, and in the event shipment remains in storage in excess of one hundred and eighty (180) days, the point of storage shall be considered the point of destination and thereafter shall be subject to the rules regulations, and charges of the individual warehouse.

All accrued charges are due immediately on receipt of shipment for storage in transit and permanent storage, thereafter storage charges are due monthly, in advance. %

Charges for pickup and delivery in conjunction with storage in transit and permanent storage shall be computed on a weight basis. (See Section 1, Item 1000) (See Item 2900).

ITEM 390 WAITING OR DELAY

When vehicle is held in excess of one (1) hour for convenience of shipper or consignee through no fault of the carrier, a charge for waiting time will apply at the hourly rates shown in Section 3, Item 4000.

ITEM 400 WEIGHMASTER'S CERTIFICATE

(A) Prior to delivery and unloading of a shipment transported under distance or point-to-point rates the carrier shall arrange to determine the weight of such shipment by obtaining a weighmaster's certificate or weight ticket. On shipments estimated as weighing less than 1,000 pounds, the carrier may have the shipment weighed over a platform or hand scales in lieu of obtaining a weighmaster's certificate, provided a written statement of the weight signed by the weighmaster is obtained.

(B) If no scale is available the weight shall be determined by multiplying the cubic feet occupied by seven (7) pounds per cubic feet.

SECTION ONE

MILEAGE RATES – In Dollar and Cents Per 100 Pounds

ITEM 1000

Rates in this item apply on all shipment of Household Goods as embraced in item 40
Value declared in writing by the shipper as agreed upon in writing as the release value of the property, subject to conditions set forth in Item 140

	MINIMUM WEIGHT IN POUNDS						
MILES	500 LBS TO 999 LBS	1000 LBS TO 1999 LBS	2000 LBS TO 3999 LBS	4000 LBS TO 7999 LBS	8000 LBS TO 11999 LBS	12000 LBS TO 15999 LBS	16000 LBS TO OVER
1-25	$50.51	$32.96	$26.87	$22.19	$18.43	$16.18	$14.96
26-50	$52.79	$35.99	$28.09	$23.50	$19.38	$17.09	$15.88
51-75	$55.85	$37.42	$29.44	$24.58	$20.32	$18.01	$16.78
76-100	$57.38	$38.63	$30.20	$25.08	$20.88	$18.43	$17.41
101-125	$60.14	$40.42	$31.75	$26.41	$21.97	$19.86	$18.61
126-150	$61.67	$41.38	$31.55	$27.16	$22.60	$20.36	$19.07
151-175	$6395	$43.03	$33.71	$28.09	$23.03	$20.88	$19.86
176-200	$65.02	$44.26	$34.64	$28.38	$23.82	$21.38	$20.15
201-225	$67.43	$46.08	$35.86	$29.16	$24.89	$22.28	$21.30
226-250	$68.70	$47.04	$36.48	$29.62	$25.60	$22.75	$21.83
251-275	$69.72	$47.94	$37.25	$29.88	$25.94	$23.03	$22.15
276-300	$71.24	$48.68	$37.85	$30.20	$26.41	$23.82	$22.61
301-325	$74.33	$50.95	$39.05	$30.97	$27.76	$25.48	$24.41
326-350	$76.32	$51.89	$39.98	$31.75	$28.39	$25.94	$24.90
351-375	$77.82	$52.80	$40.42	$32.20	$28.98	$26.56	$25.66
376-400	$79.34	$53.40	$41.05	$32.83	$29.44	$27.20	$26.22
401-425	$82.55	$55.85	$41.95	$33.71	$30.53	$28.54	$27.46
426-450	$83.94	$56.74	$42.25	$34.16	$30.97	$30.62	$28.21
451-475	$85.30	$59.33	$42.71	$34.66	$31.75	$30.20	$29.16
476-500	$86.96	$58.44	$43.03	$35.09	$32.05	$30.84	$29.88
501-525	$89.44	$60.14	$44.87	$36.50	$32.94	$31.80	$30.53
526-550	$90.65	$61.06	$45.47	$37.52	$33.25	$32.27	$30.97
551-575	$91.72	$61.49	$46.08	$38.17	$33.88	$32.66	$31.75
576-600	$93.08	$62.45	$46.90	$38.63	$34.66	$33.10	$32.20

Item continued on next page

SECTION ONE

MILEAGE RATES – In Dollar and Cents Per 100 Pounds (continued)

ITEM 1000

Rates in this item apply on all shipment of Household Goods as embraced in item 40
Value declared in writing by the shipper as agreed upon in writing as the release value of the property, subject to conditions set forth in Item 140

	MINIMUM WEIGHT IN POUNDS						
MILES	500 LBS TO 999 LBS	1000 LBS TO 1999 LBS	2000 LBS TO 3999 LBS	4000 LBS TO 7999 LBS	8000 LBS TO 11999 LBS	12000 LBS TO 15999 LBS	16000 LBS TO OVER
601-625	$94.91	$63.95	$48.22	$40.15	$35.99	$34.49	$33.10
626-650	$95.40	$64.39	$48.96	$40.58	$36.49	$34.80	$33.71
651-675	$96.43	$65.02	$49.30	$41.20	$36.77	$35.70	$34.49
676-700	$97.36	$66.12	$50.20	$41.95	$37.66	$36.49	$35.26
701-725	$98.62	$66.20	$50.69	$42.48	$38.30	$36.90	$35.99
726-750	$99.19	$67.61	$51.40	$43.03	$39.05	$37.66	$37.20
751-775	$100.39	$68.51	$52.12	$43.96	$39.97	$38.32	$37.25
776-800	$101.20	$69.28	$52.92	$44.72	$40.42	$41.40	$37.85
801-825	$101.64	$70.19	$53.89	$45.47	$41.20	$39.71	$38.30
826-850	$102.58	$70.79	$54.77	$46.40	$41.83	$40.31	$39.05
851-875	$103.15	$71.44	$56.00	$47.29	$42.25	$41.05	$40.15
876-900	$103.78	$72.22	$56.93	$48.22	$43.02	$41.83	$40.58
901-925	$104.52	$72.96	$57.85	$49.13	$43.79	$42.25	$41.20
926-950	$105.16	$73.40	$58.61	$50.36	$44.11	$42.88	$41.83

OVERTIME LOADING AND UNLOADING

An additional charge for each overtime loading or for each overtime unloading when service is performed at any point will be 2.59 cents per hundred pounds. Clark County only, 2.69 cents per hundred pounds

Subject to notes, the above charges apply when service is performed on Saturdays, Sundays, holidays or between the hours of 5:00 P.M. AND 8:00 A.M. Mondays thru Friday when:

SECTION 2 ACCESSORIAL SERVICES

ITEM 2000 BULKY ARTICLES, LOADING AND UNLOADING

When a shipment includes articles as named below, the following additional charge will apply to each and include BOTH loading and unloading service, and applies each time loading and unloading service is required (except when loading and unloading services is for carriers convenience). Loading and unloading service includes the handling and blocking of such article.

AIRPLANES AND GLIDERS	$197.75	EACH
AUTOMOBILES	$138.40	EACH
BOATS overall length less than 14 feet	NO CHARGE	
BOATS, overall length 14 ft to 20 ft inclusive	$148.40	EACH
BOATS, overall length in excess of 20 ft	$207.75	EACH
FARM TRACTORS	$118.65	EACH
SNOWMOBILES, MOTORCYCLES, JET SKIS, 3 AND 4 WHEEL ATV'S		
LARGE SCREEN TELEVISIONS (40" and over)	$79.10	EACH
GRANDFATHER CLOCKS (dismantled)	$49.00	EACH
TRAILERS	$89.00	EACH
CAMPERS-PICKUP TRUCK TYPE (camper designed for carriage on Pickup trucks)	$227.50	EACH
PLAYHOUSES, TOOL SHEDS, UTILITY SHEDS (transported set-up Not dismantled) in excess of 100 cubic feet	$148.40	EACH

NOTE 1: when a boat is mounted on a trailer, such will be considered as two separate articles and separate charges will apply

NOTE 2: the charges provided for in this item will not apply when shipper orders "Exclusive Use of a Vehicle" under Item No 210

NOTE 3: the charges provided for in this item will not apply on canoes, dinghies, kayaks, sculls or skiffs.

ITEM 2100 DIVIDED SHIPMENTS

The charge for each stop, other than the first stop, necessary in connection with divided shipments (See item 180)
ADDED CHARGE.....$48.00 per stop

ITEM 2200 AUXILIARY SERVICE/SHUTTLE CHARGES

When it physically impossible for Carrier to perform pick-up of the shipment at the origin address or to complete the delivery of the shipment at the destination address with normally assigned road haul equipment, the following Shuttle Service charges shall apply: c/o

A charge of $9.50 per CWT will be charged

SECTION 2 ACCESSORIAL SERVICES

ITEM 2200 ELEVATOR, STAIR AND EXCESSIVE CARRY CHARGES (involved in pickup or delivery)

ELEVATORS (subject to Notes 1, 2, 3, 4, 5, 6, 8 and 10

Where pickup or delivery involves use of adequate elevator service up or down one or more flights (See Note 6), a charge will be assessed, viz:

ONE OR MORE FLIGHTS AT ORIGIN (See notes 3, 4, and 5).....$2.65/CWT #
ONE OR MORE FLIGHTS AT DESTINATION (See notes 3, 4 and 5).....$2.65/CWT

STAIRS (Subject to Notes 1, 2, 5, 8 and 10)

(INSIDE A BUILDING – Subject to Note 6); and

(OUTSIDE FLIGHTS ATTACHED TO A BUILDING-Subject to Note 7)

Where pick-up or delivery involves carriage up or down one or more flights of stairs, a charge will be assessed, viz:

PER EACH FLIGHT AT ORIGIN.....$1.90/CWT
PER EACH FLIGHT AT DESTINATION.....$1.90/CWT #

EXCESSIVE DISTANCE (Subject to Notes 2, 9 and 10)

Where pick-up or delivery involves one or more extra carriers (See Note 9), a charge will be assessed, viz:

PER EACH EXTRA CARRY AT ORIGIN.....$1.90/CWT
PER EACH EXTRA CARRY AT DESTINATION.....$1.90/CWT #

NOTE 1: Elevator and Stair carry charges will not apply when pickup or delivery is within a single family dwelling.

NOTE 2: Charges will be based on actual weight of the shipment except as follows:

(a) When under the provisions of Items 180 and 370 portions of the shipment are picked up or delivered at more than one place, the charge will apply only to the actual weight of that portion of the shipment picked up or delivered at other than ground floor.

(b) When an automobile is included in a shipment with other personal effects, the weight of the automobile will be deducted when determining applicable charges under this item.

NOTE 3: When two or more elevators providing parallel service are utilized, charges will apply per shipment, not per elevator.

NOTE 4: where an elevator is used and shipment must then be transferred to a second elevator or carried one or more flights, charges will be made once for the first elevator and again for each additional elevator or stair carry service.

NOTE 5: when stairs and elevator are both available, charge will be based on the method that results in the lower cost to the shipper.

NOTE 6: inside a building, the first flight shall consist of at least 8 steps. Additional flights shall be defined as the number of complete floors above or below the first flight.

NOTE 7: outside a building, the first flight shall consist of 8 but not more than 20 steps. Steps less than 8 will not be considered a flight.

NOTE 8: when a piano or organ is included in the shipment, the minimum stair carry charges on the entire shipment, inside or outside a building, shall be $19.75 for the first flight and $9.95 for each additional flight. The minimum charge will apply each time the service is performed at origin and/or destination.

SECTION 2 ACCESSORIAL SERVICES

ITEM 2700 PIANO OR ORGAN CARRY CHARGES

HANDLING CHARGES for Pipe Organs and all types of pianos (except Spinets). (Charge is in addition to the flight carry charges. See Notes 1 and 2.
FLAT CHARGE.....$69.20

HANDLING CHARGES for all other types of organs and Spinet pianos (charge is in addition to the flight carry charges. See Notes 1 and 2.
FLAT CHARGE.....$29.70

NOTE 1: handling charge applies once per shipment for each piano or organ
NOTE 2: handling and flight carry charges will not apply to portable organs and toy organs or toy pianos.

ITEM 2800 STOPPING IN TRANSIT (extra pickup or delivery)

The charge for stopping in transit under the provision of Item 370
Added charge per stop.....$55.20 #

ITEM 2900 STORAGE-IN-TRANSIT

Charges in connection with shipment stored in transit and the provisions of Item 380.

Storage for each 30 days or fraction thereof.....$3.50/CWT #
Warehouse handling in and out.....$4.15/CWT

For a shipment to be considered under the provisions of this tariff for storage-in-transit, the pickup and/or delivery shall be on a hundred weight basis and the rates appearing in Section, Item 1000, shall be the rate charged.

ITEM 3000 WAITING TIME

Charge for waiting time will be as shown in Items 390 and 4000

COLEMAN AMERICAN MOVING SERVICES, INC
2191 MENDENHALL DRIVE, SUITE 108
NORTH LAS VEGAS, NV 89081

SECTION 3
ITEM 4000 HOURLY RATES

APPLICATION OF RATES

For definition of vehicle see item 150 of the tariff

The following hourly rates apply to shipments moving not more than 60 air miles from the main post office at carrier's base of operations and include loading and unloading, driving time between origin and destination. See note 1.

(A) Applying to shipments having point of origin and destination within Clark County

Furnish Vehicle	$34.00 per hour
Driver	$40.00 per hour
Packer, unpacker	$40.00 per hour
Hand moving (no vehicle)	$40.00 per hour
Loader	$40.00 per hour
Other Extra Help	$40.00 per hour

(B) Overtime rates: Applying to shipment made under Paragraph (A).

If not due to the fault of carrier, overtime rates at 150 percent of man hour rates will apply before 8:00 A.M. and after 5:00 P.M. on weekdays and all day Saturdays. (Regular rates for vehicle).

Overtime rates of 200 percent of the man hour rates will apply on recognized holidays and Sundays. (Regular rates for vehicle).

(C)

Minimum charge on weekdays	4 hours
Minimum overtime charge on Saturdays	6 hours
Minimum overtime charge on recognized holidays and Sundays	8 hours

(D) The rates shown on this tariff apply between all points and places in the State of Nevada.

NOTE 1: chargeable driving to and from carriers dock will be limited to three-quarters of an hour for all moves within the local areas of Las Vegas and Henderson. Local moves to or from and within Boulder City will be charged one and one half hours driving time. Local moves to or from and within Lake Las Vegas will be charged one hour driving time. Local moves to or from and within Pahrump will be charged 3 hours driving time.

COLEMAN AMERICAN MOVING SERVICES, INC
2191 MENDENHALL DRIVE, SUITE 108
NORTH LAS VEGAS, NV 89081

Agenda Item# 84

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of All My Sons Moving and Storage of Las Vegas, LLC for authority to modify tariff rates pursuant to NAC 706.1384.	))))	Docket 20-12034

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Nevada Transportation Authority ("Authority") makes the following findings:

1. That an Application was filed with the Authority by All My Sons Moving and Storage Las Vegas, LLC (**"**Applicant**"**), a carrier certificated to provide transportation of household goods as described in Certificate of Public Convenience and Necessity ("CPCN") 3256, Sub 3, for authority to modify tariff rates pursuant to NAC 706.1384.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That the Applicant seeks to:
    a. Transfer months March, October, and November from the Peak season category to the LOW PEAK season category.
    b. Transfer May, June, July, August, and September from the HIGH PEAK season category to the PEAK season category.
    c. Remove the HIGH PEAK Category.
    d. Remove the 4 Men 2 Truck rates from each category.

///

///

e. Change the following rates for Monday through Saturday:

# of Men and Trucks	Season	Old Rate Per Hour	New Rate Per Hour
2 Men + 1 Truck	LOW PEAK	$120.00	$125.00
3 Men + 1 Truck		$150.00	$165.00
4 Men + 1 Truck		$180.00	$205.00
Additional Man/unit		$40.00	$50.00
2 Men + 1 Truck	PEAK	$125.00	$130.00
3 Men + 1 Truck		$160.00	$180.00
4 Men + 1 Truck		$190.00	$230.00
Additional Man/unit		$40.00	$50.00

f. Changed Rule 240 - Application of Rates Hourly Rates for extra men or trucks for additional man/unit above the standard rates from $40.00 per hour to $50.00

g. Changed Rule 240A by changing Driving Time: Las Vegas to Driving time and changing point of origin and a point of destination within greater Las Vegas Area to greater Las Vegas/Henderson area.

h. Changed the discount for certain classifications from 10% to 5%.

4. That the proposed rates are within the range of rates currently charged by the industry for similar services, except for the rate for an additional truck Staff expresses no concern since it's a nominal increase over the current ceiling, and customers can request estimates from other certificated carriers with lower rates.

5. That the Applicant has not requested a rate increase since January 2020.

6. That based upon all the records relating to the Application and after investigation:

   a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

   b. The proposed tariff modification will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

///

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Therefore, based upon the foregoing findings, it is ORDERED that:

1. Upon the Applicant reimbursing the Authority for the costs of noticing related to the Application, the tariff modification proposed by All My Sons Moving and Storage of Las Vegas, LLC is hereby GRANTED.
2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

Rule no. RULES AND REGULATIONS

240. **Application of Rates**
Hourly Rates

All Shipments are subject to a three-hour minimum charge Monday through Sunday.

The following hourly rates apply to ALL shipment moving between origin and destination within the state of Nevada, and include loading, unloading, and driving time from and return to carrier's dock. Any labor after 8 hours will be charged at time and a half and will be noted on the paperwork. Carrier will charge rates appearing in this item, for all packing materials and containers, which will become property to the customer. Charges for packing materials and containers are subject, to state sales tax. One (26) foot long truck is included in the rates listed below. Extra men or trucks will be provided at $40 per hour per additional man/unit above the standard rates listed below.

Driving time: Las Vegas

A. If the shipment has a point of origin and a point of destination within the greater Las Vegas Area, the hourly charges apply from the point of origin and the point of destination- meaning charges start when we arrive at the shipper's load address and end upon completion of the move at the shipper's offload address.

B. For shipments more than 50 miles between origin zip code and destination zip code, the driving time will be determined by the number of miles between the 2 zip codes, divided by the average speed of 50 miles/hr., and then multiplied by 2, in order to account for roundtrip travel. (i.e. 500 miles / 50 = 10 hrs. each way or 20 hrs. round trip travel). Total charges will consist of labor from start to finish at loading spot, start to finish at unloading spot, plus round trip travel.

C. If the shipment has a point of origin and a point of destination outside of the greater Las Vegas area (including North Las Vegas and Green Valley), the hourly charges begin at the carrier's dock as the point of origin, continue thereafter to the shipment pickup and drop off point and end at the carrier's dock as the point of destination.

Driving time: Reno / Sparks

D. If the shipment has a point of origin and a point of destination within the greater Reno Area, the hourly charges apply from the point of origin and the point of destination- meaning charges start when we arrive at the shipper's load address and end upon completion of the move at the shipper's offload address.

E. For shipments more than 50 miles between origin zip code and destination zip code, the driving time will be determined by the number of miles between the 2 zip codes, divided by the average speed of 50 miles/hr., and then multiplied by 2, in order to account for roundtrip travel. (i.e. 500 miles / 50 = 10 hrs. each way or 20 hrs. round trip travel). Total charges will consist of labor from start to finish at loading spot, start to finish at unloading spot, plus round trip travel.

F. If the shipment has a point of origin and a point of destination outside of the greater Reno area (including Carson City, Fernley), the hourly charges begin at the carrier's dock as the point of origin, continue thereafter to the shipment pickup and drop off point and end at the carrier's dock as the point of destination.

245. **Discount**

10% Discount to military veterans, seniors 60 and over, organized charities and groups such as boy scouts, safe nest, repeat customers and first responders (police/fire/EMS) etc.

ACCEPTED
NOV 08 2019

Rule no. RULES AND REGULATIONS

RATES:

Hourly rates are as follows based on 3 seasons LOW PEAK, PEAK and HIGH PEAK:

Low Peak: December, January, February

2 Men 1 Truck $120 per hour
3 Men 1 Truck $150 per hour
4 Men 1 Truck $180 per hour
4 Men 2 Truck $235 per hour

Peak: March, April, October, November

2 Men 1 Truck $125 per hour
3 Men 1 Truck $160 per hour
4 Men 1 Truck $190 per hour
4 Men 2 Truck $245 per hour

High Peak: May, June, July, August, September

2 Men 1 Truck $130 per hour
3 Men 1 Truck $170 per hour
4 Men 1 Truck $200 per hour
4 Men 2 Truck $255 per hour

ACCEPTED
Effective: NOV 08 2019
Nevada Transportation Authority
Las Vegas, Nevada

Rule no. RULES AND REGULATIONS

240. **Application of Rates**
Hourly Rates

All Shipments are subject to a three-hour minimum charge Monday through Sunday.

The following hourly rates apply to ALL shipment moving between origin and destination within the state of Nevada, and include loading, unloading, and driving time from and return to carrier's dock. Any labor after 8 hours will be charged at time and a half and will be noted on the paperwork. Carrier will charge rates appearing in this item, for all packing materials and containers, which will become property to the customer. Charges for packing materials and containers are subject, to state sales tax. One (26) foot long truck is included in the rates listed below. Extra men or trucks will be provided at $50 per hour per additional man/unit above the standard rates listed below.

Driving time:

A. If the shipment has a point of origin and a point of destination within the greater Las Vegas/Henderson area there will be a $40 travel fee assessed (per move/per truck).

B. For shipments more than 50 miles between origin zip code and destination zip code, the driving time will be determined by the number of miles between the 2 zip codes, divided by the average speed of 50 miles/hr., and then multiplied by 2, in order to account for roundtrip travel. (i.e. 500 miles / 50 = 10 hrs. each way or 20 hrs. round trip travel). Total charges will consist of labor from start to finish at loading spot, start to finish at unloading spot, plus round trip travel.

C. If the shipment has a point of origin and a point of destination outside of the greater Las Vegas area (including North Las Vegas and Green Valley), the hourly charges begin at the carrier's dock as the point of origin, continue thereafter to the shipment pickup and drop off point and end at the carrier's dock as the point of destination.

Driving time: Reno / Sparks

A. If the shipment has a point of origin and a point of destination within the greater Reno Area, the hourly charges apply from the point of origin and the point of destination- meaning charges start when we arrive at the shipper's load address and end upon completion of the move at the shipper's offload address.

B. For shipments more than 50 miles between origin zip code and destination zip code, the driving time will be determined by the number of miles between the 2 zip codes, divided by the average speed of 50 miles/hr., and then multiplied by 2, in order to account for roundtrip travel. (i.e. 500 miles / 50 = 10 hrs. each way or 20 hrs. round trip travel). Total charges will consist of labor from start to finish at loading spot, start to finish at unloading spot, plus round trip travel.

C. If the shipment has a point of origin and a point of destination outside of the greater Reno area (including Carson City, Fernley), the hourly charges begin at the carrier's dock as the point of origin, continue thereafter to the shipment pickup and drop off point and end at the carrier's dock as the point of destination.

Rule no. RULES AND REGULATIONS

245. Discount

5% Discount to military veterans and seniors 60 and over with proper identification, organized charities and groups such as boy scouts, safe nest, repeat customers (with record of using service prior) etc.

RATES:

Hourly rates are as follows based on 2 seasons LOW PEAK AND PEAK:

Low Peak: January, February, March, October, November, December

2 Men 1 Truck $125 per hour
3 Men 1 Truck $165 per hour
4 Men 1 Truck $205 per hour

Peak: April, May, June, July, August, September

2 Men 1 Truck $130 per hour
3 Men 1 Truck $180 per hour
4 Men 1 Truck $230 per hour

Agenda Item# 85

Public Comment - No

Supporting Material

Agenda Item# 86

Web Ex Instructions

Agenda Item# 87

Public Comment - No Supporting Material

Agenda Item# 88

12/2/20 rmb
DT

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

20-11028

RECEIVED
NOV 24 2020
Nevada Transportation Authority
Las Vegas Nevada

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION

Docket /Citation/Impound/Permit #: 21799

Driver/Company Name: LUCKENSON SAINT CLAIR Telephone: 7029132394

Mailing Address: 4615 MONTEREY CIRCLE APT 2 LAS VEGAS NV. 89169

Reason for request: I make this request because Since the pandemic COVID-19 I have no Job, No unEmployment benefit and my license been Suspended a little time I Can't Pay my rent Either. I Won't be able to drive to take Care of my family, please I need your help Guys to Get back in the road and God Bless you All.

LUCKENSON SAINT CLAIR.

11-22-2020

Signature: Luckenson Saint Clair Date: 11-22-20

$50 Filing Fee

20-11028 Petition for Reconsideration (PFR) Debt Summary Review

20-11028 Petition for Reconsideration from Luckenson Saint Clair regarding Citation 21299.

Summary:

- Citation 21299 was issued to Luckenson Saint Clair 06/07/2019 by Investigator Park for violations of NRS706.386. The hearing date on the citation indicated 06/21/2019 at 2:00PM.
- Luckenson Saint Clair was fined $2,500 with $2,250 held in abeyance pursuant to the conditions set forth in the Order of the Authority approved at the 07/18/2019 General Session Meeting. Order with corresponding debt letter were sent on 07/26/2019 to remit payment for the fines within 20 days.
- On 09/03/2019 a final debt letter to remit payment for the fines within 14 days was sent to Luckenson Saint Clair.
- On 09/17/2019 a 2nd final debt letter to remit payment for the fines within 14 days was sent to Luckenson Saint Clair with a corrected address.
- On 03/10/2020 the account was processed for debt collection action which resulted in the DMV Driver's License suspension and the Citation account submission to the State Controller's Office Debt Collection Unit (SCO) in the principal amount of $2,500.
- On 10/20/2020 Luckenson Saint Clair contacted NTA via phone and was provided information regarding the PFR process and SCO contact information for payment plan options. The information was also provided via follow-up via email.
- On 11/23/2020 the SCO informed Management Analyst Delgado they have confirmed a payment arrangement and that an initial payment of $50 had been received. The DMV Suspension release was processed per this confirmation.
- On 11/24/2020 PFR 20-11028 was filed and the PFR Docket was set on the January 2021 GSM.
- The above Management Analyst Review was completed 01/13/2021 by Hope DiBartolomeo.

As the debt for Citation 21299 resides currently with State Controller's Office Debt Collection Unit, if any adjustment is made to this account it is requested that the account remain in SCO possession until paid in full.

NOTE: Any decision to pull the debt back from the State Controller's Office (SCO) will result in the NTA being liable for associated fees for accounts in principal amount of $300 or less. Once a payment plan has been established with SCO, the respondent debtor will be liable for fees (and interests where applicable) associated with the original principal balance.

STATE OF NEVADA

c.21299

County of Clark City of Las Vegas

Time 10:55 P.M. Day of Week FRI Date 6 (Month) 7 (Day), 20 19

Location Treasure Island Hotel and Casino

Name Saint Clair (Last) Luckenson (First) (Middle)

Residence Address 3665 Cambridge St # 136 (Street)

Las Vegas (City) NV (State) 89169 (Zip)

Operator License No. [redacted] State NV

D.O.B. [redacted] (Mo. Day Yr.) M (Sex) 5'7" (Ht.) 200 (Wt.) BLK (Hair) BRO (Eyes)

Company Name UBER MV/CPCN TNC-0002

Company Address 1455 Market St (Street)

San Francisco (City) CA (State) 94103 (Zip)

Vehicle [redacted] (Year) 2015 Nissan (Make) Sedan (Body) Grey (Color)

Vehicle License VL0444 (Number) NV (State) 2020 (Year)

Respondent Luckenson Saint Clair

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation: NO CPCN — NRS/NAC: 706.386 — ☐ CFR ☑ Other

To wit: Respondant offered Commercial Transportation without a CPCN

2. Violation: — NRS/NAC: — ☐ CFR ☐ Other

To wit:

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds / probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer / Complainant's Name	Officer / Complainant's Signature	P No.	Date
Todd Park	Todd Park	JB46	6/7/19

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☒ 3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102

☐ 1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502

on June (Month) 21 (Day), 20 19, at 2:00 am (pm)

Signature Luckenson Saint Clair

I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side***

STATE OF NEVADA

C.21300

County of Clark City of Las Vegas

Time 10:55 A.M. Day of Week FRI Date 6 (Month) 17 (Day), 20 19

Location Treasure Island Hotel and Casino

Name Saint Clair (Last) Luckenson (First) (Middle)

Residence Address 3665 Cambridge St # 136 (Street)

Las Vegas (City) NV (State) 89169 (Zip)

Operator License No. [redacted] State NV

D.O.B. [redacted] (Mo. Day Yr.) M (Sex) 5'7" (Ht.) 200 (Wt.) BLK (Hair) BLU (Eyes)

Company Name UBER MV/CPCN TNC-0002

Company Address 1455 Market Street (Street)

San Francisco (City) CA (State) 94103 (Zip)

Vehicle 2015 (Year) Nissan (Make) Sedan (Body) Grey (Color)

Vehicle License Number VLO444 State NV Year 2020

Respondent Luckenson Saint Clair

DID THEN AND THERE COMMIT THE FOLLOW OFFENSES/INFRACTIONS:

1. Violation: Prohibited Acts	NRS / NAC: 706A.280	☐ CFR ☐ Other
To wit: Respondent offered cash ride off the TNC application		
2. Violation	NRS / NAC	☐ CFR ☐ Other
To wit:		

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds / probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer / Complainant's Name	Officer / Complainant's Signature	P No.	Date
Todd Park	[signature]	7046	6/7/19

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☒ 3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102

☐ 1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502

on June (Month) 21 (Day), 2019, at 2:00 am / pm

Signature [signature]

I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side***

NEVADA TRANSPORTATION AUTHORITY
ADDRESS VERIFICATION

DATE: 6/10/19

CITATION/IMPOUND NUMBER: I-3627 + 21299 + 21300

MAILING ADDRESS: 3665 CAMBRIDGE ST

APT R136 LAS VEGAS NV 89169

RESPONDENT'S SIGNATURE: Luckenson Saint Clair

Respondent's
EXHIBIT #1

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 21299 and 21300 issued to Luckenson Saint Clair for violations of NRS 706.386 and NRS 706A.280.	)))))	Impound 3627 and Citations 21299 and 21300

At a general session of the Nevada Transportation Authority held on July 18, 2019.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer DeRose

ORDER

On June 10, 2019, a hearing on the above-captioned matters was held before Commissioner George Assad serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 21299 and 21300 and registered owner of the impounded vehicle, Luckenson Saint Clair, was present and elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To the admission of Citations 21299 and 21300, the Investigation Report for the Citations and related impound into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That Luckenson Saint Clair is the registered owner of the impounded vehicle in this matter and was present at the hearing regarding said vehicle;
3. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and NRS 706.2(b)(3) in that:
    1. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    2. The impounded vehicle did not meet the required standards of the Authority;
4. That no CPCN had been issued by the Authority authorizing the operations undertaken by the Respondent in this matter;
5. That the Respondent's actions constituted one violation of NRS 706.386 and one violation of NRS 706A.280 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125 (waiver entered as Exhibit 2).

Authority Staff recommended the following fines and remedies:

1. That a fine in the amount of $100.00 be assessed for the impoundment of the vehicle in this matter;
2. That a fine be assessed in the amount of $2,500.00 for the NRS 706.386 violation with $2,250.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount; and
3. That no fine or disqualification be imposed for the NRS 706A.280 violation.

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DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority and one violation of NRS 706A.280, relating to solicitation of a passenger for off-app transportation;
4. That no fine be assessed for the impoundment of the vehicle in this matter; and
5. That a fine be assessed in the amount of $2,500.00 for the NRS 706.386 violation with $2,250.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer with regard to the impoundment of the vehicle pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citations and Verified Complaint 21299 and 21300, issued to Luckenson Saint Clair for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That no fine be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 21299 shall be in the amount of Two Thousand Five Hundred Dollars and Zero Cents ($2,500.00), with Two Thousand Two Hundred Fifty Dollars and Zero Cents ($2,250.00) of said fine amount to be suspended pending no further NRS 706 violations within one year and timely payment of the fine amount;

5. That *no fine* or disqualification be imposed for Citation 21300 for the NRS 706A.280 violation;
6. That the Respondent is to immediately **CEASE AND DESIST** any and all use of the impounded vehicle in violation of the provisions of NRS 706;
7. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386; and

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8. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

DEPT. OF BUSINESS & INDUSTRY NEVADA TRANSPORTATION AUTHORITY STATE OF NEVADA

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose
Jennifer De Rose, Deputy Commissioner

Dated: 7/26/19
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

STEVE SISOLAK
Governor

STATE OF NEVADA

MICHAEL BROWN
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

LUCKENSON SAINT CLAIR
3665 CAMBRIDGE ST. #136
LAS VEGAS, NV 89169

SUBJECT: **ORDER OF THE AUTHORITY**

Dear LUCKENSON ST CLAIR:

On June 10, 2019, you were issued Impound number 3627 by the State of Nevada Transportation Authority (NTA) for a violation of NRS or NAC 706. On July 18, 2019, no fine was assessed. In addition, you were fined $2,500 for Citation number 21299 for a violation of NRS or NAC 706 with $2,250 held in abeyance pursuant to the conditions as set forth in the attached Order. No fine for Citation number 21300.

Your payment of $250 may be mailed or hand delivered to either of our office locations. We accept payments during normal business hours, Monday through Friday. If payment is not received in twenty (20) days from the date of this letter, your driver's license will be suspended and this matter will be turned over to a collection agency. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection.

Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or $50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold.

Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

Questions concerning this matter should be directed to Hope DiBartolomeo at (702) 486-6533.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 7/26/19
Las Vegas, Nevada

Enclosure

Via First Class and Certified Mail #7018 1830 0002 1243 6763

STEVE SISOLAK
Governor

STATE OF NEVADA

MICHAEL BROWN
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

LUCKENSON SAINT CLAIR
3665 CAMBRIDGE ST. #136
LAS VEGAS, NV 89169
Via First Class and Certified Mail #7014 2870 0001 8498 6791

SUBJECT: FINAL NOTICE

Dear LUCKENSON SAINT CLAIR:

On June 10, 2019, you were issued Impound number 3627 by the State of Nevada Transportation Authority (NTA) for a violation of NRS or NAC 706. On July 18, 2019, no fine was assessed. In addition, you were fined $2,500 for Citation number 21299 for a violation of NRS or NAC 706 with $2,250 held in abeyance pursuant to the conditions as set forth in the Order. No fine for Citation number 21300.

As of this date, your payment has not been received. This letter will serve as final demand that you pay the full amount of $250 owed to the NTA within fourteen (14) days from the date of this letter. **We accept payments during normal business hours, Monday through Friday.**

If you fail to make payment in a timely manner, your driver's license will be suspended and this matter will be turned over to the State Controller's Office for collection. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection. Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or $50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold.

Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

Questions concerning this matter should be directed to Hope DiBartolomeo at (702) 486-6533.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 9/3/19
Las Vegas, Nevada

STEVE SISOLAK
Governor

STATE OF NEVADA

MICHAEL BROWN
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

LUCKENSON SAINT CLAIR
3665 CAMBRIDGE ST. #R-136
LAS VEGAS, NV 89169
Via First Class and Certified Mail #7014 2870 0001 8498 7040

SUBJECT: FINAL NOTICE

Dear LUCKENSON SAINT CLAIR:

On June 10, 2019, you were issued Impound number 3627 by the State of Nevada Transportation Authority (NTA) for a violation of NRS or NAC 706. On July 18, 2019, no fine was assessed. In addition, you were fined $2,500 for Citation number 21299 for a violation of NRS or NAC 706 with $2,250 held in abeyance pursuant to the conditions as set forth in the Order. No fine for Citation number 21300. **Enclosed with this communication you will find all previous attempts to collect fees owed for your citation debt which were sent to your previously identified address.**

As of this date, your payment has not been received. This letter will serve as final demand that you pay the full amount of $250 owed to the NTA within fourteen (14) days from the date of this letter. **We accept payments during normal business hours, Monday through Friday.**

If you fail to make payment in a timely manner, your driver's license will be suspended and this matter will be turned over to the State Controller's Office for collection. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection. Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or $50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold.

Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

Questions concerning this matter should be directed to Hope DiBartolomeo at (702) 486-6533.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 9/17/19
Las Vegas, Nevada

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 21299 and 21300 issued to Luckenson Saint Clair for violations of NRS 706.386 and NRS 706A.280.	)))))	Impound 3627 and Citations 21299 and 21300

At a general session of the Nevada Transportation Authority held on July 18, 2019.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer DeRose

ORDER

On June 10, 2019, a hearing on the above-captioned matters was held before Commissioner George Assad serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 21299 and 21300 and registered owner of the impounded vehicle, Luckenson Saint Clair, was present and elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To the admission of Citations 21299 and 21300, the Investigation Report for the Citations and related impound into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That Luckenson Saint Clair is the registered owner of the impounded vehicle in this matter and was present at the hearing regarding said vehicle;
3. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and NRS 706.2(b)(3) in that:
    1. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    2. The impounded vehicle did not meet the required standards of the Authority;
4. That no CPCN had been issued by the Authority authorizing the operations undertaken by the Respondent in this matter;
5. That the Respondent's actions constituted one violation of NRS 706.386 and one violation of NRS 706A.280 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125 (waiver entered as Exhibit 2).

Authority Staff recommended the following fines and remedies:

1. That a fine in the amount of $100.00 be assessed for the impoundment of the vehicle in this matter;
2. That a fine be assessed in the amount of $2,500.00 for the NRS 706.386 violation with $2,250.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount; and
3. That no fine or disqualification be imposed for the NRS 706A.280 violation.

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DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority and one violation of NRS 706A.280, relating to solicitation of a passenger for off-app transportation;
4. That no fine be assessed for the impoundment of the vehicle in this matter; and
5. That a fine be assessed in the amount of $2,500.00 for the NRS 706.386 violation with $2,250.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer with regard to the impoundment of the vehicle pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citations and Verified Complaint 21299 and 21300, issued to Luckenson Saint Clair for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That no fine be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 21299 shall be in the amount of Two Thousand Five Hundred Dollars and Zero Cents ($2,500.00), with Two Thousand Two Hundred Fifty Dollars and Zero Cents ($2,250.00) of said fine amount to be suspended pending no further NRS 706 violations within one year and timely payment of the fine amount;

5. That *no fine* or disqualification be imposed for Citation 21300 for the NRS 706A.280 violation;
6. That the Respondent is to immediately **CEASE AND DESIST** any and all use of the impounded vehicle in violation of the provisions of NRS 706;
7. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386; and

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8. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

DEPT. OF BUSINESS & INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
STATE OF NEVADA

By the Authority,

Dawn Gibbons, Chairman

George Agsad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose, Deputy Commissioner

Dated: 7/26/19
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

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STEVE SISOLAK
Governor

STATE OF NEVADA

MICHAEL BROWN
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

LUCKENSON SAINT CLAIR
3665 CAMBRIDGE ST. #136
LAS VEGAS, NV 89169

SUBJECT: **ORDER OF THE AUTHORITY**

Dear LUCKENSON ST CLAIR:

On June 10, 2019, you were issued Impound number 3627 by the State of Nevada Transportation Authority (NTA) for a violation of NRS or NAC 706. On July 18, 2019, no fine was assessed. In addition, you were fined $2,500 for Citation number 21299 for a violation of NRS or NAC 706 with $2,250 held in abeyance pursuant to the conditions as set forth in the attached Order. No fine for Citation number 21300.

Your payment of $250 may be mailed or hand delivered to either of our office locations. We accept payments during normal business hours, Monday through Friday. If payment is not received in twenty (20) days from the date of this letter, your driver's license will be suspended and this matter will be turned over to a collection agency. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection.

Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or $50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold.

Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

Questions concerning this matter should be directed to Hope DiBartolomeo at (702) 486-6533.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 7/26/19
Las Vegas, Nevada

Enclosure

Via First Class and Certified Mail #7018 1830 0002 1243 6763

STEVE SISOLAK
Governor

STATE OF NEVADA

MICHAEL BROWN
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

LUCKENSON SAINT CLAIR
3665 CAMBRIDGE ST. #136
LAS VEGAS, NV 89169
Via First Class and Certified Mail #7014 2870 0001 8498 6791

SUBJECT: FINAL NOTICE

Dear LUCKENSON SAINT CLAIR:

On June 10, 2019, you were issued Impound number 3627 by the State of Nevada Transportation Authority (NTA) for a violation of NRS or NAC 706. On July 18, 2019, no fine was assessed. In addition, you were fined $2,500 for Citation number 21299 for a violation of NRS or NAC 706 with $2,250 held in abeyance pursuant to the conditions as set forth in the Order. No fine for Citation number 21300.

As of this date, your payment has not been received. This letter will serve as final demand that you pay the full amount of $250 owed to the NTA within fourteen (14) days from the date of this letter. **We accept payments during normal business hours, Monday through Friday.**

If you fail to make payment in a timely manner, your driver's license will be suspended and this matter will be turned over to the State Controller's Office for collection. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection. Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or $50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold.

Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

Questions concerning this matter should be directed to Hope DiBartolomeo at (702) 486-6533.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 9/3/19
Las Vegas, Nevada

From:	Hope Dibartolomeo
To:	stacy2012stacy@outlook.com
Cc:	nta; Ron Delgado
Subject:	NTA Fine 21299 Available Remedy Options
Date:	Tuesday, October 20, 2020 11:58:19 AM
Attachments:	PetitionForReconsideration-ADA.pdf 2019-07-26 (I-3627, 21299-300) AGENDA ORDER 19.pdf 2019-09-16 (21299) Final LTR 2nd attempt.pdf
Importance:	High

Good morning Mr. Saint Clair ,

Per our conversation, your debt in the total amount of $2,500 was sent to State Controller's Office Collection Unit and your driver's license was suspended due to your failure to make pay timely on the citation fine. The following options are available for you to remedy your fine.

You may contact the State Controller's Office Debt Collection (SCO) to secure a payment plan by calling 775-684-5783 or via their email at dcemail@controller.state.nv.us. If you should reach their voicemail please do leave a message for you return call. Once you are able to secure an arrangement and make initial payment with the SCO, they will notify the NTA and we will be able to send confirmation of our release to DMV. Please let me know once you have completed this portion.

If you would like to seek reconsideration of the fine amount and/or order issued by the NTA, you are able to do so via filing a Petition for Reconsideration form. This affords you the ability to be heard for reconsideration before the Authority Commission. This process has an associated filing fee of $50. If this is something you would like to consider, you may return the completed form with payment of $50 filing fee to either of our office locations listed below via mail as our office building in Las Vegas is still currently closed to the public. If the filing and fee is received on or before October 22, 2020 (filing deadline), the reconsideration can be scheduled for the General Session Meeting which is tentatively scheduled for November 19, 2020.

A copy of this form is attached for convenience and is also available on our website:
http://nta.nv.gov/uploadedFiles/ntanvgov/content/Forms/PetitionForReconsideration-ADA.pdf

Nevada Transportation Authority

Las Vegas Office
3300 W. Sahara Ave. Ste. 200
Las Vegas, NV 89102

Reno Office
1755 E. Plumb Ln. Ste. 229
Reno, NV 89502

Please let us know if you have any additional questions.
Sincerely,

Hope DiBartolomeo for NTA
Las Vegas Office Phone: (702) 486-3303 | Fax: (702) 486-2590
Reno Office Phone: (775) 688-2800 | Fax: (775) 688-2802



This communication, including any attachments, may contain confidential information and is intended only for the individual or entity to which it is addressed. Any review, dissemination or copying of this communication by anyone other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and delete all copies of the original message.

Agenda Item# 89

STEVE SISOLAK
Governor

STATE OF NEVADA

20-11030
RECEIVED
NOV 25 2020
Nevada Transportation Authority
Las Vegas Nevada

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION

Docket /Citation/Impound/Permit #: 19971-72

Driver/Company Name: MBAYE Thiam Telephone: 513 293 4255

Mailing Address: 1001 Dumont Blvd Apt # A141 Las Vegas NV 89169

Reason for request: Hi my name is MBAYE Thiam I Have a debt with you but I been out of work, My father passed away and the pandemic Hit me Hard I went to Africa, I was going through a lot that's why I couldn't call or make payments. I just found out when I came back from my father funeral in Africa that my licens got Suspended and my debt was raised from $4000 to $7000, I deeply need help to lower it to the original amount or even less because I can't afford it. Thank you.

Signature: [signature] Date: 11-23-2020

$50 Filing Fee

20-11030 Petition for Reconsideration (PFR) Debt Summary Review

20-11030 Petition for Reconsideration from Mbaye Thiam regarding Citation 19971-72.

Summary:

- Citation 19971-72 was issued to Mbaye Thiam 05/22/2019 by Investigator Yambor for violations of NRS706.386. The hearing date on the citation indicated 06/12/2019 at 2:00PM.
- Mbaye Thiam was fined $5,000 with $3,000 held in abeyance pursuant to the conditions set forth in the Order of the Authority approved at the 07/18/2019 General Session Meeting. In addition, the suspended fine of $2,400 from Citation 20787 was triggered due and owing. Order with corresponding debt letter were sent on 07/26/2019 to remit payment for the fines within 20 days.
- On 09/03/2019 a final debt letter to remit payment for the fines within 14 days was sent to Mbaye Thiam.
- On 03/10/2020 the account was processed for debt collection action which resulted in the DMV Driver's License suspension and the Citation account submission to the State Controller's Office Debt Collection Unit (SCO) in the principal amount of $7,400.
- On 11/13/2020 Mbaye Thiam contacted NTA via phone and was provided information regarding the PFR process and SCO contact information for payment plan options. The information was also provided via follow-up via email.
- On 11/17/2020 the SCO informed Management Analyst staff they have confirmed a payment arrangement and that an initial payment of $100 had been received. The DMV Suspension release was processed per this confirmation.
- On 11/25/2020 PFR 20-11030 was filed and the PFR Docket was set on the January 2021 GSM.
- The above Management Analyst Review was completed 01/13/2021 by Hope DiBartolomeo.

As the debt for Citation 19971-72 resides currently with State Controller's Office Debt Collection Unit, if any adjustment is made to this account it is requested that the account remain in SCO possession until paid in full.

NOTE: Any decision to pull the debt back from the State Controller's Office (SCO) will result in the NTA being liable for associated fees for accounts in principal amount of $300 or less. Once a payment plan has been established with SCO, the respondent debtor will be liable for fees (and interests where applicable) associated with the original principal balance.

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 19971

STATE OF NEVADA

County of Clark City of Las Vegas

Time 11:15 P.M. Day of Week Wed Date 5 22 2019 (Month Day)

Location Planet Hollywood Hotel & Casino

Name Thiam (Last) Mbaye (First) (Middle)

Residence Address 5237 Monterey Park Cir (Street)

Las Vegas (City) NV (State) 89146 (Zip)

Operator License No. [redacted] State NV

D.O.B. [redacted] (Mo. Day Yr.) M (Sex) 5'11 (Ht.) 170 (Wt.) Blk (Hair) Brn (Eyes)

Company Name Lyft TNC MV/CPCN 0001

Company Address 2300 Harrison St. (Street)

San Francisco (City) CA (State) (Zip)

Vehicle 2016 (Year) Toyota (Make) Corolla (Body) Black (Color)

Vehicle License 636ZDK (Number) NV (State) 11/2019 (Year)

Respondent Mbaye Thiam

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation	NRS/NAC	CFR / Other
No CPCN	706.386	☐ CFR ☐ Other

To wit: Respondent did act as a fully regulated common motor carrier of intrastate commerce

2. Violation	NRS/NAC	CFR / Other
		☐ CFR ☐ Other

To wit:

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds/probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer/Complainant's Name	Officer/Complainant's Signature	P No.	Date
Yambor		J041	5/22/19

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☒ **3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102**

☐ **1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502**

on June (Month) 12th (Day), 2019, at 2:00 am / pm

Signature [redacted] **I promise to appear at the time and place indicated.**

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side of this citation. Signing does not constitute an admission of guilt or culpability.***

Please read back of citation carefully →→

WHITE—Complaint; GREEN—Notice to Appear

(NSPO Rev. 3-17) (O) 2803

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 19972

STATE OF NEVADA

County of Clark City of Las Vegas

Time 11:15 P.M. Day of Week Wed Date 5 22, 20 19 (Month, Day)

Location Planet Hollywood Hotel & Casino

Name Thiam (Last) Mbaye (First) (Middle)

Residence Address 5237 Monterey Park Cir (Street)

Las Vegas (City) NV (State) 89146 (Zip)

Operator License No. [redacted] State NV

D.O.B. [redacted] (Mo. Day Yr.) M (Sex) 5'11 (Ht.) 170 (Wt.) Black (Hair) Brn (Eyes)

Company Name Lyft TNC ~~MV/OPEN~~ 0001

Company Address 2300 Harrison St. (Street)

San Francisco (City) CA (State) (Zip)

Vehicle 2016 (Year) Toyota (Make) Corolla (Body) Black (Color)

Vehicle License 636ZDK (Number) NV (State) 11/2019 (Year)

Respondent Mbaye Thiam

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation	NRS / NAC	☐ CFR ☐ Other
Prohibited Acts Drivers	706A.280	

To wit: Respondent did solicit & accept passenger transportation off TNC App

2. Violation	NRS / NAC	☐ CFR ☐ Other

To wit:

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds / probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer / Complainant's Name	Officer / Complainant's Signature	P No.	Date
Yambor	Yambor	3041	5/22/19

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☒ **3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102**

☐ **1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502**

on June (Month) 12th (Day), 20 19, at 7:00 am / ~~pm~~

Signature [redacted]

I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side of this citation. Signing does not constitute an admission of guilt or culpability.***

Please read back of citation carefully →→

WHITE—Complaint; GREEN—Notice to Appear

(NSPO Rev. 3-17) (O) 2803

NEVADA TRANSPORTATION AUTHORITY
ADDRESS VERIFICATION

DATE: 5/24/19

CITATION/IMPOUND NUMBER: I-3450, 19971 + 19972

MAILING ADDRESS: 5237 Montreypark Circle
Las Vegas NV 89146

RESPONDENT'S SIGNATURE: [signature]

Respondent's
EXHIBIT #1

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 19971 and 19972 issued to Mbaye Thiam for violations of NRS 706.386 and NRS 706A.280.	)))))	Impound 3450 and Citations 19971 and 19972

At a general session of the Nevada Transportation Authority held on July 18, 2019.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer DeRose

ORDER

On May 24, 2019, a hearing on the above-captioned matters was held before Commissioner David Newton serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 19971 and 19972 and registered owner of the impounded vehicle, Mbaye Thiam, was present and elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Administrative Code ("NAC") 706.4015, prepared a proposed decision for review by the Authority. Based on that proposed decision, the Authority enters the following final order affirming the decision of the Hearing Officer. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

At hearing, the parties knowingly and voluntarily stipulated and agreed as follows:

1. To withdraw Citation 19972;
2. To the admission of Citation 19971, the amended Investigation Report for the Citation and related impound into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

3. That Mbaye Thiam is the registered owner of the impounded vehicle in this matter and was present at the hearing regarding said vehicle;
4. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and NRS 706.2(b)(3) in that:
    1. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    2. The impounded vehicle did not meet the required standards of the Authority;
5. That no CPCN had been issued by the Authority authorizing the operations undertaken by the Respondent in this matter;
6. That the Respondent's actions constituted one violation of NRS 706.386 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
7. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125 (waiver entered as Exhibit 3).

Authority Staff recommended the following fines and remedies:

1. That a fine in the amount of $750.00 be assessed for the impoundment of the vehicle in this matter;
2. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $3,000.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount; and
3. That the suspended fine of $2,400.00 from Citation 20787 shall immediately become due and owing.

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DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority;
4. That a fine in the amount of $500.00 be assessed for the impoundment of the vehicle in this matter; and
5. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $3,000.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount.
6. That the suspended fine of $2,400.00 from Citation 20787 shall immediately become due and owing;
7. That Respondent shall have up to 24 months to make payments on the $4,400.00 balance owed.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer with regard to the impoundment of the vehicle pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 19971, issued to Mbaye Thiam for violation of NRS 706.386, is hereby AFFIRMED;
3. That a fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) be assessed for the impoundment of the vehicle in this matter;

4. That the *total* fine for Citation 19971 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Three Thousand Dollars and Zero Cents ($3,000.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
5. That the suspended fine of $2,400.00 from Citation 20787 shall immediately become due and owing;
6. That Respondent shall have up to 24 months to make payments on the $4,400.00 balance owed;
7. That the Respondent is to immediately **CEASE AND DESIST** any and all use of the impounded vehicle in violation of the provisions of NRS 706;
8. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386; and

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9. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

DEPT. OF BUSINESS & INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
STATE OF NEVADA

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 7/26/19

Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

STEVE SISOLAK
Governor

STATE OF NEVADA

MICHAEL BROWN
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

MBAYE THIAM
5237 MONTEREY PARK CIR.
LAS VEGAS, NV 89146

MBAYE THIAM
3008 MERRITT AVE.
LAS VEGAS, NV 89102

SUBJECT: **PAYMENT PLAN**

Dear MBAYE THIAM:

On May 23, 2019, you were issued Impound number 3450 and was fined $500 by the State of Nevada Transportation Authority (NTA) for a violation pursuant to the conditions set forth in the Order of the Authority. Your Impound payment of $500 was received. In addition, you were fined $5,000 for Citation numbers 19971 and 19972 with $3,000 held in abeyance. Additionally, the abeyance amount from Citation number 20787 for $2,400 was triggered due and payable.

The Respondent shall have up to 24 months to make payments on the $4,400 balance. Therefore, an initial payment of $191 due on 8/15/19 and 23 monthly installments of $183 due on or before the 15th until balance is paid in full. If you fail to meet the terms of this payment plan, any amount held in abeyance in return for timely payment of the amount owed in this matter will also become due, the entire amount will be submitted for collection action and a notification will be sent to the Department of Motor Vehicles to suspend your driver's license.

Furthermore, pursuant to NAC 706.229 and NAC 706.3751, you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, fail to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 7/26/19
Las Vegas, Nevada

Enclosure
Via First Class and Certified Mail #7018 1830 0002 1243 6930

STEVE SISOLAK
Governor

STATE OF NEVADA

MICHAEL BROWN
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

MBAYE THIAM
5237 MONTEREY PARK CIR.
LAS VEGAS, NV 89146
Via First Class/Cert Mail #7014 2870 0001 8498 6838

MBAYE THIAM
3008 MERRITT AVE.
LAS VEGAS, NV 89102
Via First Class/Cert Mail #7014 2870 0001 8498 6876

SUBJECT: FINAL NOTICE

Dear MBAYE THIAM:

On May 23, 2019, you were issued Impound number 3450 and was fined $500 by the State of Nevada Transportation Authority (NTA) for a violation pursuant to the conditions set forth in the Order of the Authority. Your Impound payment of $500 was received. In addition, you were fined $5,000 for Citation numbers 19971 and 19972 with $3,000 held in abeyance. The abeyance amount from Citation number 20787 for $2,400 was triggered due and payable. Additionally, you were approved for a payment plan to satisfy your debt of $4,400 via the order granted 24 month payment arrangement. An initial payment of $191 was due on 8/15/19 and 23 monthly installments of $183 are due on or before the 15th until balance is paid in full.

As of this date, your payment has not been received. This letter will serve as final demand that you bring the ordered payment arrangement into current status. Payment of the initial installment of $191 owed to the NTA be paid within fourteen (14) days from the date of this letter in additional to maintaining timely payment of all remaining installments thereafter. **We accept payments during normal business hours, Monday through Friday.**

If you fail to make payment in a timely manner, your driver's license will be suspended and this matter will be turned over to the State Controller's Office for collection. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection. Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or $50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold. Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website. Questions concerning this matter should be directed to Hope DiBartolomeo at (702) 486-6533.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 9/3/19
Las Vegas, Nevada

From:	Hope Dibartolomeo on behalf of nta
To:	mbayeabdouthiam@yahoo.com
Cc:	nta; Hope Dibartolomeo; Ron Delgado
Subject:	NTA Fine 19971-72 Available Remedy Options
Date:	Friday, November 13, 2020 3:57:17 PM
Attachments:	PetitionForReconsideration-ADA.pdf
Importance:	High

Good afternoon Mr. Thiam,

Per our conversation, your debt in the total amount of $7,400 was sent to State Controller's Office Collection Unit and your driver's license was suspended due to your failure to make pay timely on the citation fine. The following options are available for you to remedy your fine.

You may contact the State Controller's Office Debt Collection (SCO) to secure a payment plan by calling 775-684-5783 or via their email at dcemail@controller.state.nv.us. If you should reach their voicemail please do leave a message for you return call. Once you are able to secure an arrangement and make initial payment with the SCO, they will notify the NTA and we will be able to send confirmation of our release to DMV. Please let me know once you have completed this portion.

If you would like to seek reconsideration of the fine amount and/or order issued by the NTA, you are able to do so via filing a Petition for Reconsideration form. This affords you the ability to be heard for reconsideration before the Authority Commission. This process has an associated filing fee of $50. If this is something you would like to consider, you may return the completed form with payment of $50 filing fee to either of our office locations listed below via mail as our office building in Las Vegas is still currently closed to the public. If the filing and fee is received on or before November 19, 2020 (filing deadline), the reconsideration can be scheduled for the General Session Meeting which is tentatively scheduled for December 17, 2020.

A copy of this form is attached for convenience and is also available on our website:
http://nta.nv.gov/uploadedFiles/ntanvgov/content/Forms/PetitionForReconsideration-ADA.pdf

Nevada Transportation Authority

Las Vegas Office
3300 W. Sahara Ave. Ste. 200
Las Vegas, NV 89102

Reno Office
1755 E. Plumb Ln. Ste. 229
Reno, NV 89502

Please let us know if you have any additional questions.
Sincerely,

Hope DiBartolomeo for NTA
Las Vegas Office Phone: (702) 486-3303 | Fax: (702) 486-2590
Reno Office Phone: (775) 688-2800 | Fax: (775) 688-2802



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prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and delete all copies of the original message.

From: Hope Dibartolomeo
To: Mbaye
Cc: Ron Delgado; nta
Subject: FW: NTA Fine 19971-72 Available Remedy Options
Date: Tuesday, December 8, 2020 10:23:59 AM
Attachments: 19971-2 Thiam-Reinstatement 111720-approved.pdf
Importance: High

Good morning sir,

Please find attached the suspension confirmation provided to the DMV. I would suggest calling the DMV directly if you are still seeing that the suspension has not cleared. Also per our conversation you indicated that you mailed to our Las Vegas office payment and the PFR form. We have received the filing and you will be scheduled and sent notice of the General Session Meeting.

Sincerely,

Hope DiBartolomeo, Management Analyst
Phone: (702) 486-3303 | Direct: (702) 486-6533 | Fax: (702) 486-2590 | E: hdibart@nta.nv.gov



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From: Hope Dibartolomeo <hdibart@nta.nv.gov> **On Behalf Of** nta
Sent: Tuesday, November 17, 2020 10:18 AM
To: Mbaye <mbayeabdouthiam@yahoo.com>
Cc: Hope Dibartolomeo <hdibart@nta.nv.gov>; Ron Delgado <rdelgado@nta.nv.gov>
Subject: RE: NTA Fine 19971-72 Available Remedy Options

You can place the request in writing, a simple letter explaining why you are unable to pay the filing fee so it can be reviewed by our Deputy Commissioner for consideration.

Sincerely,

Hope DiBartolomeo, Management Analyst
Phone: (702) 486-3303 | Direct: (702) 486-6533 | Fax: (702) 486-2590 | E: hdibart@nta.nv.gov



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From: Mbaye <mbayeabdouthiam@yahoo.com>
Sent: Tuesday, November 17, 2020 10:16 AM
To: nta <nta@nta.nv.gov>
Subject: Re: NTA Fine 19971-72 Available Remedy Options

How do I request the application fee waiver

Sent from my iPhone

> On Nov 17, 2020, at 10:22 AM, nta <nta@nta.nv.gov> wrote:
>
> Good morning,
>
> As you may have seen, we have received the confirmation of payment this morning. With that receipt, we have requested release of the Driver's License with the DMV effective 11/17/2020. You may contact the DMV to see if they have any additional processing necessary to complete the reactivation of your Driver's License.
>
> Please let me know if you have any additional questions regarding the Petition for Reconsideration filing.
>
> Sincerely,
> ***Hope DiBartolomeo, Management Analyst***
> Phone: (702) 486-3303 | Direct: (702) 486-6533 | Fax: (702) 486-2590 | E: hdibart@nta.nv.gov
> <image001.jpg>
> This communication, including any attachments, may contain confidential information and is intended only for the individual or entity to which it is addressed. Any review, dissemination or copying of this communication by anyone other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and delete all copies of the original message.
>
> ---
>
> **From:** Mbaye <mbayeabdouthiam@yahoo.com>
> **Sent:** Tuesday, November 17, 2020 9:03 AM
> **To:** nta <nta@nta.nv.gov>
> **Subject:** Re: NTA Fine 19971-72 Available Remedy Options
>
> I made a payment of 100$ yesterday I want to know when will they release my drivers license suspension
>
> Sent from my iPhone
>
> > On Nov 17, 2020, at 9:39 AM, nta <nta@nta.nv.gov> wrote:
> >
> > Mr. Thiam,
> >
> > Per our discussion yesterday, the narrative below request should be placed on the Petition for Reconsideration form and the $50 filing fee mailed to our office so we may schedule for the next General Session Meeting. Please let me know if you are able to complete this.

Sincerely,

Hope DiBartolomeo, Management Analyst
Phone: (702) 486-3303 | Direct: (702) 486-6533 | Fax: (702) 486-2590 | E: hdibart@nta.nv.gov
<image001.jpg>
This communication, including any attachments, may contain confidential information and is intended only for the individual or entity to which it is addressed. Any review, dissemination or copying of this communication by anyone other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and delete all copies of the original message.

From: Mbaye <mbayeabdouthiam@yahoo.com>
Sent: Monday, November 16, 2020 9:15 PM
To: nta <nta@nta.nv.gov>
Subject: Re: NTA Fine 19971-72 Available Remedy Options

Hi my name is Mbaye Thiam I have a debt with you but I been out of work , my father passed away and the pandemic hit me hard I was going through a lot that's why I couldn't call or make a payment I just found out when I came back from my father funeral in Africa that my license got suspended and you raise my debt I need help to lower it to the original payment which was $4000 or even less because I really can't afford it .
My phone number is 15132934255 or email me ! Thank you.

Sent from my iPhone

> On Nov 13, 2020, at 4:57 PM, nta <nta@nta.nv.gov> wrote:
>
> Good afternoon Mr. Thiam,
>
> Per our conversation, your debt in the total amount of $7,400 was sent to State Controller's Office Collection Unit and your driver's license was suspended due to your failure to make pay timely on the citation fine. The following options are available for you to remedy your fine.
>
> You may contact the State Controller's Office Debt Collection (SCO) to secure a payment plan by calling 775-684-5783 or via their email at dcemail@controller.state.nv.us. If you should reach their voicemail please do leave a message for you return call. Once you are able to secure an arrangement and make initial payment with the SCO, they will notify the NTA and we will be able to send confirmation of our release to DMV. Please let me know once you have completed this portion.

If you would like to seek reconsideration of the fine amount and/or order issued by the NTA, you are able to do so via filing a Petition for Reconsideration form. This affords you the ability to be heard for reconsideration before the Authority Commission. This process has an associated filing fee of $50. If this is something you would like to consider, you may return the completed form with payment of $50 filing fee to either of our office locations listed below via mail as our office building in Las Vegas is still currently closed to the public. If the filing and fee is received on or before November 19, 2020 (filing deadline), the reconsideration can be scheduled for the General Session Meeting which is tentatively scheduled for December 17, 2020.

A copy of this form is attached for convenience and is also available on our website: http://nta.nv.gov/uploadedFiles/ntanvgov/content/Forms/PetitionForReconsideration-ADA.pdf

Nevada Transportation Authority

Las Vegas Office	**Reno Office**
3300 W. Sahara Ave. Ste. 200	**1755 E. Plumb Ln. Ste. 229**
Las Vegas, NV 89102	**Reno, NV 89502**

Please let us know if you have any additional questions.

Sincerely,

Hope DiBartolomeo for NTA
Las Vegas Office Phone: (702) 486-3303 | Fax: (702) 486-2590
Reno Office Phone: (775) 688-2800 | Fax: (775) 688-2802

<image001.jpg>

This communication, including any attachments, may contain confidential information and is intended only for the individual or entity to which it is addressed. Any review, dissemination or copying of this communication by anyone other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and delete all copies of the original message.

<PetitionForReconsideration-ADA.pdf>

<PetitionForReconsideration-ADA.pdf>

<19971-2 Thiam-Reinstatement 111720-approved.pdf>

Agenda Item# 90

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Citation 21420 issued to Capital Towing for violations of NRS 706.4479.

Citation No. 21420

_____/

12-21-2020
RECEIVED
DEC 21 2020
Nevada Transportation Authority
Reno, Nevada

PETITION FOR RECONSIDERATION

CAPITAL TOWING, INC ("Capital"), by and through its attorneys, ALLISON MacKENZIE, LTD., hereby submits to the Nevada Transportation Authority (the "Authority"), pursuant to NRS 233B.130, this Petition for Reconsideration of the Authority's Order issued December 4, 2020 ("Order") in the above-captioned docket.

A. LEGAL AUTHORITY

NRS 233B.130(4) provides a petition for reconsideration must be filed within 15 days of the date of service of the final decision. The Order was dated December 4, 2020. NRCP 6(a)(1)(C) provides if a filing deadline falls on a weekend, the deadline is moved to the following business day. Thus, if the date of the Order is the basis for determining the filing deadline, the deadline is Monday, December 21, 2020. The Order, at the bottom of page 4, contains a notice that a petition for reconsideration, pursuant to NRS 233B.130, "must be filed with the Authority within 15 days after the date the party received this Order." The Order was received on December 7, 2020. Thus, if the date of receipt is the basis for determining the deadline, the deadline is December 22, 2020.

B. BACKGROUND

On January 2, 2020, Capital was dispatched by the Carson City Sheriff's Office to impound a 2004 GMC Yukon incident to the driver's arrest for felony use thereof. The driver, Jeff Atkins, was not the registered owner of the vehicle and it was later determined that the vehicle belonged to his sister and her husband, Jill and Alton Berntson.

Capital impounded the vehicle and was provided a Vehicle Impound and Inventory Record from the Sheriff's Office. The purpose of the Inventory Record is to document the condition and contents of the impounded vehicle, to protect law enforcement and the non-consent tow operator from damage or theft claims the vehicle's owner might make against them. It is not an official record of

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the vehicle's ownership, but does contain a spot for law enforcement to list a registered owner's name and address and, in this instance, the name of Alton Berntson and an address at 255 James Ave in Dayton, NV 89403 was listed.

Capital presented testimony at the hearing in this matter that it does not rely on the Inventory Records prepared by law enforcement to determine registered ownership and contact information of vehicles because they are often unreliable and inaccurate and that is not the purpose for which they are given. Instead, Capital requests registered ownership records from the Nevada Department of Motor Vehicles (the "DMV"). Here, Capital requested such records from the DMV on or about January 15, 2020 and records were returned showing Jill and Alton Berntson's ownership along with two addresses in Dayton – 255 James Ave and 207 Thornwood Ct. A lienholder, Wells Fargo Auto Finance Inc., was also listed on the DMV records.

In the midst of preparing certified notices to all owners of record, Jill Berntson called Capital several times upon learning the vehicle was stored there. It is unclear how Ms. Berntson learned her vehicle was stored at Capital's tow yard. She was informed of the pending tow charges over the phone and indicated to Capital that she would be making her brother retrieve the vehicle and pay the charges. She called several more times, learned her brother had not retrieved the vehicle or paid the charges. Certified notice to all owners, including to both of Berntsons' listed addresses and to Wells Fargo, were to go out on January 30, 2020, but Ms. Berntson came in on January 29, 2020 and paid the charges in full and retrieved her vehicle.

On or about January 31, 2020, Ms. Berntson filed a complaint with the Authority and alleged a violation of NRS 706.4479, which she incorrectly believed required notification to the registered owner within 15 days of placing the vehicle in storage. Notwithstanding her incorrect analysis of the law, detailed below, and Capital's response to the complaint showing compliance with the law, the Authority cited Capital for a violation of NRS 706.4479, relying largely on the assertion that Capital should have relied on the Inventory Record and mailed notice to Alton Berntson immediately upon storing the vehicle.

As shown further herein, Capital followed the mandates set forth in NRS 706.4479 and no citation should have been issued. The hearing officer also erred in concluding that Capital violated

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NRS 706.4479. In the Order, heavy reliance is placed on hearsay witness testimony given, allegedly, by Jill Berntson to the Authority's investigator, A. Truitt. Contrary testimony from Capital's president and owner, Chris Holland, was almost entirely disregarded by the hearing officer and the Authority, as reflected in the Order's omission of any reference thereto. Chris Holland has operated tow businesses in this State for many years, has never before been found to have violated any statute or regulation. It defies logic that the hearing officer and the Authority would rely on hearsay statements from Jill Berntson, who was not made by the Authority to appear at the hearing and submit to cross examination and who knowingly loaned her car to her brother, a convicted felon, and then subsequently claimed not to know where her car was for several weeks. Why should the untested word of such a person be believed over the sworn testimony of a reputable and law-abiding small business owner like Chris Holland, especially when the facts presented by staff, even if believed, do not show any violation of NRS 706.4479?

C. ARGUMENT

NRS 706.4479 provides in pertinent part:

> 1. If a motor vehicle is towed at the request of someone other than the owner, or authorized agent of the owner, of the motor vehicle, the operator of the tow car shall, in addition to the requirements set forth in the provisions of chapter 108 of NRS:
>
> a. Notify the registered and legal owner of the motor vehicle not later than 21 days after placing the motor vehicle in storage if the motor vehicle was towed at the request of a law enforcement officer following a crash involving the motor vehicle or not later than 15 days after placing any other vehicle in storage:
>
> (1) Of the location where the motor vehicle is being stored;
>
> (2) Whether the storage is inside a locked building, in a secured, fenced area or in an unsecured, open area;
>
> (3) Of the charge for towing and storage;
>
> (4) Of the date and time the vehicle was placed in storage;
>
> (5) Of the actions that the registered and legal owner of the vehicle may take to recover the vehicle while incurring the lowest possible liability in accrued assessments, fees, penalties or other charges; and
>
> (6) Of the opportunity to rebut the presumptions set forth in NRS 487.220 and 706.4477.
>
> b. If the identity of the registered and legal owner is not known or readily available, make every reasonable attempt and use all resources reasonably necessary, as evidenced by written documentation, to obtain the identity of the owner and any other necessary information from the agency charged with the registration of the motor vehicle in this State or any other state within:
>
> (1) Twenty-one days after placing the motor vehicle in storage if the motor vehicle was towed at the request of a law enforcement officer following a crash involving the motor vehicle; or

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(2) Fifteen days after placing any other motor vehicle in storage. The operator shall attempt to notify the owner of the vehicle by certified mail as soon as possible, but in no case later than 15 days after identification of the owner is obtained for any motor vehicle.

The tow in question here was a law enforcement tow but not one that involved a motor vehicle crash. Thus, Capital had 15 days within which to ascertain the identity of the "registered ***and*** legal owner" of the vehicle from the DMV, which is the "agency charged with the registration of the motor vehicle in this State." Capital then had up to an additional 15 days within which to send the certified notice to all owners listed in the DMV records, including both of the Berntsons at both listed addresses and Wells Fargo.

The tow occurred on January 2, 2020 and Capital requested the ownership records from the DMV on January 15, 2020, thirteen days later. The records were received on January 15, 2020. Contrary to the unfounded statements in her complaint and the investigator's conclusions, Jill Berntson made several calls to Capital before Capital had given her any notice of the vehicle's location and she ultimately retrieved the vehicle on January 29, 2020, several days after her initial calls to Capital and before the 15 days within which Capital had to send out the certified notice to all owners of the vehicle.

The Authority's Order contains the erroneous conclusion that "DMV records indicate that Complainant was the registered owner of the vehicle and that no attempt was made to contact Complainant until after the 15-day time frame set forth in NRS 706.4479." Order, p. 2 at ¶ 6. Again, the evidence clearly shows the DMV records were received on January 15, 2020 and that was the first Capital could have known Complainant (Jill Berntson) was one of the registered owners. She retrieved the vehicle on January 29, 2020, 14 days later. It is, therefore, categorically untrue that Capital made no attempt to contact Ms. Berntson until after the 15-day time frame set forth in NRS 706.4479.

The Authority's Order also erroneously states "Respondent further stated that Capital Towing did not use proper procedure by following the statute and notifying DMV within the proper timeframe." Order, p. 3 at ¶ 10. Again, NRS 706.4479(1)(b) clearly allows Capital up to 15 days within which to request records from the DMV. The tow occurred on January 2, 2020 and the records were requested and obtained on January 15, 2020, 13 days later. The Authority recognizes these facts in Paragraph 8 of the Order, which is, therefore, incongruent with the statement contained in Paragraph 10 thereof.

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Although it is not clearly articulated in the Order, the Authority seems to rely on the fact that the Inventory Record listed Alton Berntson as a registered owner and that certified mail to the address listed thereon for Mr. Berntson should have been mailed within 15 days of the tow. First, there is no evidence in the record that mail to Alton Berntson at the address shown in the Inventory Record would have resulted in effective notice to Jill Berntson, the complainant and the person who ultimately retrieved the vehicle. There is no evidence in the record that Alton Berntson would have responded to the notice in any way. There is no evidence in the record that Alton and Jill Berntson are still married and living together – the listing of two different addresses in the DMV records was never explained.

Moreover, the Inventory Record is not an authentic record of vehicle ownership and listed only one of the registered owners, only one of the addresses that the DMV records show for Alton and his wife, and did not list the legal owner (Wells Fargo). NRS 706.4479 requires notice go to all owners at all addresses. Further, it is not the practice of Capital or any other tow operator that Capital is aware of to rely on the Inventory Record for anything other than as a record of the condition and contents of towed vehicles; again, to protect against claims vehicle owners or drivers might make against the tow operator or law enforcement for damage or theft. Capital's president and owner, Chris Holland, testified the Inventory Record is often inaccurate and almost always incomplete as it concerns vehicle and ownership information. Thus, it is Capital's practice to request official records from the DMV in order to ensure all owners are properly notified.

The notice requirements set forth in NRS 706.4479 are part of a lien process, set forth in detail in NRS Chapter 108, as referenced in NRS 706.4479(1). NRS 108.272 requires notice to all owners and lienholders and all required notices must be given or the lien sale authorized by NRS 108.310 will be invalid. A notice given pursuant to the Inventory Record would not satisfy the requirements of NRS Chapter 108. NRS 706.4479 cannot be said to require notices in addition to those required by NRS Chapter 108, only that they be sent within the timeframes described therein. Thus, the Authority must not require tow operators to rely on unofficial records to send said notices, then to obtain DMV records and send additional notices to persons and addresses listed thereon, which may differ from the unofficial records. Instead, the Authority should accept that it is customary and acceptable to rely on

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official records when sending out notices and determine that, to do so, cannot be a violation of NRS 706.4479 so long as the notices are sent within the timeframes set forth therein, which is unquestionably what occurred here.

D. CONCLUSION

For the reasons set forth herein, Capital respectfully requests reconsideration of the Authority's Order, which contains a finding that Capital violated NRS 706.4479.

DATED this 21st day of December, 2020.

ALLISON MacKENZIE, LTD.

By _____

JUSTIN M. TOWNSEND, SBN 12293
402 North Division Street
Carson City, Nevada 89703
Telephone: (775) 687-0202
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Attorneys for CAPITAL TOWING, INC.

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of ALLISON MacKENZIE, LTD., and that on this day I served a copy of the foregoing document, by electronic transmission, on the following:

Staff Counsel
Louis Csoka, Esq.
Nevada Transportation Authority
3300 W. Sahara Avenue, #200
Las Vegas, NV 89102

Louis Csoka, Esq.
555 East Washington Avenue, Suite 3900
Las Vegas, NV 89101

DATED this 21st day of December, 2020.

NANCY FONTENOT

4851-7232-4053, v. 1

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The following petition was inadvertently missed and not noticed for this general session meeting.

This petition will be heard at our next meeting scheduled for March 4, 2021.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Citation 21394 issued to Carson City Towing for violations of NRS 706.4479.

Citation No. 21394

20-12023

RECEIVED
DEC 21 2020
Nevada Transportation Authority
Reno, Nevada

/

PETITION FOR RECONSIDERATION

CARSON CITY TOWING, INC ("Carson"), by and through its attorneys, ALLISON MacKENZIE, LTD., hereby submits to the Nevada Transportation Authority (the "Authority"), pursuant to NRS 233B.130, this Petition for Reconsideration of the Authority's Order issued December 4, 2020 ("Order") in the above-captioned docket.

A. LEGAL AUTHORITY

NRS 233B.130(4) provides a petition for reconsideration must be filed within 15 days of the date of service of the final decision. The Order was dated December 4, 2020. NRCP 6(a)(1)(C) provides if a filing deadline falls on a weekend, the deadline is moved to the following business day. Thus, if the date of the Order is the basis for determining the filing deadline, the deadline is Monday, December 21, 2020. The Order, at the bottom of page 4, contains a notice that a petition for reconsideration, pursuant to NRS 233B.130, "must be filed with the Authority within 15 days after the date the party received this Order." The Order was received on December 7, 2020. Thus, if the date of receipt is the basis for determining the deadline, the deadline is December 22, 2020.

B. BACKGROUND

On September 25, 2019, Carson was dispatched by the Sparks Police Department to impound a 2009 Chevrolet Silverado with California plates. Carson impounded the vehicle on September 25, 2019. Carson requested vehicle ownership records from the Nevada Department of Motor Vehicles on October 4, 2019 and received word that same day that there were no records related to the vehicle in Nevada. In response, Carson immediately sent a request to the California Department of Motor Vehicles (the "California DMV") for information. The California DMV is notoriously slow to process such requests, and Carson presented evidence of several slow responses it has received from the California DMV in other matters. In this instance, the record shows the request was received-stamped

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by the California DMV on November 18, 2019 and processed on December 2, 2019. The response was received in late December 2019.[1]

The California DMV records listed the registered owner as Marks Seantini and the legal owner as Sol Acceptance, a low income vehicle financing operation that held a lien on Mr. Seantini's vehicle. Certified notice was mailed to Sol Acceptance and Marks Seantini on January 8, 2020.

On January 21, 2020, a representative of Sol Acceptance retrieved the vehicle from Carson's yard and paid the outstanding storage charges. On retrieval of the vehicle and payment of the outstanding charges, Sol Acceptance presented Carson with a Hold Harmless agreement on Sol Acceptance letterhead, which provided, in pertinent part:

> Blackfish Capital[2] agrees to indemnify you and your representatives and hold you harmless from and against any and all claims, damages, and losses. And actions resulting from or arising out of the release and repossession of the above stated vehicle by its authorized representative.

On or about February 5, 2020, Sol Acceptance filed a complaint with the Authority alleging a violation of NRS 706.4479. In defense of the complaint, Carson presented testimony and corroborating evidence regarding the slow processing times experienced with the California DMV. Carson also presented the Sol Acceptance Hold Harmless agreement. At the hearing, Authority staff counsel requested and the hearing officer agreed, after concluding Carson had violated NRS 706.4479, that the Hold Harmless agreement meant restitution was not warranted, but ordered instead that the amount allegedly charged in violation of NRS 706.4479 would be 'disgorged' from Carson and deposited with the Authority. The Order, however, mandates restitution and makes no reference to the Hold Harmless agreement.

C. ARGUMENT

NRS 706.4479 provides in pertinent part:

> 1. If a motor vehicle is towed at the request of someone other than the owner, or authorized agent of the owner, of the motor vehicle, the operator

[1] Carson does not have records of mailing the California DMV request on October 4, 2019 or the exact date on which the records were returned from the California DMV, but these extended timeframes are consistent with Carson's experience with California. Carson has never been found in violation of NRS 706.4479, but this experience has caused Carson to implement some changes to its recordkeeping to ensure it can provide more than witness testimony in support of its claims in the future.

[2] Blackfish Capital and Sol Acceptance are two sister entities operating the same business out of the same business location.

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of the tow car shall, in addition to the requirements set forth in the provisions of chapter 108 of NRS:

a. Notify the registered and legal owner of the motor vehicle not later than 21 days after placing the motor vehicle in storage if the motor vehicle was towed at the request of a law enforcement officer following a crash involving the motor vehicle or not later than 15 days after placing any other vehicle in storage:

(1) Of the location where the motor vehicle is being stored;

(2) Whether the storage is inside a locked building, in a secured, fenced area or in an unsecured, open area;

(3) Of the charge for towing and storage;

(4) Of the date and time the vehicle was placed in storage;

(5) Of the actions that the registered and legal owner of the vehicle may take to recover the vehicle while incurring the lowest possible liability in accrued assessments, fees, penalties or other charges; and

(6) Of the opportunity to rebut the presumptions set forth in NRS 487.220 and 706.4477.

b. If the identity of the registered and legal owner is not known or readily available, make every reasonable attempt and use all resources reasonably necessary, as evidenced by written documentation, to obtain the identity of the owner and any other necessary information from the agency charged with the registration of the motor vehicle in this State or any other state within:

(1) Twenty-one days after placing the motor vehicle in storage if the motor vehicle was towed at the request of a law enforcement officer following a crash involving the motor vehicle; or

(2) Fifteen days after placing any other motor vehicle in storage.

The operator shall attempt to notify the owner of the vehicle by certified mail as soon as possible, but in no case later than 15 days after identification of the owner is obtained for any motor vehicle.

The tow in question here was a law enforcement tow but not one that involved a motor vehicle crash. Thus, Carson had 15 days within which to request the identity of the "registered and legal owner" of the vehicle from the California DMV." Carson then had up to an additional 15 days within which to send the certified notice to all owners listed in the DMV records upon receipt thereof.

The tow occurred on September 25, 2019 and Carson requested the ownership records from the California DMV on October 4, 2019, nine days later. The records were received in late December 2019 and the certified notice to the owners on January 8, 2020, within the required 15 day timeframe.

The Authority places the burden on Carson to prove that its records request languished at the California DMV for a couple months, but presented no evidence itself to rebut the claim. Carson presented, at the hearing, four examples from other tows of California vehicles in which the California DMV was delayed by six weeks or more and suggested that the additional time in this instance was

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related to the intervening Thanksgiving and Christmas holidays. Again, the Authority presented no evidence to rebut the testimony or documentary evidence presented by Carson.

Most importantly, however, Sol Acceptance waived any right it had to assert a claim of any kind against Carson. Carson presented an argument that Sol Acceptance waived any right it might have had to file a complaint and a demand for restitution against Carson. The hearing officer accepted this argument and, in finding that Carson had violated NRS 706.4479, verbally ordered 'disgorgement' of the collected charges rather than restitution. It is unclear why the Order says nothing of disgorgement or the Hold Harmless agreement. Regardless, Carson was unable to locate any legal authority to support a disgorgement order, but there is no doubt the Hold Harmless agreement prevents the Authority from awarding anything to Sol Acceptance, even if the finding of a violation is upheld.

D. CONCLUSION

For the reasons set forth herein, Carson respectfully requests reconsideration of the Authority's Order, which contains a finding that Carson violated NRS 706.4479 and that Carson must pay restitution, despite the Hold Harmless.

DATED this 21st day of December, 2020.

ALLISON MacKENZIE, LTD.

By _____

JUSTIN M. TOWNSEND, SBN 12293
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Carson City, Nevada 89703
Telephone: (775) 687-0202
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Attorneys for CARSON CITY TOWING, INC.

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E-Mail Address: law@allisonmackenzie.com

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of ALLISON MacKENZIE, LTD., and that on this day I served a copy of the foregoing document, by electronic transmission, on the following:

Staff Counsel
Louis Csoka, Esq.
Nevada Transportation Authority
3300 W. Sahara Avenue, #200
Las Vegas, NV 89102

Louis Csoka, Esq.
555 East Washington Avenue, Suite 3900
Las Vegas, NV 89101

DATED this 21st day of December, 2020.

NANCY FONTENOT

4815-2917-8325, v. 1

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20-12023 Petition for Reconsideration (PFR) Debt Summary Review

20-12023 Petition for Reconsideration from Capital Towing regarding Citation 21420, which has been noticed for the January 2021 GSM and Carson City Towing regarding Citation 21394, which will be notice on the upcoming March 2021 GSM.

Citation 21420 Debt Summary:

- The is no fine was imposed for Citation 21420 therefore no outstanding debt to the NTA. However, the respondent was ordered to refund the complainant $802.00 in restitution.

Citation 21394 Debt Summary:

- The is no fine was imposed for Citation 21394 therefore no outstanding debt to the NTA. However, the respondent was ordered to refund the complainant $3,075.00 in restitution.

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21420

STATE OF NEVADA

County of CARSON CITY City of CARSON CITY

Time 3:00 P.M. Day of Week TUESDAY Date 02 (Month) 10 (Day), 2020

Location 5060 US-50 CARSON CITY NV

Name ____ (Last) ____ (First) ____ (Middle)

Residence Address ____ (Street)

____ (City) ____ (State) ____ (Zip)

Operator License No. ____ State ____

D.O.B. ____ (Mo. Day Yr.) Sex ____ Ht. ____ Wt. ____ Hair ____ Eyes ____

Company Name CAPITOL TOWING INC. MV/CPCN 7056

Company Address 5225 ARROWHEAD DRIVE (Street)

CARSON CITY (City) NV (State) 89706 (Zip)

Vehicle ____ (Year) ____ (Make) ____ (Body) ____ (Color)

Vehicle License ____ (Number) ____ (State) ____ (Year)

Respondent CAPITOL TOWING INCORPORATED

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation FEES & CHARGES — (NRS) 706.4479 / ☐ NAC ☐ CFR ☐ Other

To wit: DUTIES OF OPERATOR IF MOTOR VEHICLE TOWED AT REQUEST OF PERSON OTHER THAN OWNER - LIMITATIONS

2. Violation FEES & CHARGES — ☐ NRS ☐ NAC ☐ CFR ☐ Other

To wit: ____

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds / probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer / Complainant's Name	Officer / Complainant's Signature	P No.	Date
A. TRUITT	A. Truitt	J048	02/10/2020

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☐ **3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102**

☒ **1755 E. Plumb Lane, Suite 229, Reno, Nevada 89502**

on MARCH (Month) 19TH (Day), 2020, at 0930 (am) / pm

Signature X

I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side of this citation. Signing does not constitute an admission of guilt or culpability.***

Please read back of citation carefully →→

WHITE—Complaint; GREEN—Notice to Appear

(NSPO Rev. 3-17) (O) 2803

02/10/2020 ih

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Administrative Citation Number 21420)
)
issued to Capitol Towing Incorporated)

~~STIPULATED~~ **CONTINUANCE REQUEST AND ORDER**

REQUEST

Date: August 13, 2020

At the (circle one) Respondent's/Staff's request, the parties to the above-captioned Citation hereby stipulate to a continuance of the matter.

- Matter is currently set for hearing on August 13, 2020 at 1:30 pm.
- Requesting a 14-day continuance.
- Reason for request Respondent unavailable.
- Matter rescheduled to August 27, 2020 at 8:30 a.m. and Respondent waives further notice of hearing reschedule date.

See Email attached
Respondent Signature

Deputy AG Signature

Respondent Printed Name

Louis Csoka
Deputy AG Printed Name

Respondent Address:

Telephone number:

ORDER

Continuance GRANTED / DENIED.

Hearing Officer

Dated this _____ day of _____, 2020 Reno, Nevada.

Jennifer Hill

From: Louis V. Csoka <LCsoka@ag.nv.gov>
Sent: Thursday, August 6, 2020 9:35 AM
To: Jennifer Hill
Subject: Fw: Citations 21420 & 21394

Dear Jennifer, Could we continue his Citations out, as he requests below? Thank you very much. Louis

---

From: Justin Townsend <jtownsend@allisonmackenzie.com>
Sent: Thursday, August 6, 2020 9:20 AM
To: Louis V. Csoka
Subject: [] RE: Citations 21420 & 21394

Louis,
I want to circle back on these two citations, which were originally set for hearings right as the Covid-19 pandemic disrupted everything. My client today received a notice of hearing regarding Citation 21420, but we haven't yet seen anything on Citation 21394. These citations were issued to two separate tow companies (Capitol Towing and Carson City Towing), but both companies are owned by the same person and both citations deal with the same issues. So, I am hopeful we can set them together. I am even more hopeful we can resolve these citations without a hearing!!

The notice of hearing for 21420 gives next Thursday, August 13 as the hearing date. I am tied up that day, so I would need a continuance anyways. I can do the 20th or 27th and, again, I'd ask that Citation 21394 be set for the same date as 21420, if possible.

Regarding the alleged violations, respectfully, I request that these citations be withdrawn or dismissed as no violation has occurred. I offer the following analysis in support of this request:

Both of these citations were issued for alleged violations of NRS 706.4479, which provides, in pertinent part, "if a motor vehicle is towed at the request of someone other than the owner...the operator of the tow car shall...notify the **registered and legal owner** of the motor vehicle by certified mail...not later than 15 days after placing any other vehicle in storage" of certain information about the location of the vehicle and how to retrieve it from storage. NRS 706.4479(1)(a). (emphasis added). In order to determine every registered and legal owner of a vehicle, it is necessary to obtain records from the DMV. NRS 706.7749(1)(b) provides, in pertinent part, "if the identity of the registered and legal owner is not known or readily available" the tow car operator must "make every reasonable attempt" to obtain that information from the DMV within 15 days after placing the vehicle in storage. NRS 706.4479(1)(b) goes on to provide that the "operator shall attempt to notify the owner of the vehicle by certified mail as soon as possible, but in no case later than 15 days after identification of the owner is obtained for any motor vehicle."

Carson City Towing and Capitol Towing follow the foregoing mandates in every respect and they did so in the incidents in question. They perform law enforcement tows frequently, but this is just one aspect of their tow operations. For several reasons, it is entirely impractical to request records from the DMV immediately upon storage of any law enforcement tow. The statute clearly allows them up to 15 days to do so. Rather than send individual requests to the DMV, they will send a batch of requests for all vehicles towed within the prior 15 days. In fact, this is how the DMV prefers they act. The DMV has assigned just 2 of its employees to handle tow operator requests for owner information in Carson City and appreciates handling the requests in bulk rather than on an individual basis. Non-law enforcement tows require physical inspection by the DMV and those vehicles are typically included in a batch request to the DMV with the law enforcement tows and the DMV handles all of them at the same time rather than making a trip to an operator's tow yard for each vehicle separately.

The tow operators are required to obtain both registered and legal ownership information. Legal owners may be banks or other lienholders. In many cases, there are title loan companies with liens on vehicles towed at the direction of law enforcement. Tow operators are required to notify all registered and legal owners and complete legal ownership records can only be provided by the DMV, as provided in NRS 706.4479(1)(b). Once a request for ownership information is submitted to the DMV, the tow operator is at the mercy of the DMV as to the timing of its response. Once a response from the DMV is received, the tow operator is required to notify all owners as soon as possible but in no case later than 15 days after such receipt.

Respectfully, it is not the NTA's purview to dictate how a tow operator runs its business, only to ensure compliance with applicable laws and regulations. Again, law enforcement tows are but one part of my client's business. It is not my client's practice to wait the entire allowable 15 days to send the required certified notice, but to send certified notices related to several vehicles all at once on one day within the allowable 15 day period. My client is running a business, not a charity. Efficiency and economics dictate that its employees handle multiple tasks. Preparing and sending certified notices is a task that is assigned to one employee who has a multitude of other tasks. She does the notices routinely, but not every day. My client is careful to provide the notices within the required timeframes.

As an aside, in most cases, vehicle owners know their vehicles have been towed by law enforcement and make arrangements with the tow operator immediately without the tow operator even providing notice. It would be both impractical and wasteful to ensure that notices go out immediately (i.e., within a day or two) because most owners retrieve their vehicles within the first few days of storage. For instance, a person arrested for DUI might be held in jail for up to a few days, knows his/her car has been towed, and retrieves the vehicle upon his/her release from jail. This is the reason the statute allows time to obtain ownership information and to provide notices to owners.

Regarding Citation 21420, Capitol Towing was dispatched by Carson City Sheriff on January 2, 2020 to tow a 2004 GMC Yukon because the driver was arrested. The driver was not the owner of the vehicle. Capitol Towing sent the DMV request on January 15, 2020, within the allowable 15 day timeframe. The vehicle's owner (the sister of the arrested driver) retrieved the vehicle on January 29, 2020, again before 15 days could have elapsed from the time in which the DMV would have provided the ownership records. Indeed, certified letters to all owners were scheduled to go out on January 30, 2020. Moreover, the registered owner did, in fact, know her vehicle was in storage at Capitol Towing several days before she retrieved it. She called Capitol Towing multiple times in the days before she retrieved the vehicle. She was upset about the tow charges but indicated to Capitol Towing that she was going to make her brother pay them. When that apparently didn't happen, she came in and retrieved her vehicle and then complained to the NTA about the timing. Her complaint is disingenuous. But, Capitol Towing also did nothing wrong under the statutes. It did what it was required to within the timeframes allowed by NRS 706.4479 and no citation should have been issued.

Regarding Citation 21394, Carson City Towing was dispatched by Sparks Police Department on September 25, 2019 to impound a 2009 Chevrolet Silverado with California plates. Carson City Towing sent ownership records request to both Nevada DMV and California DMV on October 4, 2019, within the allowable 15 day timeframe. Nevada DMV responded that it had no records for the vehicle. California DMV did not provide ownership records until the end of December 2019. A lienholder, Sol Acceptance, who advertises itself an independent auto financing company, was listed as the legal owner of the vehicle with Mark Seantini as the registered owner. Certified notice went to Sol Acceptance and the vehicle's registered owner on January 8, 2020, within the allowable 15 days. Sol Acceptance retrieved the vehicle on January 21, 2020. Carson City Towing is entitled under its tariff to collect $41 per day for storage fees. Carson City Towing is not responsible for the California DMV's delays in providing ownership records. Carson City Towing provided notice to Sol Acceptance within 15 days of learning of its ownership interest. Therefore, there is no violation. Sol Acceptance's recourse is with its customer, not Carson City Towing. No citation should have been issued to Carson City Towing.

Louis – I am at your disposal to discuss these matters further. Please feel free to reach out by email or telephone at your convenience. Should you feel a hearing is necessary on these citations, please let me know a date and time that we can schedule both of these to occur together or back to back, if necessary.

Thank you for your consideration.

Best regards,

Due to the Governor's mandated steps to protect against the spread of the Coronavirus (Covid-19), our office is currently open by appointment only. Additionally, all visitors are required to wear a face covering over their nose and mouth when inside the building. Please call 775-687-0202 to schedule an appointment. Thank you.

Justin Townsend, Esq.
Allison MacKenzie, Ltd.
402 N. Division Street
P.O. Box 646
Carson City, NV 89702
(775) 687-0202 telephone
(775) 882-7918 fax
email: jtownsend@allisonmackenzie.com

ALLISON MACKENZIE

From: Justin Townsend
Sent: Thursday, March 12, 2020 3:40 PM
To: Louis V. Csoka <LCsoka@ag.nv.gov>
Subject: Citations 21420 & 21394

Louis,
I represent Carson City Towing and Capitol Towing, which are related tow companies (same ownership). Each of these entities has recently received a citation based on NRS 706.4479. 21394 was set for 3/26 and 21420 was set for 3/19. Could we set those together for 3/26? I'm gathering information from my client and will reach out with a proposal or argument in advance of 3/26, possibly even by tomorrow.

Please let me know.

As always, thanks for your consideration.

Justin Townsend, Esq.
Allison MacKenzie, Ltd.
402 N. Division Street
P.O. Box 646
Carson City, NV 89702
(775) 687-0202 telephone
(775) 882-7918 fax
email: jtownsend@allisonmackenzie.com

ALLISON MACKENZIE

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NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

Pursuant to Governor Sisolak's Declaration of Emergency Directive 006 (March 22, 2020), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, this hearing/meeting can be accessed via the video conference link or teleconference number below.

Video Conference Link Instructions:
(Please note your device must have microphone capabilities in order to participate in the web conference)

1. Open a browser on your computer and type in the following URL: https://businessnv2.webex.com
2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 652 1264**
3. The next screen will ask for a password. Type in the following: **77yAANK5KFA**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

Teleconference Call Instructions:

1. On your cell phone or desk phone dial the following toll-free number: **1-844-621-3956**
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1. Keep your phone or microphone muted until called upon.

2. If joining by web, please activate chat by clicking the dialogue balloon and enter the following information there for the meeting record:

    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

4. For all comments, please do the following to let us know you wish to speak:

    a. By web, type **"X"** in the chat box
    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Administrative Citation 21420)
)
issued to Capitol Towing Incorporated)

WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW and WAIVER OF CERTIFIED MAILING

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law. The parties have read and understand the EXPLANATION of applicable law set forth below. Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

The parties further waive the right to be served with the Authority's final Order personally or by certified mail, and agree to service of the final Order by regular mail.

Respondent Signature

Respondent Printed Name

Deputy Attorney General Signature

Louis Csoka
Deputy Attorney General Printed Name

Dated this _____ day of _____, 2020, Reno, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated. NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Administrative Citation Number 21420)
)
issued to Capitol Towing Incorporated)

STIPULATED CONTINUANCE REQUEST AND ORDER

REQUEST

Date: August 27, 2020

At the (circle one) Respondent's/Staff's request, the parties to the above-captioned Citation hereby stipulate to a continuance of the matter.

- Matter is currently set for hearing on August 27, 2020 at 8:30 a.m.
- Requesting a 28-day continuance.
- Reason for request Respondent requested more time to review report.
- Matter rescheduled to September 24, 2020 at 8:30 a.m. and Respondent waives further notice of hearing reschedule date.

Per WebEx conversation
Respondent Signature

Deputy AG Signature

Justin Townsend
Respondent Printed Name

Louis Csoka
Deputy AG Printed Name

Respondent Address: _____

_____

Telephone number: _____

ORDER

Continuance GRANTED / ~~DENIED~~.

_____
Hearing Officer

Dated this 28 day of August, 2020 / Las Vegas, Nevada.

5 Copies: Org +2 Front Desk 1 Copy AG 1 Copy Respondent 2 Copy Legal Sec'y for calendar then Admin Atty Hrg Ofcr

Revised 08 13 13

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 21420 issued to Capitol Towing Incorporated for violation of NRS 706.758.	))))	Citation Number 21420

NOTICE OF RESCHEDULED HEARING

The above matter was set for hearing on March 19, 2020. Prior to a hearing being held, Respondent was notified of the closure of public offices and postponement of the matter. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been rescheduled as follows:

THURSDAY, August 13, 2020
9:00 a.m.
Nevada Transportation Authority
Via Webex or via telephone (see attached instructions)
(775) 688-2800

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violations and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violations alleged in the complaint/citation.

By the Authority,

Jennifer Hill

Jennifer Hill, Legal Secretary II

Dated: July 29, 2020
Las Vegas, Nevada

To request a copy of the investigation report prior to your hearing, please contact Rita Brownawell at (702) 486-6498 or rbrownawell@nta.nv.gov or Jennifer Hill at (702) 486-6537 or jhill@nta.nv.gov.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Administrative Citation 21420)
)
issued to _____)

WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW and WAIVER OF CERTIFIED MAILING

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The parties further waive the right to be served with the Authority's final Order personally or by certified mail, and agree to service of the final Order by regular mail.

_____ _____

Respondent Signature Deputy Attorney General Signature

_____ _____

Respondent Printed Name Deputy Attorney General Printed Name

Dated this _____ day of _____, 2020, Reno, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated. NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

NEVADA TRANSPORTATION AUTHORITY

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2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 305 7407**
3. The next screen will ask for a password. Type in the following: **3e3tJBbQb25**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

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1. Keep your phone or microphone muted until called upon.

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    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

4. For all comments, please do the following to let us know you wish to speak:

    a. By web, type **"X"** in the chat box
    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Citation 21420 issued to Capital Towing for violations of NRS 706.4479	)	Citation No. 21420

At a general session of the Nevada Transportation Authority held on November 19, 2020.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On September 24, 2020, a hearing on the above-captioned matter was held before Commissioner George Assad, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority") or ("NTA"). The cited party, Chris Holland of Capital Towing, ("Respondent" or "Capital Towing") was present via Webex and was represented by his counsel Justin Townsend.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Revised Statute ("NRS") 706.4479 prepared a proposed decision for review by the Authority.

Based on that proposed decision, the Authority makes the following Findings of Fact and Conclusions of Law, which constitute a final order affirming the decision of the Hearing Officer. Any Finding of Fact that would be better deemed a Conclusion of Law or vice versa shall be so construed. Under NRS 706.151, the Authority has legal jurisdiction and authority over this matter.

FINDINGS OF FACT

The Authority finds that there is substantial evidence in the record delivered by the Hearing Officer, which contains the legal evidence presented at the hearing, to establish each of the facts hereinafter set forth in these Findings of Facts.

1. That on January 31, 2020, Jill Berntson, ("Complainant") filed a complaint with the NTA alleging that the Respondent failed to notify her regarding an impounded vehicle within the specified time pursuant to NRS 706.4479. As a result, Respondent over charged the Complainant to release her vehicle.
2. That on February 10, 2020, Investigator Truitt ("Truitt") completed his investigation and determined that a violation of NRS 706.4479 had occurred.
3. Truitt testified that the vehicle described as a 2004 GMC Yukon was being driven by the Complainant's brother Jeff Atkins on the night of January 2, 2020. That Carson City Sheriff's Department stopped Atkins and he was ultimately arrested. Incident to arrest, the vehicle was impounded by Capital Towing and transported to their yard.
4. On January 28, 2020, Complainant called Capital Towing in search of her vehicle and retrieved it the next day. The tow fees to recover the vehicle were $1,645.00.
5. Truitt further testified that Capital Towing obtained DMV vehicle records on January 15, 2020, indicating the legal owner's name and mailing address.
6. DMV records indicate that Complainant was the registered owner of the vehicle and that no attempt was made to contact Complainant until after the 15-day time frame set forth in NRS 706.4479.
7. Pursuant to NRS 706.4479 (1)(b) the tow operator shall make every reasonable attempt and use all resources reasonably necessary, as evidenced by written documentation, to obtain the identity of the owner within 15 days after placing the vehicle in storage.

8. The impound was conducted on January 2, 2020. Capital Towing did not contact the DMV until January 15, 2020 in which they received the vehicle information the same day.
9. Testimony established that Capital Towing waited 15 days to contact the DMV despite having the registered owners name and mailing address at the time the vehicle was impounded. NRS 706.4479 (1)(b) clearly states that the tow operator must make every reasonable attempt and use all necessary resources to identify the registered owner of the vehicle and notify them by registered mail no later than 15 days after the identification is obtained. In this case, Capital Towing obtained the vehicle's information on January 2, 2020, but the Complainant was not notified until January 29, 2020.
10. Respondent testified that they do not look at the impound sheets or obtain vehicle information other than contacting the DMV. Respondent further stated that Capital Towing did use proper procedure by following the statute and notifying DMV within the proper timeframe.
11. The State argued that the Investigative Report, State's Exhibit 1, and the testimony established a clear violation of NRS 706.4479.

CONCLUSIONS OF LAW

Based on the testimony of Investigator Truitt, the Authority concludes that Respondent violated NRS 706.4479.

DISCUSSION

Authority Staff requested that Respondent be ordered to pay restitution in the amount of $802.00 to the Complainant for excess tow and impound charges. No fine was recommended.

The Hearing Officer, having fully considered the above-mentioned Findings of Fact and Conclusions of Law recommended to the Authority:

1. That the Respondent should have used the impound sheet or pertinent information that was readily available at the time the vehicle was towed and notified the registered owner "as soon as possible" per statute.
2. That a finding of one violation of NRS 706.4479 be entered.
3. That the restitution amount of $802.00 recommended by the Authority Staff be adopted.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing Findings of Fact and Conclusions of Law:

1. That the recommendation of the Hearing Officer with regard to the violation of NRS 706.4479 as contained in Citation 21420 is hereby AFFIRMED;
2. That $802.00 in restitution be refunded to the Complainant, and no fine imposed.
3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

DEPT. OF BUSINESS & INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
STATE OF NEVADA

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose

Jennifer De Rose Deputy Commissioner

Dated: 12/4/20

Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

CAPITOL TOWING INCORPORATED
5225 ARROWHEAD DRIVE
CARSON CITY NV 89706

JUSTIN TOWNSEND
ALLISON MACKENZIE, LTD
PO BOX 646
CARSON CITY NV 89702

SUBJECT: **ORDER OF THE AUTHORITY**

Dear CAPITOL TOWING INCORPORATED:

No fine was assessed by the State of Nevada Transportation Authority (NTA) for Citation number 21420. However, the complainant is to be refunded $802.00 in restitution and no fine is imposed pursuant to the conditions set forth in the Order of the Authority. Order is attached.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 12/4/20
Las Vegas, Nevada

Enclosure

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Citation 21420 issued to Capital Towing for violations of NRS 706.4479.

Citation No. 21420

_____/

12-21-2020
RECEIVED
DEC 21 2020
Nevada Transportation Authority
Reno, Nevada

PETITION FOR RECONSIDERATION

CAPITAL TOWING, INC ("Capital"), by and through its attorneys, ALLISON MacKENZIE, LTD., hereby submits to the Nevada Transportation Authority (the "Authority"), pursuant to NRS 233B.130, this Petition for Reconsideration of the Authority's Order issued December 4, 2020 ("Order") in the above-captioned docket.

A. LEGAL AUTHORITY

NRS 233B.130(4) provides a petition for reconsideration must be filed within 15 days of the date of service of the final decision. The Order was dated December 4, 2020. NRCP 6(a)(1)(C) provides if a filing deadline falls on a weekend, the deadline is moved to the following business day. Thus, if the date of the Order is the basis for determining the filing deadline, the deadline is Monday, December 21, 2020. The Order, at the bottom of page 4, contains a notice that a petition for reconsideration, pursuant to NRS 233B.130, "must be filed with the Authority within 15 days after the date the party received this Order." The Order was received on December 7, 2020. Thus, if the date of receipt is the basis for determining the deadline, the deadline is December 22, 2020.

B. BACKGROUND

On January 2, 2020, Capital was dispatched by the Carson City Sheriff's Office to impound a 2004 GMC Yukon incident to the driver's arrest for felony use thereof. The driver, Jeff Atkins, was not the registered owner of the vehicle and it was later determined that the vehicle belonged to his sister and her husband, Jill and Alton Berntson.

Capital impounded the vehicle and was provided a Vehicle Impound and Inventory Record from the Sheriff's Office. The purpose of the Inventory Record is to document the condition and contents of the impounded vehicle, to protect law enforcement and the non-consent tow operator from damage or theft claims the vehicle's owner might make against them. It is not an official record of

ALLISON MacKENZIE, LTD.
402 North Division Street, P.O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 882-7918
E-Mail Address: law@allisonmackenzie.com

the vehicle's ownership, but does contain a spot for law enforcement to list a registered owner's name and address and, in this instance, the name of Alton Berntson and an address at 255 James Ave in Dayton, NV 89403 was listed.

Capital presented testimony at the hearing in this matter that it does not rely on the Inventory Records prepared by law enforcement to determine registered ownership and contact information of vehicles because they are often unreliable and inaccurate and that is not the purpose for which they are given. Instead, Capital requests registered ownership records from the Nevada Department of Motor Vehicles (the "DMV"). Here, Capital requested such records from the DMV on or about January 15, 2020 and records were returned showing Jill and Alton Berntson's ownership along with two addresses in Dayton – 255 James Ave and 207 Thornwood Ct. A lienholder, Wells Fargo Auto Finance Inc., was also listed on the DMV records.

In the midst of preparing certified notices to all owners of record, Jill Berntson called Capital several times upon learning the vehicle was stored there. It is unclear how Ms. Berntson learned her vehicle was stored at Capital's tow yard. She was informed of the pending tow charges over the phone and indicated to Capital that she would be making her brother retrieve the vehicle and pay the charges. She called several more times, learned her brother had not retrieved the vehicle or paid the charges. Certified notice to all owners, including to both of Berntsons' listed addresses and to Wells Fargo, were to go out on January 30, 2020, but Ms. Berntson came in on January 29, 2020 and paid the charges in full and retrieved her vehicle.

On or about January 31, 2020, Ms. Berntson filed a complaint with the Authority and alleged a violation of NRS 706.4479, which she incorrectly believed required notification to the registered owner within 15 days of placing the vehicle in storage. Notwithstanding her incorrect analysis of the law, detailed below, and Capital's response to the complaint showing compliance with the law, the Authority cited Capital for a violation of NRS 706.4479, relying largely on the assertion that Capital should have relied on the Inventory Record and mailed notice to Alton Berntson immediately upon storing the vehicle.

As shown further herein, Capital followed the mandates set forth in NRS 706.4479 and no citation should have been issued. The hearing officer also erred in concluding that Capital violated

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NRS 706.4479. In the Order, heavy reliance is placed on hearsay witness testimony given, allegedly, by Jill Berntson to the Authority's investigator, A. Truitt. Contrary testimony from Capital's president and owner, Chris Holland, was almost entirely disregarded by the hearing officer and the Authority, as reflected in the Order's omission of any reference thereto. Chris Holland has operated tow businesses in this State for many years, has never before been found to have violated any statute or regulation. It defies logic that the hearing officer and the Authority would rely on hearsay statements from Jill Berntson, who was not made by the Authority to appear at the hearing and submit to cross examination and who knowingly loaned her car to her brother, a convicted felon, and then subsequently claimed not to know where her car was for several weeks. Why should the untested word of such a person be believed over the sworn testimony of a reputable and law-abiding small business owner like Chris Holland, especially when the facts presented by staff, even if believed, do not show any violation of NRS 706.4479?

C. ARGUMENT

NRS 706.4479 provides in pertinent part:

> 1. If a motor vehicle is towed at the request of someone other than the owner, or authorized agent of the owner, of the motor vehicle, the operator of the tow car shall, in addition to the requirements set forth in the provisions of chapter 108 of NRS:
>
> a. Notify the registered and legal owner of the motor vehicle not later than 21 days after placing the motor vehicle in storage if the motor vehicle was towed at the request of a law enforcement officer following a crash involving the motor vehicle or not later than 15 days after placing any other vehicle in storage:
>
> (1) Of the location where the motor vehicle is being stored;
>
> (2) Whether the storage is inside a locked building, in a secured, fenced area or in an unsecured, open area;
>
> (3) Of the charge for towing and storage;
>
> (4) Of the date and time the vehicle was placed in storage;
>
> (5) Of the actions that the registered and legal owner of the vehicle may take to recover the vehicle while incurring the lowest possible liability in accrued assessments, fees, penalties or other charges; and
>
> (6) Of the opportunity to rebut the presumptions set forth in NRS 487.220 and 706.4477.
>
> b. If the identity of the registered and legal owner is not known or readily available, make every reasonable attempt and use all resources reasonably necessary, as evidenced by written documentation, to obtain the identity of the owner and any other necessary information from the agency charged with the registration of the motor vehicle in this State or any other state within:
>
> (1) Twenty-one days after placing the motor vehicle in storage if the motor vehicle was towed at the request of a law enforcement officer following a crash involving the motor vehicle; or

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(2) Fifteen days after placing any other motor vehicle in storage. The operator shall attempt to notify the owner of the vehicle by certified mail as soon as possible, but in no case later than 15 days after identification of the owner is obtained for any motor vehicle.

The tow in question here was a law enforcement tow but not one that involved a motor vehicle crash. Thus, Capital had 15 days within which to ascertain the identity of the "registered ***and*** legal owner" of the vehicle from the DMV, which is the "agency charged with the registration of the motor vehicle in this State." Capital then had up to an additional 15 days within which to send the certified notice to all owners listed in the DMV records, including both of the Berntsons at both listed addresses and Wells Fargo.

The tow occurred on January 2, 2020 and Capital requested the ownership records from the DMV on January 15, 2020, thirteen days later. The records were received on January 15, 2020. Contrary to the unfounded statements in her complaint and the investigator's conclusions, Jill Berntson made several calls to Capital before Capital had given her any notice of the vehicle's location and she ultimately retrieved the vehicle on January 29, 2020, several days after her initial calls to Capital and before the 15 days within which Capital had to send out the certified notice to all owners of the vehicle.

The Authority's Order contains the erroneous conclusion that "DMV records indicate that Complainant was the registered owner of the vehicle and that no attempt was made to contact Complainant until after the 15-day time frame set forth in NRS 706.4479." Order, p. 2 at ¶ 6. Again, the evidence clearly shows the DMV records were received on January 15, 2020 and that was the first Capital could have known Complainant (Jill Berntson) was one of the registered owners. She retrieved the vehicle on January 29, 2020, 14 days later. It is, therefore, categorically untrue that Capital made no attempt to contact Ms. Berntson until after the 15-day time frame set forth in NRS 706.4479.

The Authority's Order also erroneously states "Respondent further stated that Capital Towing did not use proper procedure by following the statute and notifying DMV within the proper timeframe." Order, p. 3 at ¶ 10. Again, NRS 706.4479(1)(b) clearly allows Capital up to 15 days within which to request records from the DMV. The tow occurred on January 2, 2020 and the records were requested and obtained on January 15, 2020, 13 days later. The Authority recognizes these facts in Paragraph 8 of the Order, which is, therefore, incongruent with the statement contained in Paragraph 10 thereof.

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Although it is not clearly articulated in the Order, the Authority seems to rely on the fact that the Inventory Record listed Alton Berntson as a registered owner and that certified mail to the address listed thereon for Mr. Berntson should have been mailed within 15 days of the tow. First, there is no evidence in the record that mail to Alton Berntson at the address shown in the Inventory Record would have resulted in effective notice to Jill Berntson, the complainant and the person who ultimately retrieved the vehicle. There is no evidence in the record that Alton Berntson would have responded to the notice in any way. There is no evidence in the record that Alton and Jill Berntson are still married and living together – the listing of two different addresses in the DMV records was never explained.

Moreover, the Inventory Record is not an authentic record of vehicle ownership and listed only one of the registered owners, only one of the addresses that the DMV records show for Alton and his wife, and did not list the legal owner (Wells Fargo). NRS 706.4479 requires notice go to all owners at all addresses. Further, it is not the practice of Capital or any other tow operator that Capital is aware of to rely on the Inventory Record for anything other than as a record of the condition and contents of towed vehicles; again, to protect against claims vehicle owners or drivers might make against the tow operator or law enforcement for damage or theft. Capital's president and owner, Chris Holland, testified the Inventory Record is often inaccurate and almost always incomplete as it concerns vehicle and ownership information. Thus, it is Capital's practice to request official records from the DMV in order to ensure all owners are properly notified.

The notice requirements set forth in NRS 706.4479 are part of a lien process, set forth in detail in NRS Chapter 108, as referenced in NRS 706.4479(1). NRS 108.272 requires notice to all owners and lienholders and all required notices must be given or the lien sale authorized by NRS 108.310 will be invalid. A notice given pursuant to the Inventory Record would not satisfy the requirements of NRS Chapter 108. NRS 706.4479 cannot be said to require notices in addition to those required by NRS Chapter 108, only that they be sent within the timeframes described therein. Thus, the Authority must not require tow operators to rely on unofficial records to send said notices, then to obtain DMV records and send additional notices to persons and addresses listed thereon, which may differ from the unofficial records. Instead, the Authority should accept that it is customary and acceptable to rely on

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official records when sending out notices and determine that, to do so, cannot be a violation of NRS 706.4479 so long as the notices are sent within the timeframes set forth therein, which is unquestionably what occurred here.

D. CONCLUSION

For the reasons set forth herein, Capital respectfully requests reconsideration of the Authority's Order, which contains a finding that Capital violated NRS 706.4479.

DATED this 21st day of December, 2020.

ALLISON MacKENZIE, LTD.

By _____

JUSTIN M. TOWNSEND, SBN 12293
402 North Division Street
Carson City, Nevada 89703
Telephone: (775) 687-0202
Email: jtownsend@allisonmackenzie.com

Attorneys for CAPITAL TOWING, INC.

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of ALLISON MacKENZIE, LTD., and that on this day I served a copy of the foregoing document, by electronic transmission, on the following:

Staff Counsel
Louis Csoka, Esq.
Nevada Transportation Authority
3300 W. Sahara Avenue, #200
Las Vegas, NV 89102

Louis Csoka, Esq.
555 East Washington Avenue, Suite 3900
Las Vegas, NV 89101

DATED this 21st day of December, 2020.

NANCY FONTENOT

4851-7232-4053, v. 1

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ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21394

STATE OF NEVADA

County of WASHOE City of SPARKS

Time 130 P.M. Day of Week THURS Date 3 (Month) 12 (Day), 20 20

Location 955 GLENDALE AVE

Name (Last) (First) (Middle)

Residence Address (Street)

(City) (State) (Zip)

Operator License No. State

D.O.B. (Mo. Day Yr.) Sex Ht. Wt. Hair Eyes

Company Name CARSON CITY TOWING MV/CPCN 7036

Company Address 955 GLENDALE AVE (Street)

SPARKS (City) NV (State) 89431 (Zip)

Vehicle (Year) (Make) (Body) (Color)

Vehicle License (Number) (State) (Year)

Respondent CARSON CITY TOWING

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation	NRS / NAC	CFR / Other
DUTIES OF OPERATOR	(NRS) / NAC 706.4479	☐ CFR ☐ Other

To wit: FAILED TO ATTEMPT TO OBTAIN LEGAL OWNER W/IN 15 DAYS AFTER PLACING INTO STORAGE

2. Violation	NRS / NAC	CFR / Other
		☐ CFR ☐ Other

To wit:

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds / probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer / Complainant's Name	Officer / Complainant's Signature	P No.	Date
SCHILLING	W. L. L.	3036	3/12/20

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☐ **3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102**

☒ **1755 E. Plumb Lane, Suite ~~216~~ 229, Reno, Nevada 89502**

on MARCH (Month) 26 (Day), 20 20, at 930 (am) / pm

Signature Briana Dodge

I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side of this citation. Signing does not constitute an admission of guilt or culpability.***

Please read back of citation carefully →→

WHITE—Complaint; GREEN—Notice to Appear

(NSPO Rev. 3-17) (O) 2803

04/29/20 ih

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Administrative Citation Number 21394)
)
issued to Carson City Towing)

[redacted] **CONTINUANCE REQUEST AND ORDER**

REQUEST

Date: August 13, 2020

At the (circle one) Respondent's/Staff's request, the parties to the above-captioned Citation hereby stipulate to a continuance of the matter.

- Matter is currently set for hearing on August 13, 2020 at 1:30 pm.
- Requesting a 14-day continuance.
- Reason for request Respondent unavailable.
- Matter rescheduled to August 27, 2020 at 8:30 a.m. and Respondent waives further notice of hearing reschedule date.

See Email Attached
Respondent Signature

Deputy AG Signature

Respondent Printed Name

Louis Csoka
Deputy AG Printed Name

Respondent Address: _____

_____

Telephone number: _____

ORDER

Continuance GRANTED / DENIED.

_____
Hearing Officer

Dated this _____ day of _____, 2020 Reno, Nevada.

Jennifer Hill

From: Louis V. Csoka <LCsoka@ag.nv.gov>
Sent: Thursday, August 6, 2020 9:35 AM
To: Jennifer Hill
Subject: Fw: Citations 21420 & 21394

Dear Jennifer, Could we continue his Citations out, as he requests below? Thank you very much. Louis

---

From: Justin Townsend <jtownsend@allisonmackenzie.com>
Sent: Thursday, August 6, 2020 9:20 AM
To: Louis V. Csoka
Subject: [] RE: Citations 21420 & 21394

Louis,
I want to circle back on these two citations, which were originally set for hearings right as the Covid-19 pandemic disrupted everything. My client today received a notice of hearing regarding Citation 21420, but we haven't yet seen anything on Citation 21394. These citations were issued to two separate tow companies (Capitol Towing and Carson City Towing), but both companies are owned by the same person and both citations deal with the same issues. So, I am hopeful we can set them together. I am even more hopeful we can resolve these citations without a hearing!!

The notice of hearing for 21420 gives next Thursday, August 13 as the hearing date. I am tied up that day, so I would need a continuance anyways. I can do the 20th or 27th and, again, I'd ask that Citation 21394 be set for the same date as 21420, if possible.

Regarding the alleged violations, respectfully, I request that these citations be withdrawn or dismissed as no violation has occurred. I offer the following analysis in support of this request:

Both of these citations were issued for alleged violations of NRS 706.4479, which provides, in pertinent part, "if a motor vehicle is towed at the request of someone other than the owner...the operator of the tow car shall...notify the **registered and legal owner** of the motor vehicle by certified mail...not later than 15 days after placing any other vehicle in storage" of certain information about the location of the vehicle and how to retrieve it from storage. NRS 706.4479(1)(a). (emphasis added). In order to determine every registered and legal owner of a vehicle, it is necessary to obtain records from the DMV. NRS 706.7749(1)(b) provides, in pertinent part, "if the identity of the registered and legal owner is not known or readily available" the tow car operator must "make every reasonable attempt" to obtain that information from the DMV within 15 days after placing the vehicle in storage. NRS 706.4479(1)(b) goes on to provide that the "operator shall attempt to notify the owner of the vehicle by certified mail as soon as possible, but in no case later than 15 days after identification of the owner is obtained for any motor vehicle."

Carson City Towing and Capitol Towing follow the foregoing mandates in every respect and they did so in the incidents in question. They perform law enforcement tows frequently, but this is just one aspect of their tow operations. For several reasons, it is entirely impractical to request records from the DMV immediately upon storage of any law enforcement tow. The statute clearly allows them up to 15 days to do so. Rather than send individual requests to the DMV, they will send a batch of requests for all vehicles towed within the prior 15 days. In fact, this is how the DMV prefers they act. The DMV has assigned just 2 of its employees to handle tow operator requests for owner information in Carson City and appreciates handling the requests in bulk rather than on an individual basis. Non-law enforcement tows require physical inspection by the DMV and those vehicles are typically included in a batch request to the DMV with the law enforcement tows and the DMV handles all of them at the same time rather than making a trip to an operator's tow yard for each vehicle separately.

The tow operators are required to obtain both registered and legal ownership information. Legal owners may be banks or other lienholders. In many cases, there are title loan companies with liens on vehicles towed at the direction of law enforcement. Tow operators are required to notify all registered and legal owners and complete legal ownership records can only be provided by the DMV, as provided in NRS 706.4479(1)(b). Once a request for ownership information is submitted to the DMV, the tow operator is at the mercy of the DMV as to the timing of its response. Once a response from the DMV is received, the tow operator is required to notify all owners as soon as possible but in no case later than 15 days after such receipt.

Respectfully, it is not the NTA's purview to dictate how a tow operator runs its business, only to ensure compliance with applicable laws and regulations. Again, law enforcement tows are but one part of my client's business. It is not my client's practice to wait the entire allowable 15 days to send the required certified notice, but to send certified notices related to several vehicles all at once on one day within the allowable 15 day period. My client is running a business, not a charity. Efficiency and economics dictate that its employees handle multiple tasks. Preparing and sending certified notices is a task that is assigned to one employee who has a multitude of other tasks. She does the notices routinely, but not every day. My client is careful to provide the notices within the required timeframes.

As an aside, in most cases, vehicle owners know their vehicles have been towed by law enforcement and make arrangements with the tow operator immediately without the tow operator even providing notice. It would be both impractical and wasteful to ensure that notices go out immediately (i.e., within a day or two) because most owners retrieve their vehicles within the first few days of storage. For instance, a person arrested for DUI might be held in jail for up to a few days, knows his/her car has been towed, and retrieves the vehicle upon his/her release from jail. This is the reason the statute allows time to obtain ownership information and to provide notices to owners.

Regarding Citation 21420, Capitol Towing was dispatched by Carson City Sheriff on January 2, 2020 to tow a 2004 GMC Yukon because the driver was arrested. The driver was not the owner of the vehicle. Capitol Towing sent the DMV request on January 15, 2020, within the allowable 15 day timeframe. The vehicle's owner (the sister of the arrested driver) retrieved the vehicle on January 29, 2020, again before 15 days could have elapsed from the time in which the DMV would have provided the ownership records. Indeed, certified letters to all owners were scheduled to go out on January 30, 2020. Moreover, the registered owner did, in fact, know her vehicle was in storage at Capitol Towing several days before she retrieved it. She called Capitol Towing multiple times in the days before she retrieved the vehicle. She was upset about the tow charges but indicated to Capitol Towing that she was going to make her brother pay them. When that apparently didn't happen, she came in and retrieved her vehicle and then complained to the NTA about the timing. Her complaint is disingenuous. But, Capitol Towing also did nothing wrong under the statutes. It did what it was required to within the timeframes allowed by NRS 706.4479 and no citation should have been issued.

Regarding Citation 21394, Carson City Towing was dispatched by Sparks Police Department on September 25, 2019 to impound a 2009 Chevrolet Silverado with California plates. Carson City Towing sent ownership records request to both Nevada DMV and California DMV on October 4, 2019, within the allowable 15 day timeframe. Nevada DMV responded that it had no records for the vehicle. California DMV did not provide ownership records until the end of December 2019. A lienholder, Sol Acceptance, who advertises itself an independent auto financing company, was listed as the legal owner of the vehicle with Mark Seantini as the registered owner. Certified notice went to Sol Acceptance and the vehicle's registered owner on January 8, 2020, within the allowable 15 days. Sol Acceptance retrieved the vehicle on January 21, 2020. Carson City Towing is entitled under its tariff to collect $41 per day for storage fees. Carson City Towing is not responsible for the California DMV's delays in providing ownership records. Carson City Towing provided notice to Sol Acceptance within 15 days of learning of its ownership interest. Therefore, there is no violation. Sol Acceptance's recourse is with its customer, not Carson City Towing. No citation should have been issued to Carson City Towing.

Louis – I am at your disposal to discuss these matters further. Please feel free to reach out by email or telephone at your convenience. Should you feel a hearing is necessary on these citations, please let me know a date and time that we can schedule both of these to occur together or back to back, if necessary.

Thank you for your consideration.

Best regards,

Due to the Governor's mandated steps to protect against the spread of the Coronavirus (Covid-19), our office is currently open by appointment only. Additionally, all visitors are required to wear a face covering over their nose and mouth when inside the building. Please call 775-687-0202 to schedule an appointment. Thank you.

Justin Townsend, Esq.
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email: jtownsend@allisonmackenzie.com

ALLISON MACKENZIE

From: Justin Townsend
Sent: Thursday, March 12, 2020 3:40 PM
To: Louis V. Csoka <LCsoka@ag.nv.gov>
Subject: Citations 21420 & 21394

Louis,
I represent Carson City Towing and Capitol Towing, which are related tow companies (same ownership). Each of these entities has recently received a citation based on NRS 706.4479. 21394 was set for 3/26 and 21420 was set for 3/19. Could we set those together for 3/26? I'm gathering information from my client and will reach out with a proposal or argument in advance of 3/26, possibly even by tomorrow.

Please let me know.

As always, thanks for your consideration.

Justin Townsend, Esq.
Allison MacKenzie, Ltd.
402 N. Division Street
P.O. Box 646
Carson City, NV 89702
(775) 687-0202 telephone
(775) 882-7918 fax
email: jtownsend@allisonmackenzie.com

ALLISON MACKENZIE

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NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

Pursuant to Governor Sisolak's Declaration of Emergency Directive 006 (March 22, 2020), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, this hearing/meeting can be accessed via the video conference link or teleconference number below.

Video Conference Link Instructions:

(Please note your device must have microphone capabilities in order to participate in the web conference)

1. Open a browser on your computer and type in the following URL: https://businessnv2.webex.com
2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 652 1264**
3. The next screen will ask for a password. Type in the following: **77yAANK5KFA**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

Teleconference Call Instructions:

1. On your cell phone or desk phone dial the following toll-free number: **1-844-621-3956**
2. Next you will be asked for an access code or meeting number. Punch in the following: **146 652 1264**
3. At the next prompt push the # sign to be placed in the meeting.

Below are the instructions for use throughout the hearing/meeting.

1. Keep your phone or microphone muted until called upon.

2. If joining by web, please activate chat by clicking the dialogue balloon and enter the following information there for the meeting record:

    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

4. For all comments, please do the following to let us know you wish to speak:

    a. By web, type **"X"** in the chat box
    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Administrative Citation 21394)	**WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW and WAIVER OF CERTIFIED MAILING**
)	
issued to Carson City Towing)	

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law. The parties have read and understand the EXPLANATION of applicable law set forth below. Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

The parties further waive the right to be served with the Authority's final Order personally or by certified mail, and agree to service of the final Order by regular mail.

Respondent Signature	Deputy Attorney General Signature
Respondent Printed Name	Louis Csoka Deputy Attorney General Printed Name

Dated this _____ day of _____, 2020, Reno, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated. NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Administrative Citation Number 21394)
)
issued to Carson City Towing)

STIPULATED CONTINUANCE REQUEST AND ORDER

REQUEST

Date: August 27, 2020

At the (circle one) Respondent's/Staff's request, the parties to the above-captioned Citation hereby stipulate to a continuance of the matter.

- Matter is currently set for hearing on August 27, 2020 at 8:30 a.m.
- Requesting a 28-day continuance.
- Reason for request Respondent requested more time to review report.
- Matter rescheduled to September 24, 2020 at 8:30 a.m. and Respondent waives further notice of hearing reschedule date.

Per WebEx conversation
Respondent Signature

Deputy AG Signature

Justin Townsend
Respondent Printed Name

Louis Csoka
Deputy AG Printed Name

Respondent Address: _____

_____

Telephone number: _____

ORDER

Continuance GRANTED / ~~DENIED~~.

Hearing Officer

Dated this 28 day of August, 2020 / Las Vegas, Nevada.

5 Copies: Org +2 Front Desk 1 Copy AG 1 Copy Respondent 2 Copy Legal Sec'y for calendar then Admin Atty Hrg Ofcr

Revised 08 13 13

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 21394 issued to Carson City Towing for violation of NRS 706.4479.	))))	Citation Number 21394

NOTICE OF RESCHEDULED HEARING

The above matter was set for hearing on March 26, 2020. Prior to a hearing being held, Respondent was notified of the closure of public offices and postponement of the matter. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been rescheduled as follows:

THURSDAY, August 13, 2020
1:30 p.m.
Nevada Transportation Authority
Via Webex or via telephone (see attached instructions)
(775) 688-2800

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violation and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violation alleged in the complaint/citation.

By the Authority,

Jennifer Hill

Jennifer Hill, Legal Secretary II

Dated: July 29, 2020
Las Vegas, Nevada

To request a copy of the investigation report prior to your hearing, please contact Rita Brownawell at (702) 486-6498 or rbrownawell@nta.nv.gov or Jennifer Hill at (702) 486-6537 or jhill@nta.nv.gov.

NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

Pursuant to Governor Sisolak's Declaration of Emergency Directive 006 (March 22, 2020), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, this hearing/meeting can be accessed via the video conference link or teleconference number below.

Video Conference Link Instructions:
(Please note your device must have microphone capabilities in order to participate in the web conference)

1. Open a browser on your computer and type in the following URL: https://businessnv2.webex.com
2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 206 9266**
3. The next screen will ask for a password. Type in the following: **NdNZJ55wcW3**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

Teleconference Call Instructions:

1. On your cell phone or desk phone dial the following toll-free number: **1-844-621-3956**
2. Next you will be asked for an access code or meeting number. Punch in the following: **146 206 9266**
3. At the next prompt push the # sign to be placed in the meeting.

Below are the instructions for use throughout the hearing/meeting.

1. Keep your phone or microphone muted until called upon.

2. If joining by web, please activate chat by clicking the dialogue balloon and enter the following information there for the meeting record:

    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

4. For all comments, please do the following to let us know you wish to speak:

    a. By web, type **"X"** in the chat box
    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Administrative Citation 21394)	**WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW and WAIVER OF CERTIFIED MAILING**
)	
issued to _____)	

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law. The parties have read and understand the EXPLANATION of applicable law set forth below. Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

The parties further waive the right to be served with the Authority's final Order personally or by certified mail, and agree to service of the final Order by regular mail.

_____	_____
Respondent Signature	Deputy Attorney General Signature
_____	_____
Respondent Printed Name	Deputy Attorney General Printed Name

Dated this _____ day of _____, 2020, Reno, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated. NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Citation 21394 issued to Carson City Towing for a violation of NRS 706.4479	)))	Citation No. 21394

At a general session of the Nevada Transportation Authority held on November 19, 2020.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On September 24, 2020, a hearing on the above-captioned matter was held before Commissioner George Assad, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority") or ("NTA"). The cited party, Chris Holland of Carson City Towing, ("Respondent") or ("Carson City Towing") was present via Webex and was represented by counsel Justin Townsend.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Revised Statute ("NRS") 706.4479, prepared a proposed decision for review by the Authority.

Based on that proposed decision, the Authority makes the following Findings of Fact and Conclusions of Law, which constitute a final order affirming the decision of the Hearing Officer. Any Finding of Fact that would be better deemed a Conclusion of Law or vice versa shall be so construed. Under NRS 706.151, the Authority has legal jurisdiction and authority over this matter.

FINDINGS OF FACT

The Authority finds that there is substantial evidence in the record delivered by the Hearing Officer, which contains the legal evidence presented at the hearing, to establish each of the facts hereinafter set forth in these Findings of Facts.

1. That on February 10, 2020, Eric Chapa ("Complainant") filed a complaint with the NTA alleging that the Respondent failed to notify him regarding his impounded vehicle within the specified time frame pursuant to NRS 706.4479. As a result, the Respondent over charged the Complainant $3,075.00 to release his vehicle.
2. That on September 25, 2020, Sparks Police Department was requested a tow a 2009 Chevrolet Silverado bearing California plates in which Carson City Towing responded.
3. NTA Investigator William Schilling ("Schilling") testified that he contacted the California DMV and confirmed that Carson City Towing requested IN70 DMV records on November 18, 2019. DMV processed the request and sent the records to Carson City Towing on December 2, 2019.
4. NRS 706.4479 requires a tow operator to attempt to obtain both registered and legal owner information within 15 days after placing a vehicle in storage.
5. According to the Sparks Police Department Inventory Report, the Complainant's vehicle was towed and placed into storage on September 25, 2019.
6. The Respondent requested vehicle information on November 18, 2020, which was 54 days from the date the vehicle was towed.
7. Pursuant to NRS 706.4479 (1)(b) the tow operator shall make every reasonable attempt and use all resources reasonably necessary, as evidenced by written documentation, to obtain the identity of the owner within 15 days after placing the vehicle in storage.

8. The records indicate that Carson City Towing charged the Complainant for 90 days of storage at a rate of $41.00 per day, totaling $3,690.00. Carson City Towing did not meet the requirements of NRS 706.4479, which outlines the "duties of operator if motor vehicle is towed at the request of a person other than the owner."
9. The total charge for the tow was $3,690.00, but Carson City Towing was only allowed to charge for 15 days of storage resulting in an overage of $3,075.00.
10. Schilling issued citation # 21394 to Respondent for one violation of NRS 706.4479.
11. Respondent testified that he sent the request to the DMV on October 24, 2019 but was not received until November 18, 2019. Respondent claims his request sat on someone's desk at the DMV during the time stated above until it was processed. Respondent was not able to provide any evidence to substantiate his allegations. Additionally, Respondent argues that he has never been cited for such violation during 12 years as owner of Carson City Towing.
12. The State argued that the Investigative Report, State's Exhibit 1, and the testimony established a clear violation of NRS 706.4479.

CONCLUSIONS OF LAW

Based on the testimony of Investigator Schilling, the Authority concludes that Respondent violated NRS 706.4479.

DISCUSSION

Authority Staff requested that Respondent be ordered to pay restitution in the amount of $3,075.00 to the Complainant for excess tow and impound charges. No fine was recommended.

The Hearing Officer, having fully considered the above-mentioned Findings of Fact and Conclusions of Law recommended to the Authority:

1. That the Respondent did not act within the 15 days to send a notice to the DMV.

2. That a finding of one violation of NRS 706.4479 be entered.
3. That the recommendation by authority staff for restitution in the amount of $3,075 be adopted.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing Findings of Fact and Conclusions of Law:

1. That the recommendation of the Hearing Officer with regard to the violation of NRS 706.4479 as contained in Citation 21394 is hereby AFFIRMED;
2. That $3,075.00 in restitution be refunded to the Complainant, and no fine imposed.
3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

DEPT. OF BUSINESS & INDUSTRY NEVADA TRANSPORTATION AUTHORITY STATE OF NEVADA

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose

Jennifer De Rose Deputy Commissioner

Dated: 12/4/20

Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

CARSON CITY TOWING
955 GLENDALE AVE
SPARKS NV 89431

JUSTIN TOWNSEND
ALLISON MACKENZIE, LTD
PO BOX 646
CARSON CITY NV 89702

SUBJECT: **ORDER OF THE AUTHORITY**

Dear CARSON CITY TOWING:

No fine was assessed by the State of Nevada Transportation Authority (NTA) for Citation number 21394. However, the complainant is to be refunded $3,075.00 in restitution and no fine is imposed pursuant to the conditions set forth in the Order of the Authority. Order is attached.

Sincerely,

Jennifer DeRose, Deputy Commissioner

Dated: 12/4/20
Las Vegas, Nevada

Enclosure

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Citation 21394 issued to Carson City Towing for violations of NRS 706.4479.

Citation No. 21394

20-12023

RECEIVED
DEC 21 2020
Nevada Transportation Authority
Reno, Nevada

/

PETITION FOR RECONSIDERATION

CARSON CITY TOWING, INC ("Carson"), by and through its attorneys, ALLISON MacKENZIE, LTD., hereby submits to the Nevada Transportation Authority (the "Authority"), pursuant to NRS 233B.130, this Petition for Reconsideration of the Authority's Order issued December 4, 2020 ("Order") in the above-captioned docket.

A. LEGAL AUTHORITY

NRS 233B.130(4) provides a petition for reconsideration must be filed within 15 days of the date of service of the final decision. The Order was dated December 4, 2020. NRCP 6(a)(1)(C) provides if a filing deadline falls on a weekend, the deadline is moved to the following business day. Thus, if the date of the Order is the basis for determining the filing deadline, the deadline is Monday, December 21, 2020. The Order, at the bottom of page 4, contains a notice that a petition for reconsideration, pursuant to NRS 233B.130, "must be filed with the Authority within 15 days after the date the party received this Order." The Order was received on December 7, 2020. Thus, if the date of receipt is the basis for determining the deadline, the deadline is December 22, 2020.

B. BACKGROUND

On September 25, 2019, Carson was dispatched by the Sparks Police Department to impound a 2009 Chevrolet Silverado with California plates. Carson impounded the vehicle on September 25, 2019. Carson requested vehicle ownership records from the Nevada Department of Motor Vehicles on October 4, 2019 and received word that same day that there were no records related to the vehicle in Nevada. In response, Carson immediately sent a request to the California Department of Motor Vehicles (the "California DMV") for information. The California DMV is notoriously slow to process such requests, and Carson presented evidence of several slow responses it has received from the California DMV in other matters. In this instance, the record shows the request was received-stamped

ALLISON MacKENZIE, LTD.
402 North Division Street, P.O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 882-7918
E-Mail Address: law@allisonmackenzie.com

by the California DMV on November 18, 2019 and processed on December 2, 2019. The response was received in late December 2019.[1]

The California DMV records listed the registered owner as Marks Seantini and the legal owner as Sol Acceptance, a low income vehicle financing operation that held a lien on Mr. Seantini's vehicle. Certified notice was mailed to Sol Acceptance and Marks Seantini on January 8, 2020.

On January 21, 2020, a representative of Sol Acceptance retrieved the vehicle from Carson's yard and paid the outstanding storage charges. On retrieval of the vehicle and payment of the outstanding charges, Sol Acceptance presented Carson with a Hold Harmless agreement on Sol Acceptance letterhead, which provided, in pertinent part:

> Blackfish Capital[2] agrees to indemnify you and your representatives and hold you harmless from and against any and all claims, damages, and losses. And actions resulting from or arising out of the release and repossession of the above stated vehicle by its authorized representative.

On or about February 5, 2020, Sol Acceptance filed a complaint with the Authority alleging a violation of NRS 706.4479. In defense of the complaint, Carson presented testimony and corroborating evidence regarding the slow processing times experienced with the California DMV. Carson also presented the Sol Acceptance Hold Harmless agreement. At the hearing, Authority staff counsel requested and the hearing officer agreed, after concluding Carson had violated NRS 706.4479, that the Hold Harmless agreement meant restitution was not warranted, but ordered instead that the amount allegedly charged in violation of NRS 706.4479 would be 'disgorged' from Carson and deposited with the Authority. The Order, however, mandates restitution and makes no reference to the Hold Harmless agreement.

C. ARGUMENT

NRS 706.4479 provides in pertinent part:

> 1. If a motor vehicle is towed at the request of someone other than the owner, or authorized agent of the owner, of the motor vehicle, the operator

[1] Carson does not have records of mailing the California DMV request on October 4, 2019 or the exact date on which the records were returned from the California DMV, but these extended timeframes are consistent with Carson's experience with California. Carson has never been found in violation of NRS 706.4479, but this experience has caused Carson to implement some changes to its recordkeeping to ensure it can provide more than witness testimony in support of its claims in the future.

[2] Blackfish Capital and Sol Acceptance are two sister entities operating the same business out of the same business location.

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of the tow car shall, in addition to the requirements set forth in the provisions of chapter 108 of NRS:

a. Notify the registered and legal owner of the motor vehicle not later than 21 days after placing the motor vehicle in storage if the motor vehicle was towed at the request of a law enforcement officer following a crash involving the motor vehicle or not later than 15 days after placing any other vehicle in storage:

(1) Of the location where the motor vehicle is being stored;

(2) Whether the storage is inside a locked building, in a secured, fenced area or in an unsecured, open area;

(3) Of the charge for towing and storage;

(4) Of the date and time the vehicle was placed in storage;

(5) Of the actions that the registered and legal owner of the vehicle may take to recover the vehicle while incurring the lowest possible liability in accrued assessments, fees, penalties or other charges; and

(6) Of the opportunity to rebut the presumptions set forth in NRS 487.220 and 706.4477.

b. If the identity of the registered and legal owner is not known or readily available, make every reasonable attempt and use all resources reasonably necessary, as evidenced by written documentation, to obtain the identity of the owner and any other necessary information from the agency charged with the registration of the motor vehicle in this State or any other state within:

(1) Twenty-one days after placing the motor vehicle in storage if the motor vehicle was towed at the request of a law enforcement officer following a crash involving the motor vehicle; or

(2) Fifteen days after placing any other motor vehicle in storage.

The operator shall attempt to notify the owner of the vehicle by certified mail as soon as possible, but in no case later than 15 days after identification of the owner is obtained for any motor vehicle.

The tow in question here was a law enforcement tow but not one that involved a motor vehicle crash. Thus, Carson had 15 days within which to request the identity of the "registered and legal owner" of the vehicle from the California DMV." Carson then had up to an additional 15 days within which to send the certified notice to all owners listed in the DMV records upon receipt thereof.

The tow occurred on September 25, 2019 and Carson requested the ownership records from the California DMV on October 4, 2019, nine days later. The records were received in late December 2019 and the certified notice to the owners on January 8, 2020, within the required 15 day timeframe.

The Authority places the burden on Carson to prove that its records request languished at the California DMV for a couple months, but presented no evidence itself to rebut the claim. Carson presented, at the hearing, four examples from other tows of California vehicles in which the California DMV was delayed by six weeks or more and suggested that the additional time in this instance was

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related to the intervening Thanksgiving and Christmas holidays. Again, the Authority presented no evidence to rebut the testimony or documentary evidence presented by Carson.

Most importantly, however, Sol Acceptance waived any right it had to assert a claim of any kind against Carson. Carson presented an argument that Sol Acceptance waived any right it might have had to file a complaint and a demand for restitution against Carson. The hearing officer accepted this argument and, in finding that Carson had violated NRS 706.4479, verbally ordered 'disgorgement' of the collected charges rather than restitution. It is unclear why the Order says nothing of disgorgement or the Hold Harmless agreement. Regardless, Carson was unable to locate any legal authority to support a disgorgement order, but there is no doubt the Hold Harmless agreement prevents the Authority from awarding anything to Sol Acceptance, even if the finding of a violation is upheld.

D. CONCLUSION

For the reasons set forth herein, Carson respectfully requests reconsideration of the Authority's Order, which contains a finding that Carson violated NRS 706.4479 and that Carson must pay restitution, despite the Hold Harmless.

DATED this 21st day of December, 2020.

ALLISON MacKENZIE, LTD.

By _____

JUSTIN M. TOWNSEND, SBN 12293
402 North Division Street
Carson City, Nevada 89703
Telephone: (775) 687-0202
Email: jtownsend@allisonmackenzie.com

Attorneys for CARSON CITY TOWING, INC.

ALLISON MacKENZIE, LTD.
402 North Division Street, P.O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 882-7918
E-Mail Address: law@allisonmackenzie.com

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of ALLISON MacKENZIE, LTD., and that on this day I served a copy of the foregoing document, by electronic transmission, on the following:

Staff Counsel
Louis Csoka, Esq.
Nevada Transportation Authority
3300 W. Sahara Avenue, #200
Las Vegas, NV 89102

Louis Csoka, Esq.
555 East Washington Avenue, Suite 3900
Las Vegas, NV 89101

DATED this 21st day of December, 2020.

NANCY FONTENOT

4815-2917-8325, v. 1

ALLISON MacKENZIE, LTD.
402 North Division Street, P.O. Box 646, Carson City, NV 89702
Telephone: (775) 687-0202 Fax: (775) 882-7918
E-Mail Address: law@allisonmackenzie.com

Agenda Item# 91

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

20-12029

RECEIVED
DEC 24 2020
Nevada Transportation Authority
Reno, Nevada

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION

Docket /Citation/Impound/Permit #: 21398

Driver/Company Name: Vanessa Jacobsen / Sierra Pacific Transportation Telephone: 775-450-1759

Mailing Address: 410 Parade ct, Reno, NV 89521

Reason for request: I am requesting an appeal on my citation because I showed proof that my passengers were in fact engaged in interstate commerce. In fact being pilots for fedex that were transported to the hotel. the Nevada transportation Authority commission failed to meet their burden of proof that my passengers were not pilots. The burden of proof is in fact on the state they have not met that standard, if they think they have I would like to see proof that these passengers were not pilots. I have 100% proof that they were indeed pilots. wearing a uniform has nothing to do with meeting the criteria of Interstate Commerce.

Signature: [signature] Date: 12/23/2020

$50 Filing Fee

Las Vegas: 3300 W. Sahara Ave, Suite 200, Las Vegas, Nevada 89102 (702) 486-3303 • Fax (702) 486-2590
Reno: 1755 East Plumb Lane, Suite 229, Reno, Nevada 89502 (775) 688-2800 • Fax (775) 688-2802
Website: www.nta.nv.gov

12/24/20 mb

20-12029 Petition for Reconsideration (PFR) Debt Summary Review

20-12029 Petition for Reconsideration from Vanessa Jacobsen regarding Citation 21398.

Summary:

- Citation 21398 was issued to Vanessa Jacobsen 09/11/2020 by Investigator Schilling for violations of NRS706.386 and NRS706.758. The hearing date on the citation indicated TBD and the respondent refused to sign. Due to COVID-19 the Notice of Hearing was sent 09/15/2020 for a hearing date of 10/01/2020 at 8:30am via Webex of Telephone.
- Vanessa Jacobsen was fined $6,000 with $5,000 suspended pursuant to the conditions set forth in the Order of the Authority approved at the 11/19/2020 General Session Meeting. The order and corresponding debt letter were sent 12/04/2020.
- On 12/22/2020 Vanessa Jacobsen reached out to the NTA regarding available Debt Remedy.
- On 12/24/2020 Vanessa Jacobsen filed a Petition for Reconsideration, Docketed as 20-12029 which was scheduled on the January 2021 GSM.

As of 01/13/2021, the debt currently resides with the NTA and has an outstanding balance of $1,000.

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21398

STATE OF NEVADA

County of DOUGLAS City of STATELINE

Time 642 A.M. Day of Week FRI Date 9 (Month) 11 (Day), 20 20

Location EDGEWOOD RESORT STATELINE, NV

Name JACOBSEN (Last) VANESSA (First) M (Middle)

Residence Address 410 PARADE CT (Street)

RENO (City) NV (State) 89521 (Zip)

Operator License No. [redacted] State NV

D.O.B. [redacted] (Mo. Day Yr.) F (Sex) 5'2" (Ht.) 135 (Wt.) BRO (Hair) GRN (Eyes)

Company Name ..... MV / CPCN .....

Company Address ..... (Street)

..... (City) ..... (State) ..... (Zip)

Vehicle 2016 (Year) LINCOLN (Make) NAVIGATOR (Body) BLK (Color)

Vehicle License 902 KOI (Number) NV (State) 2021 (Year)

Respondent VANESSA JACOBSEN

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation	(NRS) / NAC	☐ CFR ____
NO CPCN	706.386	☐ Other ____

To wit: DID PROVIDE PASS. TRANS. INTRASTATE W/OUT A CPCN

2. Violation	(NRS) / NAC	☐ CFR ____
UNLAWFUL ADVERTISEMENT	706.758	☐ Other ____

To wit: DID ADVERTISE FOR SERVICES REQUIRING A CPCN

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds / probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer / Complainant's Name	Officer / Complainant's Signature	P No.	Date
SCHILLING	[signature]	J036	9/11/20

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☐ **3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102**

☒ **1755 E. Plumb Lane, Suite ~~516~~ 229, Reno, Nevada 89502**

on TO BE DETERMINED (Month) (Day), 20 ....., at ..... am / pm

Signature [signature] REFUSED

I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side of this citation. Signing does not constitute an admission of guilt or culpability.***

Please read back of citation carefully →→

WHITE—Complaint; GREEN—Notice to Appear

(NSPO Rev. 3-17) (O) 2803

09/14/20 ih

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 21398 issued to Vanessa Jacobsen for violations of NRS 706.386 and NRS 706.758.	))))	Citation Number 21398

NOTICE OF HEARING

The above matter was not set for a specific hearing date due to the closure of public offices. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been scheduled as follows:

THURSDAY, October 1, 2020
8:30 a.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(775) 688-2800

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violations and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear either by WebEx or by teleconference at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violations alleged in the complaint/citation.

By the Authority,

Jennifer Hill

Jennifer Hill, Legal Secretary II

Dated: September 15, 2020
Las Vegas, Nevada

To request a copy of the investigation report prior to your hearing, please contact Rita Brownawell at (702) 486-6498 or rbrownawell@nta.nv.gov or Jennifer Hill at (702) 486-6537 or jhill@nta.nv.gov.

NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

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BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Administrative Citation 21398	)	**WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW and WAIVER OF CERTIFIED MAILING**
issued to Vanessa Jacobsen	)	

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law. The parties have read and understand the EXPLANATION of applicable law set forth below. Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

The parties further waive the right to be served with the Authority's final Order personally or by certified mail, and agree to service of the final Order by regular mail.

Respondent Signature	Deputy Attorney General Signature
Respondent Printed Name	Louis Csoka Deputy Attorney General Printed Name

Dated this _____ day of _____, 2020, Reno, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated. NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Citation 21398 issued to Vanessa Jacobsen for violations of NRS 706.386 and NRS 706.758.	)))	Citation No. 21398

At a general session of the Nevada Transportation Authority held on October 15, 2020.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

On October 1, 2020, a hearing on the above-captioned matter was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority") or ("NTA"). The cited party, Vanessa Jacobsen ("Respondent"), was present via Webex and elected to proceed without counsel.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer, pursuant to Nevada Revised Statute ("NRS") 706.386 and NRS 706.758, prepared a proposed decision for review by the Authority.

Based on that proposed decision, the Authority makes the following Findings of Fact and Conclusions of Law, which constitute a final order affirming the decision of the Hearing Officer. Any Finding of Fact that would be better deemed a Conclusion of Law or vice versa shall be so construed. Under NRS 706.151, the Authority has legal jurisdiction and authority over this matter.

FINDINGS OF FACT

The Authority finds that there is substantial evidence in the record delivered by the Hearing Officer, which contains the legal evidence presented at the hearing, to establish each of the facts hereinafter set forth in these Findings of Fact.

1. That for several months during the last part of 2019, Investigators Truitt and Schilling received information from certified carriers and Transportation Network Company ("TNC") drivers that Respondent was providing unlawful transportation in the state of Nevada. Respondent is known as an active driver for both Uber and Lyft.
2. The investigation began around August of 2020, when investigators observed Respondent operating out of the Reno Tahoe Airport limousine pick up area. On August 12, 2020, investigators observed Respondent pick up two male adults from the airport, then transport them to the Renaissance Hotel located in downtown Reno.
3. The NTA also received information that Respondent was regularly operating out of the Edgewood Tahoe Resort ("Edgewood"). Investigators contacted security personnel at the Edgewood who stated that Respondent regularly picks up and drops off passengers. On several occasions, Respondent presented a personal business card with her name and cell phone number. Respondent was holding herself out as an independent contractor who provides unlawful intrastate passenger transportation.
4. On September 10, 2020, Investigators requested the concierge at the Edgewood arrange a ride from Respondent to the Reno Tahoe Airport. The connection was made using the phone number of 775-450-1759 listed on Respondent's personal business card. The ride was arranged for September 11, 2010 at 6:30 am.
5. Additionally, Respondent requested the concierge call Lakeshore Pacific, Inc., d/b/a Sierra Pacific Limousine ("Lakeshore Pacific") at 775-588-4500 and request Respondent.

6. Further investigation revealed that Lakeshore Pacific was an NTA certified carrier. However, their CPCN was revoked in 2018.
7. On September 11, 2020, Investigators staged at the Edgewood waiting for their ride. Upon entering the property, Respondent contacted the Investigators. After a brief conversation, the Investigators identified themselves. Respondent was advised that she was providing unlawful intrastate transportation and Investigators requested that she exit the vehicle. Respondent refused. After a brief encounter, Respondent exited the vehicle. A further conversation occurred outside the vehicle and Respondent kicked Investigator Gravel in the chest. Respondent was placed under arrest and transported to the Douglas County Sheriff's Office where she was booked for battery on a peace officer.
8. Respondent could not provide a current CPCN to offer intrastate transportation.
9. Respondent testified that all the rides she provided were arranged through Lakeshore Pacific and that she never collected any money. Additionally, Respondent testified that she was providing interstate passenger transportation only not intrastate transportation. Therefore, her rides did not require a Nevada CPCN.
10. During the hearing, Respondent offered several emails that were admitted into evidence and were marked as Respondent's exhibit #1.
11. The Investigation Report for citation #21398 was marked into evidence (identified as State's Exhibit 1 and incorporated herein by reference).
12. The State argued that the Investigative Report, State's Exhibit 1, and the testimony provided, established clear violations of NRS 706.386 and NRS 706.758 due to the Respondent's pattern and practice of providing unlawful intrastate passenger transportation. Respondent's rides were generated by way of advertising a personal business card which displayed only the Respondent's name and personal cell phone

number. The Respondent advertised for business by presenting herself as an independent transportation service that provided unlawful rides in the state of Nevada.

CONCLUSIONS OF LAW

Based on the testimony of Officers Truitt and Schilling, the Authority concludes that there was a violation of NRS 706.386 and NRS 706.758 by the Respondent.

DISCUSSION

Authority Staff requested that a $5,000.00 fine be assessed for the violation of NRS 706.386, with $4,000.00 suspended for two years, and a fine of $1,000.00 be assessed for the violation of NRS 706.758 with $1,000.00 suspended for two years provided there are no further violations of NRS 706 or NAC 706 and timely payment of fines.

The Hearing Officer, having fully considered the above-mentioned Findings of Fact and Conclusions of Law recommended to the Authority:

1. That a finding of one violation of NRS 706.386 be entered.
2. That a finding of one violation of NRS 706.758 be entered.
3. That the fine recommendations of the Authority Staff be adopted.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing Findings of Fact and Conclusions of Law:

1. That the recommendation of the Hearing Officer with regard to the violation of NRS 706.386 and NRS 706.758 as contained in Citation 21398 is hereby AFFIRMED;
2. That a total fine on Citation 21398 in the amount of Six Thousand Dollars and Zero Cents ($6,000.00) be assessed, with Five Thousand Dollars and no cents ($5,000.00) be suspended for two years provided no further violations of NRS 706 and NAC 706 and

timely payment of the outstanding amount of One Thousand Dollars ($1,000.00) be imposed;

3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

DEPT. OF BUSINESS & INDUSTRY NEVADA TRANSPORTATION AUTHORITY STATE OF NEVADA

Attest: Jennifer De Rose

Jennifer De Rose Deputy Commissioner

Dated: 12/4/20

Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

VANESSA JACOBSEN
410 PARADE COURT
RENO NV 89521
Via First Class Mail and Certified Mail #7019 2970 0001 4467 3574

SUBJECT: **ORDER OF THE AUTHORITY**

Dear VANESSA JACOBSEN:

On November 19, 2020, you were fined $6,000 for Citation number 21398 for violation of NRS or NAC 706 with $5,000 held in abeyance pursuant to the conditions as set forth in the attached Order.

Your payment of $1,000 may be satisfied via the options listed below:

- **Reno Office:** Payments can be made via mail service or in-person during normal business hours, Monday through Friday.
- **Las Vegas Office:** Due to COVID-19 closures, payments must be sent to this location in the form of check, money order or cashier check via mail service.

If payment is not received in twenty (20) days from the date of this letter, your driver's license will be suspended and this matter will be turned over to a collection agency. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection. Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or $50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold. Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

Questions concerning this matter should be directed to our NTA General Email at nta@nta.nv.gov or you may contact Hope DiBartolomeo at (702) 486-6533.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner
Dated: 12/4/20
Las Vegas, Nevada
Enclosure

From:	Hope Dibartolomeo
To:	stbrigid581295@gmail.com
Cc:	Ron Delgado; nta
Subject:	NTA Citation 21398 Debt Remedy Options
Date:	Tuesday, December 22, 2020 9:46:18 AM
Attachments:	PetitionForReconsideration-ADA.pdf
Importance:	High

Good morning Ms. Jacobsen,

Per our conversation this morning, you may request a payment plan on you citation debt amount due of $1,000 with me or if you would like to seek reconsideration of the fine amount and/or order issued by the NTA, you are able to do so via filing a Petition for Reconsideration form. This affords you the ability to be heard for reconsideration before the Authority Commission. This process has an associated filing fee of $50. If this is something you would like to consider, you may return the completed form with payment of $50 filing fee to either of our office locations (listed below). If the filing and fee is received on or before December 31, 2020 (filing deadline), the reconsideration can be scheduled for the General Session Meeting which is tentatively scheduled for January 28, 2021. A copy of this form is attached for convenience and is also available on our website:

http://nta.nv.gov/uploadedFiles/ntanvgov/content/Forms/PetitionForReconsideration-ADA.pdf

Nevada Transportation Authority

Las Vegas Office
3300 W. Sahara Ave. Ste. 200
Las Vegas, NV 89102

Reno Office
1755 E. Plumb Ln. Ste. 229
Reno, NV 89502

Please let us know if you have any additional questions.
Sincerely,

Hope DiBartolomeo for NTA
Las Vegas Office Phone: (702) 486-3303 | Fax: (702) 486-2590
Reno Office Phone: (775) 688-2800 | Fax: (775) 688-2802



This communication, including any attachments, may contain confidential information and is intended only for the individual or entity to which it is addressed. Any review, dissemination or copying of this communication by anyone other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and delete all copies of the original message.

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

20-12029

RECEIVED
DEC 24 2020
Nevada Transportation Authority
Reno, Nevada

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION

Docket /Citation/Impound/Permit #: 21398

Driver/Company Name: Vanessa Jacobsen / Sierra Pacific Transportation Telephone: 775-450-1759

Mailing Address: 410 Parade ct, Reno, NV 89521

Reason for request: I am requesting an appeal on my citation because I showed proof that my passengers were in fact engaged in interstate commerce. In fact being pilots for fedex that were transported to the hotel. the Nevada transportation Authority commission failed to meet their burden of proof that my passengers were not pilots. The burden of proof is in fact on the state they have not met that standard, if they think they have I would like to see proof that these passengers were not pilots. I have 100% proof that they were indeed pilots. wearing a uniform has nothing to do with meeting the criteria of Interstate Commerce.

Signature: [signature] Date: 12/23/2020

$50 Filing Fee

Las Vegas: 3300 W. Sahara Ave, Suite 200, Las Vegas, Nevada 89102 (702) 486-3303 • Fax (702) 486-2590
Reno: 1755 East Plumb Lane, Suite 229, Reno, Nevada 89502 (775) 688-2800 • Fax (775) 688-2802
Website: www.nta.nv.gov

Agenda Item# 92

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Interim Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

20-12032

RECEIVED
DEC 28 2020
Nevada Transportation Authority
Reno, Nevada

PETITION FOR RECONSIDERATION

Docket /Citation/Impound/Permit #: 20921

Driver/Company Name: Trimont Land Company d/b/a Northstar at Tahoe Telephone: 530-562-3555

Mailing Address: PO Box 129 Truckee, CA 96160

Reason for request: A decision was filed regarding Citation number 20921 on November 19, 2020. The Order was received on December 23, 2020. Trimont Land Company d/b/a Northstar at Tahoe Resort is aggrieved by the final decision and hereby petitions for reconsideration upon the following grounds:

1. The Order maintains Respondents were personally served notice for the hearing, but we maintain that notice was never received nor confirmed. If attempts to serve notice were made via mail, they were unsuccessful.

2. The Order contained the incorrect mailing address and may explain why previous notices were not received.

3. The Order assessed a fine in the amount of $1,200.00 for violation of NAC 706.13775 (2), but no for-hire charter service was performed following the activation of our carrier certificate following the COVID-19 temporary discontinuance.

4. During our annual inspection, Inspector Howard Woods informed us of the requirement to maintain driver permits as a courtesy and assured that no citations would be brought against us by the Authority.

Signature: [signature] Date: 12-28-2020

12/28/20 ih

20-12032 Petition for Reconsideration (PFR) Debt Summary Review

20-12032 Petition for Reconsideration from Trimont Land Company dba Northstar at Tahoe regarding Citation 20921.

Summary:

- Citation 20921 was issued to Trimont Land Company dba Northstar at Tahoe 08/26/2020 by Investigator Woods for violations of NAC70613775(2) via mail service. The hearing date on the citation indicated TBD. Due to COVID-19 the Notice of Hearing was sent on 08/31/2020 with a hearing date of 09/10/2020 via Webex or Telephone. Notice of rescheduled hearing was sent on 09/10/2020 for a hearing date of 10/01/2020. The respondent failed to appear to both scheduled hearings.
- Trimont Land Company dba Northstar at Tahoe was fined $1,200 with $1,000 suspended pursuant to the conditions set forth in the Order of the Authority approved at the 11/19/2020 General Session Meeting. The Order and corresponding debt letter were sent 12/04/2020.
- On 12/28/2020 Trimont Land Company dba Northstar at Tahoe filed a Petition for Reconsideration, Docketed as 20-12032 and scheduled for the January 2021 GSM.

As of 01/13/2021, the debt currently resides with the NTA and has an outstanding balance of $200.

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 20921

STATE OF NEVADA

County of WASHOE City of RENO

Time 1500 P.M. Day of Week WED Date 8/26 20 20
(Month / Day)

Location 1755 E. Plumb LN #229

Name (Last / First / Middle)

Residence Address (Street)

(City / State / Zip)

Operator License No. State

D.O.B. (Mo. / Day / Yr.) Sex Ht. Wt. Hair Eyes

Company Name TRIMONT LAND COMPANY / CPCN 2142

Company Address P.O. BOX 128 (Street)

TRUCKEE (City) CA (State) 96160 (Zip)

Vehicle (Year / Make / Body / Color)

Vehicle License (Number / State / Year)

Respondent TRIMONT LAND COMPANY

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation NO DRIVER PERMIT	NRS / NAC 706.13775(2)	☐ CFR ☐ Other

To wit: NO DRIVER PERMIT 706.13775(2)

2. Violation	NRS / NAC	☐ CFR ☐ Other

To wit:

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds / probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer / Complainant's Name	Officer / Complainant's Signature	P No.	Date
WOODS		10460	8/26/20

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☐ 3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102

☒ 1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502

on TO BE DETERMINED (Month / Day), 20..... at ..... am / pm

Signature UNABLE TO

I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side of this citation. Signing does not constitute an admission of guilt or culpability.***

Please read back of citation carefully →→

WHITE – Complaint; GREEN – Notice to Appear

(NSPO Rev. 1-17) (O) 2803

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 20921 issued to Trimont Land Company for violation of NAC 706.13775(2).	))))	Citation Number 20921

NOTICE OF HEARING

The above matter was not set for a specific hearing date due to the closure of public offices. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been scheduled as follows:

THURSDAY, September 10, 2020
8:30 a.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(775) 688-2800

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violations and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear either by WebEx or by teleconference at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violations alleged in the complaint/citation.

By the Authority,

Jennifer Hill

Jennifer Hill, Legal Secretary II

Dated: August 31, 2020
Las Vegas, Nevada

To request a copy of the investigation report prior to your hearing, please contact Rita Brownawell at (702) 486-6498 or rbrownawell@nta.nv.gov or Jennifer Hill at (702) 486-6537 or jhill@nta.nv.gov.

NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

Pursuant to Governor Sisolak's Declaration of Emergency Directive 006 (March 22, 2020), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, this hearing/meeting can be accessed via the video conference link or teleconference number below.

Video Conference Link Instructions:
(Please note your device must have microphone capabilities in order to participate in the web conference)

1. Open a browser on your computer and type in the following URL: https://businessnv2.webex.com
2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 290 7132**
3. The next screen will ask for a password. Type in the following: **hiTPHPfD363**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

Teleconference Call Instructions:

1. On your cell phone or desk phone dial the following toll-free number: **1-844-621-3956**
2. Next you will be asked for an access code or meeting number. Punch in the following: **146 290 7132**
3. At the next prompt push the # sign to be placed in the meeting.

Below are the instructions for use throughout the hearing/meeting.

1. Keep your phone or microphone muted until called upon.

2. If joining by web, please activate chat by clicking the dialogue balloon and enter the following information there for the meeting record:

    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

4. For all comments, please do the following to let us know you wish to speak:

    a. By web, type **"X"** in the chat box
    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Administrative Citation 20921	)	**WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW and WAIVER OF CERTIFIED MAILING**
	)	
issued to Trimont Land Company	)	

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law. The parties have read and understand the EXPLANATION of applicable law set forth below. Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

The parties further waive the right to be served with the Authority's final Order personally or by certified mail, and agree to service of the final Order by regular mail.

Respondent Signature	Deputy Attorney General Signature
Respondent Printed Name	Louis Csoka Deputy Attorney General Printed Name

Dated this _____ day of _____, 2020, Reno, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated. NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 20921 issued to Trimont Land Company for violation of NAC 706.13775(2).	)))	Citation Number 20921

NOTICE OF RESCHEDULED HEARING

The above matter was set for hearing on September 10, 2020. Prior to a hearing being held, Respondent was notified of the closure of public offices and postponement of the matter. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been rescheduled as follows:

THURSDAY, October 1, 2020
8:30 a.m.
Nevada Transportation Authority
Via Webex or via telephone (see attached instructions)
(775) 688-2800

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violations and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violations alleged in the complaint/citation.

By the Authority,

Jennifer Hill, Legal Secretary II

Dated: September 10, 2020
Las Vegas, Nevada

To request a copy of the investigation report prior to your hearing, please contact Rita Brownawell at (702) 486-6498 or rbrownawell@nta.nv.gov or Jennifer Hill at (702) 486-6537 or jhill@nta.nv.gov.

NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

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Video Conference Link Instructions:
(Please note your device must have microphone capabilities in order to participate in the web conference)

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2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 099 7246**
3. The next screen will ask for a password. Type in the following: **4u6yDUNVAd7**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

Teleconference Call Instructions:

1. On your cell phone or desk phone dial the following toll-free number: **1-844-621-3956**
2. Next you will be asked for an access code or meeting number. Punch in the following: **146 099 7246**
3. At the next prompt push the # sign to be placed in the meeting.

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1. Keep your phone or microphone muted until called upon.

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    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

4. For all comments, please do the following to let us know you wish to speak:

    a. By web, type **"X"** in the chat box
    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Administrative Citation 20921)	**WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW and WAIVER OF CERTIFIED MAILING**
)	
issued to Trimont Land Company)	

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law. The parties have read and understand the EXPLANATION of applicable law set forth below. Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

The parties further waive the right to be served with the Authority's final Order personally or by certified mail, and agree to service of the final Order by regular mail.

Respondent Signature	Deputy Attorney General Signature
Respondent Printed Name	Louis Csoka Deputy Attorney General Printed Name

Dated this _____ day of _____, 2020, Reno, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated. NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 20921 issued to Trimont Land Company for a violation of NAC 706.13775 (2).	)))	Citation 20921

At a general session of the Nevada Transportation Authority held on November 19, 2020.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over the above matter.

At the time of issuance of the above-captioned Citation, Respondent was personally served notice that the matter was set for hearing at the Reno office of the Authority at 9:30 a.m. on September 10, 2020. Respondent failed to appear at the first setting and the matter was rescheduled for hearing on October 1, 2020, the notice was mailed via regular mail to Respondent. .The Respondent failed to appear at the time and place set for hearing and failed to request a continuance of the matter.

The Hearing Officer found that proper notice was provided to the Respondent in accordance with NRS Chapters 233B and 706. In accordance with Nevada Administrative Code ("NAC") 706.4017, Authority Staff, by and through Deputy Attorney General Louis Csoka, requested that a finding be entered against the Respondent for a violation of NAC 706.13775 (2) and that a fine be imposed for said violation.

Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Authority, considered the allegations and assertions contained in Citation 20921 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and entered a finding against the Respondent for one violation of NAC 706.13775 (2) related to allowing driver to operate a vehicle prior to obtaining a driver permit from the Authority.

Authority Staff requested that a fine be assessed in the amount of $1,200.00 for the NAC 706.13775 (2) violation with $1,000.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount.

The Hearing Officer adopted the Staff's recommendation with respect to fines and remedies.

IT IS THEREFORE ORDERED:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 20921, issued to Trimont Land Company for a violation of NAC 706.13775 (2), is hereby AFFIRMED;
2. That the *total* fine for Citation 20921 shall be in the amount of One Thousand Two Hundred Dollars and Zero Cents ($1,200.00), with One Thousand Dollars and Zero Cents ($1,000.00) to be suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount; and

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3. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

STATE OF NEVADA
DEPT. OF BUSINESS & INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

Attest: Jennifer DeRose

Jennifer DeRose, Deputy Commissioner

Dated: 12/4/20

Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

TRIMONT LAND COMPANY
PO BOX 128
TRUCKEE CA 96160

SUBJECT: **ORDER OF THE AUTHORITY**

Dear TRIMONT LAND COMPANY:

On November 19, 2020, you were fined $1,200 for Citation number 20921 for violation of NRS or NAC 706 with $1,000 held in abeyance pursuant to the conditions as set forth in the attached Order.

Your payment of $200 may be satisfied via the options listed below:

- **Reno Office:** Payments can be made via mail service or in-person during normal business hours, Monday through Friday.
- **Las Vegas Office:** Due to COVID-19 closures, payments must be sent to this location in the form of check, money order or cashier check via mail service.

If you fail to pay the amount due in twenty (20) days from the date of this letter, as set forth above, an order will be filed for you to show cause which could lead to the revocation of your certificate. Additionally, any amount that was held in abeyance in return for timely payment of the amount owed will become due and the balance subject to collection. Pursuant to NRS Chapter 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or $50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold.

Questions concerning this matter should be directed to our NTA General Email at nta@nta.nv.gov or you may contact Hope DiBartolomeo at (702) 486-6533.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 12/4/20
Las Vegas, Nevada

Enclosure

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Interim Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

20-12032

RECEIVED
DEC 28 2020
Nevada Transportation Authority
Reno, Nevada

PETITION FOR RECONSIDERATION

Docket /Citation/Impound/Permit #: 20921

Driver/Company Name: Trimont Land Company d/b/a Northstar at Tahoe Telephone: 530-562-3555

Mailing Address: PO Box 129 Truckee, CA 96160

Reason for request: A decision was filed regarding Citation number 20921 on November 19, 2020. The Order was received on December 23, 2020. Trimont Land Company d/b/a Northstar at Tahoe Resort is aggrieved by the final decision and hereby petitions for reconsideration upon the following grounds:

1. The Order maintains Respondents were personally served notice for the hearing, but we maintain that notice was never received nor confirmed. If attempts to serve notice were made via mail, they were unsuccessful.

2. The Order contained the incorrect mailing address and may explain why previous notices were not received.

3. The Order assessed a fine in the amount of $1,200.00 for violation of NAC 706.13775 (2), but no for-hire charter service was performed following the activation of our carrier certificate following the COVID-19 temporary discontinuance.

4. During our annual inspection, Inspector Howard Woods informed us of the requirement to maintain driver permits as a courtesy and assured that no citations would be brought against us by the Authority.

Signature: [signature] Date: 12-28-2020

Agenda Item# 93

12/30/20 jh
DT

12-18035

RECEIVED
DEC 30 2020
Nevada Transportation Authority
Las Vegas, Nevada

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION

Docket /Citation/Impound/Permit #: _____

Driver/Company Name: Fast Towing Telephone (702) 383-3278

Mailing Address: 2220 N Commerce st Las Vegas NV 89030

Reason for request: Thank you for contacting us for the enclosed mattee. First we would like to express our deepest regret for the inconvience caused by this unientional and rare mistake. We take full responsibility for the error, but we thought this was resolved back on February 20th 2020 when we received the complaint from investigator Hawkins. Can you please give us a petition for Reconsideration

Signature: Henry Nancy Date: 12/30/20

$50 Filing Fee

Las Vegas: 3300 W. Sahara Ave, Suite 200, Las Vegas, Nevada 89102 (702) 486-3303 • Fax (702) 486-2590
Reno: 1755 East Plumb Lane, Suite 229, Reno, Nevada 89502 (775) 688-2800 • Fax (775) 688-2802
Website: www.nta.nv.gov

20-12035 Petition for Reconsideration (PFR) Debt Summary Review

20-12035 Petition for Reconsideration from Fast Towing regarding Citation 21846.

Summary:

- No fine was imposed for Citation 21846 therefore no outstanding debt to the NTA. However, the respondent was ordered to provide restitution to the lien holder in the amount of $4,870.14 and the balance of $753.86 be provided to the co-owners of the vehicle.

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21846

STATE OF NEVADA

County of CLARK City of LAS VEGAS

Time 4:00 PM. Day of Week SAT Date 7 (Month) 11 (Day), 20 20

Location 3300 W. SAHARA AV

Name (Last / First / Middle)

Residence Address (Street)

(City / State / Zip)

Operator License No. State

D.O.B. (Mo. / Day / Yr.) Sex Ht. Wt. Hair Eyes

Company Name FAST TOWING INC MVICPCN 7161

Company Address 2220 N. COMMERCE WAY (Street)

NORTH LAS VEGAS NV 89030 (City / State / Zip)

Vehicle (Year / Make / Body / Color)

Vehicle License (Number / State / Year)

Respondent FAST TOWING INC

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation AUTHORITY TO TOW VEHICLES FROM PRIVATE PROPERTY | NRS/NAC 706.4275 | ☐ CFR ☐ Other

To wit: RESPONDENT FAILED TO OBTAIN SIGNATURE WITHIN 24 HOURS BEFORE REMOVAL OF VEHICLE

2. Violation DUTIES OF OPERATOR IF MOTOR VEHICLE TOWED AT REQUEST OF PERSON OTHER THAN OWNER | NRS/NAC 706.4479 | ☐ CFR ☐ Other

To wit: RESPONDENT FAILED TO NOTIFY THE REGISTERED AND LEGAL OWNER NOT LATER THAN 15 DAYS OF VEHICLE STORAGE

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds/probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer/Complainant's Name	Officer/Complainant's Signature	P No.	Date
S. HAWKINS	[signature]	7050	7/11/2020

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☒ **3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102**

☐ **1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502**

on TBD (Month / Day), 20....., at ..... am / pm

Signature CERTIFIED MAIL

I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side of this citation. Signing does not constitute an admission of guilt or culpability.***

Please read back of citation carefully →→

WHITE—Complaint; GREEN—Notice to Appear

(NSPO Rev. 3-17) (O) 2803

07/13/20 ih

3922
STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
3300 W. Sahara Avenue, Suite 200
Las Vegas, Nevada 89102

CERTIFIED MAIL

7018 1830 0000 2246 6967

7018 1830 0000 2246 6967

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee
$

Extra Services & Fees (check box, add fee as appropriate)
- ☐ Return Receipt (hardcopy) $
- ☐ Return Receipt (electronic) $
- ☐ Certified Mail Restricted Delivery $
- ☐ Adult Signature Required $
- ☐ Adult Signature Restricted Delivery $

Postage
$

Total Postage and Fees
$

Postmark Here

2'+ 21846

Sent To

Street and Apt. No.; FAST TOWING INC
2220 N COMMERCE WAY

City, State, ZIP+4® NORTH LAS VEGAS NV 89030

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

FAST TOWING INC
2220 N COMMERCE WAY
NORTH LAS VEGAS NV 89030

9590 9402 4545 8278 3709 11

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X ☐ Agent ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type
- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21846

STATE OF NEVADA

County of CLARK City of LAS VEGAS

Time 4:00 P.M. Day of Week SAT Date 7 (Month) 11 (Day), 20 2020

Location 3300 W. SAHARA AV

Name ..... (Last) ..... (First) ..... (Middle)

Residence Address ..... (Street)

..... (City) ..... (State) ..... (Zip)

Operator License No. ..... State .....

D.O.B. ..... (Mo. Day Yr.) (Sex) (Ht.) (Wt.) (Hair) (Eyes)

Company Name FAST TOWING INC MV CPCN 7161

Company Address 2220 N. COMMERCE WAY (Street)

NORTH LAS VEGAS NV 89030 (City) (State) (Zip)

Vehicle ..... (Year) (Make) (Body) (Color)

Vehicle License ..... (Number) (State) (Year)

Respondent FAST TOWING, INC

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation AUTHORITY TO TOW VEHICLES FROM PRIVATE PROPERTY | NRS/NAC 706-4275 | ☐ CFR ☐ Other

To wit: RESPONDENT FAILED TO OBTAIN SIGNATURE WITHIN 24 HOURS BEFORE REMOVAL OF VEHICLE

2. Violation DUTIES OF OPERATOR IF MOTOR VEHICLE TOWED AT REQUEST OF PERSON OTHER THAN OWNER | NRS/NAC 706.4479 | ☐ CFR ☐ Other

To wit: RESPONDENT FAILED TO NOTIFY THE REGISTERED AND LEGAL OWNER NOT LATER THAN 15 DAYS OF VEHICLE STORAGE

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds/probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

Officer/Complainant's Name	Officer/Complainant's Signature	P No.	Date
S. HAWKINS		5050	7/11/2020

The potential fine for each of the above violations is up to $10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☒ **3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102**

☐ **1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502**

on TBD (Month Day), 20 ....., at ..... am / pm

Signature CERTIFIED MAIL

I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. ***Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side of this citation. Signing does not constitute an admission of guilt or culpability.***

Please read back of citation carefully →→

WHITE—Complaint; GREEN—Notice to Appear

(NSPO Rev. 3-17) (O) 2803

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 21846 issued to Fast Towing, Inc. for violation of NAC 706.4275 and NRS 706. 4479.	))))	Citation Number 21846

NOTICE OF HEARING

The above matter was not set for a specific hearing date due to the closure of public offices. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been scheduled as follows:

WEDNESDAY, August 19, 2020
1:30 p.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(702) 486-3303

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violation and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear either by WebEx or by teleconference at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violation alleged in the complaint/citation.

By the Authority,

Jennifer Hill

Jennifer Hill, Legal Secretary II

Dated: August 3, 2020
Las Vegas, Nevada

To request a copy of the investigation report prior to your hearing, please contact Rita Brownawell at (702) 486-6498 or rbrownawell@nta.nv.gov or Jennifer Hill at (702) 486-6537 or jhill@nta.nv.gov.

NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

Pursuant to Governor Sisolak's Declaration of Emergency Directive 006 (March 22, 2020), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, this hearing/meeting can be accessed via the video conference link or teleconference number below.

Video Conference Link Instructions:
(Please note your device must have microphone capabilities in order to participate in the web conference)

1. Open a browser on your computer and type in the following URL: https://businessnv2.webex.com
2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 861 0607**
3. The next screen will ask for a password. Type in the following: **V5Vhjc36rJx**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

Teleconference Call Instructions:

1. On your cell phone or desk phone dial the following toll-free number: **1-844-621-3956**
2. Next you will be asked for an access code or meeting number. Punch in the following: **146 861 0607**
3. At the next prompt push the # sign to be placed in the meeting.

Below are the instructions for use throughout the hearing/meeting.

1. Keep your phone or microphone muted until called upon.

2. If joining by web, please activate chat by clicking the dialogue balloon and enter the following information there for the meeting record:

    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

4. For all comments, please do the following to let us know you wish to speak:

    a. By web, type **"X"** in the chat box
    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Administrative Citation 21846)
)
issued to Fast Towing, Inc.)

WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW and WAIVER OF CERTIFIED MAILING

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law. The parties have read and understand the EXPLANATION of applicable law set forth below. Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

The parties further waive the right to be served with the Authority's final Order personally or by certified mail, and agree to service of the final Order by regular mail.

Respondent Signature

Deputy Attorney General Signature

Respondent Printed Name

Deputy Attorney General Printed Name

Dated this _____ day of _____, 2020, Las Vegas, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated. NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 21846 issued to Fast Towing, Inc. for violation of NAC 706.4275.	))))	Citation Number 21846

NOTICE OF RESCHEDULED HEARING

The above matter was set for hearing on August 19, 2020. Prior to a hearing being held, Respondent was notified of the closure of public offices and postponement of the matter. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been rescheduled as follows:

THURSDAY, September 3, 2020
1:30 p.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(702) 486-3303

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violations and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear either by WebEx or by teleconference at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violations alleged in the complaint/citation.

By the Authority,

Jennifer Hill

Jennifer Hill, Legal Secretary II

Dated: August 21, 2020
Las Vegas, Nevada

To request a copy of the investigation report prior to your hearing, please contact Rita Brownawell at (702) 486-6498 or rbrownawell@nta.nv.gov or Jennifer Hill at (702) 486-6537 or jhill@nta.nv.gov.

NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

Pursuant to Governor Sisolak's Declaration of Emergency Directive 006 (March 22, 2020), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, this hearing/meeting can be accessed via the video conference link or teleconference number below.

Video Conference Link Instructions:
(Please note your device must have microphone capabilities in order to participate in the web conference)

1. Open a browser on your computer and type in the following URL: https://businessnv2.webex.com
2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 125 5092**
3. The next screen will ask for a password. Type in the following: **HNmFtjPG487**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

Teleconference Call Instructions:

1. On your cell phone or desk phone dial the following toll-free number: **1-844-621-3956**
2. Next you will be asked for an access code or meeting number. Punch in the following: **146 125 5092**
3. At the next prompt push the # sign to be placed in the meeting.

Below are the instructions for use throughout the hearing/meeting.

1. Keep your phone or microphone muted until called upon.

2. If joining by web, please activate chat by clicking the dialogue balloon and enter the following information there for the meeting record:

    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

4. For all comments, please do the following to let us know you wish to speak:

    a. By web, type **"X"** in the chat box
    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Administrative Citation Number 21846)
)
issued to Fast Towing, Inc.)

WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law.

The parties have read and understand the EXPLANATION of applicable law set forth below.

Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

Respondent Signature

Respondent Printed Name

Deputy AG Signature

Louis Csoka
Deputy AG Printed Name

Dated this _____ day of _____, 2020/ Las Vegas, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated.

NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 21846 issued to Fast Towing, Inc. for violations of NAC 706.4275 and NRS 706.4479.	))))	Citation Number 21846

NOTICE OF RESCHEDULED HEARING

The above matter was set for hearing on September 9, 2020. Prior to a hearing being held, Respondent was notified of the closure of public offices and postponement of the matter. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been rescheduled as follows:

WEDNESDAY, September 30, 2020
1:30 p.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(702) 486-3303

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violations and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear either by WebEx or by teleconference at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violations alleged in the complaint/citation.

By the Authority,

Jennifer Hill, Legal Secretary II

Dated: September 10, 2020
Las Vegas, Nevada

To request a copy of the investigation report prior to your hearing, please contact Rita Brownawell at (702) 486-6498 or rbrownawell@nta.nv.gov or Jennifer Hill at (702) 486-6537 or jhill@nta.nv.gov.

NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

Pursuant to Governor Sisolak's Declaration of Emergency Directive 006 (March 22, 2020), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, this hearing/meeting can be accessed via the video conference link or teleconference number below.

Video Conference Link Instructions:
(Please note your device must have microphone capabilities in order to participate in the web conference)

1. Open a browser on your computer and type in the following URL: https://businessnv2.webex.com
2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 705 1376**
3. The next screen will ask for a password. Type in the following: **7JVmmdDRq33**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

Teleconference Call Instructions:

1. On your cell phone or desk phone dial the following toll-free number: **1-844-621-3956**
2. Next you will be asked for an access code or meeting number. Punch in the following: **146 705 1376**
3. At the next prompt push the # sign to be placed in the meeting.

Below are the instructions for use throughout the hearing/meeting.

1. Keep your phone or microphone muted until called upon.

2. If joining by web, please activate chat by clicking the dialogue balloon and enter the following information there for the meeting record:

    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

4. For all comments, please do the following to let us know you wish to speak:

    a. By web, type **"X"** in the chat box
    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Administrative Citation Number 21846)
)
issued to Fast Towing, Inc.)

WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law.

The parties have read and understand the EXPLANATION of applicable law set forth below.

Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

Respondent Signature	Deputy AG Signature
Respondent Printed Name	Louis Csoka Deputy AG Printed Name

Dated this _____ day of _____, 2020/ Las Vegas, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated.

NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 21846 issued to Fast Towing, Inc. for violation of NAC 706.4275.	))))	Citation Number 21846

NOTICE OF RESCHEDULED HEARING

The above matter was set for hearing on September 30, 2020. Prior to a hearing being held, Respondent was notified of the closure of public offices and postponement of the matter. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been rescheduled as follows:

WEDNESDAY, November 4, 2020
1:30 p.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(702) 486-3303

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violations and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear either by WebEx or by teleconference at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violations alleged in the complaint/citation.

By the Authority,

Jennifer Hill

Jennifer Hill, Legal Secretary II

Dated: October 5, 2020
Las Vegas, Nevada

To request a copy of the investigation report prior to your hearing, please contact Rita Brownawell at (702) 486-6498 or rbrownawell@nta.nv.gov or Jennifer Hill at (702) 486-6537 or jhill@nta.nv.gov.

NEVADA TRANSPORTATION AUTHORITY

WebEx and Teleconferencing Instructions

Pursuant to Governor Sisolak's Declaration of Emergency Directive 006 (March 22, 2020), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate is suspended in order to mitigate the possible exposure or transmission of COVID-19 (Coronavirus). Accordingly, this hearing/meeting can be accessed via the video conference link or teleconference number below.

Video Conference Link Instructions:
(Please note your device must have microphone capabilities in order to participate in the web conference)

1. Open a browser on your computer and type in the following URL: https://businessnv2.webex.com
2. At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 963 9224**
3. The next screen will ask for a password. Type in the following: **Whq6p5pSKn7**
4. You may be prompted to download the Cisco Web App at this time. If so, download the app and follow the instructions. You may be asked to provide your name.

Teleconference Call Instructions:

1. On your cell phone or desk phone dial the following toll-free number: **1-844-621-3956**
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    a. Your first and last name.
    b. The name of your company, if applicable.
    c. Your contact information (phone, email, and mailing address)

3. If joining by phone, we will unmute you and ask you to state the same information requested in item 3 above.

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    b. By phone, press star three **(*3)**
    c. Wait to be recognized before unmuting your phone/mike to speak
       State your name as you begin your comments for the record.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Administrative Citation Number 21846)
)
issued to Fast Towing, Inc.)

WAIVER OF FORMAL FINDINGS OF FACT AND CONCLUSIONS OF LAW

The parties to the above-captioned matter having agreed to dispose of the case by stipulation or agreed settlement, do hereby waive the requirement under Nevada Revised Statute ("NRS") 233B.125 that the Authority's final order include findings of fact and conclusions of law.

The parties have read and understand the EXPLANATION of applicable law set forth below.

Specifically allowed under NRS 233B.121, this waiver is made knowingly and voluntarily.

Respondent Signature

Respondent Printed Name

Deputy AG Signature

Louis Csoka
Deputy AG Printed Name

Dated this _____ day of _____, 2020/ Las Vegas, Nevada.

EXPLANATION

When the Nevada Transportation Authority ("Authority") decides a case in which an administrative fine or penalty may be imposed, Nevada Revised Statutes ("NRS") 233B.125 requires that a final order be issued. The final order must include findings of fact (a statement of the underlying facts) and conclusions of law, separately stated.

NRS 233B.121 allows parties to waive the requirement of findings of fact and conclusions of law when they agree to informally dispose of a case by stipulation or agreed settlement.

When the parties to an Administrative Citation matter stipulate/agree that the underlying facts occurred and the Respondent admits to the violation(s) as alleged, the findings of fact section contained in the final order summarizes or restates the facts as set forth in the Investigation Report (provided to the parties) and the conclusions of law section sets forth the specific statute(s) or regulation(s) the Respondent agrees s/he violated.

There is no requirement that either party waive the right to a final order containing findings of fact and conclusions of law. However, if the parties choose to do so, a final order will issue which includes, generally: 1) The stipulations and admissions of the parties; 2) The Hearing Officer's recommendations to the Authority regarding which statute(s) or regulation(s), if any, the Respondent has violated and fine amounts, if any, to be imposed; and 3) An order from the Authority approving, modifying, or setting aside the Hearing Officer's recommendations.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re Citation 21846 issued to Fast Towing, Inc. for violations of NAC 706.4275 and NRS 706.4479.	)))	Citation 21846

At a general session of the Nevada Transportation Authority held on December 17, 2020.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

ORDER

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over the above matter.

At the time of issuance of the above-captioned Citation, Respondent was served notice by certified mail that the matter was set for hearing at the Las Vegas office of the Authority at 1:30 p.m. on August 19, 2020. Respondent failed to appear at the first setting and the matter was rescheduled several times with final appearance set for 1:30 p.m. on September 30, 2020. The Respondent failed to appear at the time and place set for hearing and failed to request a continuance of the matter.

The Hearing Officer found that proper notice of the September 30, 2020 hearing was provided to the Respondent in accordance with NRS Chapters 233B and 706. In accordance with Nevada Administrative Code ("NAC") 706.4017, Authority Staff requested that findings be entered against the Respondent for the violations alleged in Citation 21846 and that fines be imposed for said violations.

Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Authority, considered the allegations and assertions contained in Citation 21846 and the related

Investigation Report and entered findings against the Respondent for one violation of NAC 706.4275, related to duties of Operator if motor vehicle towed at the request of a person other than owner, and for one violation of NRS 706.4479, related to authority to tow vehicles from private property.

Authority Staff requested that no fines be assessed for the NRS 706.4479 and NAC 706.4275 violations and that restitution be provided to the lien holder, BHFC Financial Services, Inc. in the amount of $4,870.14 and the balance of $753.86 be provided to co-owners of the vehicle, Richard Whitner and David Burns.

The Hearing Officer adopted the Staff's recommendation with respect to fines and remedies. On October 5, 2020 the Respondent was granted a set aside of the default findings and recommendations, and a written notice was mailed to the Respondent setting a rehearing on November 4, 2020. On that date the Respondent again failed to appear and the hearing officer reinstated the prior default findings and recommendations originally entered on September 30, 2020.

IT IS THEREFORE ORDERED:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21846, issued to Fast Towing, Inc. for violations of NAC 706.4275 and NRS 706.4479, is hereby AFFIRMED;
2. That *no* fine be assessed for Citation 21846;
3. That Respondent provide restitution to the lien holder, BHFC Financial Services, Inc. in the amount of $4,870.14 and the balance of $753.86 be provided to co-owners of the vehicle, Richard Whitner and David Burns; and

///

///

///

4. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose
Jennifer De Rose, Deputy Commissioner

Dated: 12/24/2020
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

NOTICE: In accordance with NAC 706.229 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

NOTICE: Pursuant to NRS 706.772 and NRS 706 483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

FAST TOWING INC
2220 N COMMERCE WAY
NORTH LAS VEGAS NV 89030
Via First Class Mail and Certified Mail #7014 2870 0001 8498 5398

SUBJECT: **ORDER OF THE AUTHORITY**

Dear FAST TOWING INC:

No fine was assessed by the State of Nevada Transportation Authority (NTA) for Citation number 21846. However, the respondent is to provide restitution to the lien holder in the amount of $4,870.14 and the balance of $753.86 be provided to co-owners of the vehicle pursuant to the conditions set forth in the Order of the Authority. Order is attached.

Sincerely,

Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 12/24/2020
Las Vegas, Nevada

Enclosure

12/30/20 jh
DT

12-18035

RECEIVED
DEC 30 2020
Nevada Transportation Authority
Las Vegas, Nevada

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION

Docket /Citation/Impound/Permit #: _____

Driver/Company Name: Fast Towing Telephone (702) 383-3278

Mailing Address: 2220 N Commerce st Las Vegas NV 89030

Reason for request: Thank you for contacting us for the enclosed mattee. First we would like to express our deepest regret for the inconvience caused by this unientional and rare mistake. We take full responsibility for the error, but we thought this was resolved back on February 20th 2020 when we received the complaint from investigator Hawkins. Can you please give us a petition for Reconsideration

Signature: Henry Nancy Date: 12/30/20

$50 Filing Fee

Las Vegas: 3300 W. Sahara Ave, Suite 200, Las Vegas, Nevada 89102 (702) 486-3303 • Fax (702) 486-2590
Reno: 1755 East Plumb Lane, Suite 229, Reno, Nevada 89502 (775) 688-2800 • Fax (775) 688-2802
Website: www.nta.nv.gov

Agenda Item# 94

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Expeditors By Lindale, Inc. to operate as a contract motor carrier of passengers within the State of Nevada.	))))	Docket 20-02025

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer DeRose

COMPLIANCE ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on February 24, 2020, Expeditors By Lindale, Inc. ("Applicant") filed an Application with the Nevada Transportation Authority ("Authority") to operate as a contract motor carrier, as defined in the Nevada Revised Statutes ("NRS") 706.051, within Washoe and Storey Counties, Nevada. The Applicant seeks approval to provide passenger transportation service pursuant to a contract with Panasonic Energy of North America, a Division of Panasonic Corporation of North America. Said Application was accepted and designated as Docket 20-02025.
2. That on March 11, 2020, the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That Staff requested the hearing on the Application be dispensed, pursuant to NRS 706.431 paragraph 3. The request was granted by Chairwoman Dawn Gibbons, serving in her capacity as Hearing Officer for the Authority.

4. That Authority Staff reported the following:
   a. Compliance Audit Investigator, Melinda Burton, conducted a background investigation and found no areas of concern and Ms. Burton supported approval of the Application.
   b. Paul Servello, Financial Analyst, inspected the Applicant's financial information and reported no areas of concern regarding the Applicant's financial fitness.
   c. Applications Manager, Liz Babcock, reported that the Applicant met the requirements of NRS 706.431 and that Staff supported approval of the Application.
5. Based on all the records pertaining to the Application, after investigation, and pursuant to NRS 706.431:
   a. The Applicant is fit, willing and able properly to perform the service of a contract motor carrier and to conform to all provisions of NRS 706.011 to 706.791, inclusive, and the regulations adopted there under; and
   b. The proposed operation will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The Application on file herein shall be GRANTED for the transportation service specified below:

> Provide passenger transportation services within the State of Nevada pursuant to a contract with Panasonic Energy of North America, a Division of Panasonic Corporation of North America.
>
> If either party cancels the above contract, or if the contract is revised in any way, the carrier must notify the Authority immediately of such cancellation or modification.

2. Upon full compliance with the conditions of this Compliance Order, a new Permit identified as **MV 6159** shall be issued to Expeditors By Lindale, Inc. authorizing operation in intrastate commerce as is more particularly described in the first ordering paragraph above.

///

///

///

3. Before issuance of the permit referred to hereinabove, Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational or financial fitness and immediately report to Authority Staff any such material changes, should they occur.

   b. File with the Authority evidence of the required insurance (Form E) in the Applicant's name.

   c. File a certificate of insurance describing the liability limits and vehicles covered.

   d. Make vehicle available for inspection by Enforcement Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170 and NAC 706.412. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.

   e. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Enforcement Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

   f. Ensure vehicle maintenance files are to be setup and maintained in accordance with 49 CFR 396.

   g. Provide copies of Business Licenses.

   h. Provide a copy of the signed and executed contract with Panasonic Energy of North America, a Division of Panasonic Corporation of North America.

   i. Provide a copy of the contract with a laboratory that will perform and monitor their substance abuse program.

   j. Ensure all drivers have applied for driver's permit.

   k. Provide signed Affidavit acknowledging the requirements of NTA Annual Report pursuant to NRS 703.167.

   l. Provide for approval by the Authority, a safety plan following the Nevada governmental guidelines and protocols for operations during the Covid-19 Pandemic.

   m. File a Voluntary Cancellation of CPCN 2243 concurrent with the issuance of the contract carrier permit.

   n. Pursuant to NAC 706.1355, reimburse the Authority for the costs of noticing the application.

///

4. Compliance with the foregoing requirements must be made NO LATER THAN 120 days after issuance of this Order. If the Applicant fails to comply within 120 days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.
5. The Deputy Commissioner of the Authority shall be authorized to issue the above-referenced Certificate of Public Convenience and Necessity upon all requirements set forth herein having been met by the Applicant.
6. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer DeRose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

Expeditors By Lindale, Inc.
Application for Contract Carrier Authority
Docket 20-02025
January 28, 2021 General Session

REDACTED COPY

Application Summary:
On February 24, 2020, Expeditors By Lindale, Inc. ("Applicant") filed an application seeking Contract Carrier authority within Washoe and Storey Counties, Nevada, pursuant to a contract with Panasonic Energy North America. The Application was designated as Docket 20-02025.

On March 11, 2020, the application was accepted and was properly noticed to the public. No Petitions for Leave to Intervene or Protests were filed.

If this Application is granted, the Applicant will have one (1) contract and will fall under the maximum of six (6) that is allowed per NAC 706.274.

Carrier History:
Expeditors By Lindale, Inc. began in business in 1990 and currently provides transportation and support services for firefighters and their equipment and operates as a charter bus and contract carrier in California and across interstate lines. The applicant has Charter Bus Authority in Nevada pursuant to CPCN 2243.

Expeditors By Lindale, Inc, is owned 50% each by David Brown and Mark Conzelman. The Charter Buss Certificate will be voluntarily cancelled in conjunction with the issuance of the Contract Carrier Permit.

Staff's Analysis:
Staff supports this application financially and operationally and requested the Application Hearing be dispensed per NRS 706.431 paragraph 3. On December XX, 2020, the request was granted by Chairwoman Gibbons acting as hearing officer in this manner.

The following procedures were performed by Staff:

1. Operations—Staff performed a background investigation with no areas of concern. (**Attachment A**)

2. Market - The market is evidenced by the proposed contract with Panasonic Energy North America **(Attachment B).**

3. Pro Forma Balance Sheet ("PFBS")—The PFBS is the actual Balance Sheet ending 12/31/19 and lists the six (6) vehicles that will be used for the contract with Panasonic Energy North America. All other vehicles included on the PFBS have no debt. The PFBS reflects a 17.9 % equity ratio and .24 to 1 current ratio, which do not meet the minimum requirement of NAC 706.149 (**Attachment C**) The Balance Sheet at 11/30/20 and reflects an equity ratio of 65.4 % and a 3.93 to 1 current ratio, and enough funds to cover 90 days' worth of fixed expenses with its current cash position. Staff reviewed source documents and determined that the balances reported on the PFBS are reasonable. (**Attachment D**)

4. Pro Forma Income Statement ("PFIS") — The PFIS for the combined company projects total revenues of $3,905,710, with $2,100,000 projected from the Nevada contract. The combined PFIS reflects a net Income of $315,413 (**Attachment E**) Revenues and expenses were reviewed and are deemed reasonable. The updated Income Statement for January through November 2020 reflects a Net Income of 2,091,499 on Revenues of 6,102,702, far exceeding the original PFIS expectations. (**Attachment F**) This was mainly due to the increased fire activity in California. The Nevada Charter Bus income realized a decrease in expected Revenues due to the COVID-19 closings.

5. Capital Infusion – The applicant is a profitable ongoing business. Staff has determined no cash infusion will be needed.

Attachments:

A. Investigator's Background Report, without exhibits
B. Proposed Contract with Panasonic Energy North America
C. Pro Forma Balance Sheet
D. November 30, 2020 Balance Sheet
E. Pro Forma Income Statement
F. November 30, 2020 Income Statement

Compliance Items in addition to those listed in the Investigator's Background Report:

1. Provide a copy of the signed and executed contract with Panasonic Energy North America.

STATE OF NEVADA
TRANSPORTATION AUTHORITY
BACKGROUND INVESTIGATION FOR FULLY REGULATED CARRIERS

DOCKET NUMBER: 20-02025	**DATE APPLICATION WAS FILED:** 02/24/20
APPLICANT NAME: Abner Bran	**TITLE:** Dir.of Safety & Compliance
COMPANY NAME: Expeditors By Lindale, Inc.	
ADDRESS: 638 N. Eckhoff St., Orange, CA 92868	
PHONE NUMBERS: 714-501-6032	
ATTORNEY: Justin M. Townsend, Esq	**PHONE#:** 775-687-0202
INVESTIGATOR : M. Burton	**DATE ASSIGNED:** 03/24/20

GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)

WHAT TYPE OF SERVICE IS PROPOSED? : CARRIER INTENDS TO SURRENDER THEIR CURRENT CHARTER BUS AUTHORITY FOR CONTRACT CARRIER AUTHORITY

Charter Limousine		HHG		Airport Transfer	
Scenic Tours		Special Services		Taxi	
Contract Carrier	X	NEMT			

WHAT GEOGRAPHICAL AREA IS PROPOSED FOR SERVICE?

Statewide	X	County		Which Counties:	Clark and Nye

IS APPLICANT PRESENTLY PROVIDING ANY TYPE OF SERVICE:	**X**	**NO**		**What type of service?**	
Charter Limousine		Contract Carrier	X	Charter Bus	X
Scenic Tours		Special Services		HHG	
Tow Car		Tow Car		US DOT Authority	X

	Exhibit
Attach completed Application Oath page as Exhibit A	**A**

IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS

Corporation	X	LLC		Partnership		Sole Proprietorship	

Identify each owner and their percentage of ownership:

Dave Brown – President – 50%
Mark L. Conzelman – Vice President – 50%

	Exhibit
Attach as an exhibit, appropriate proof of ownership interest where applicable.	**B**
Will the Applicant be operating under a fictitious firm name? If so, attach a copy of their fictitious firm name filing.	**N/A**

Briefly describe the responsibilities of each owner, (i.e. driver, operational manager, mechanic, bookkeeper, financial backing only, etc):
Dave Brown – Corporate day to day operations
Mark L. Conzelman – CFO/Financials

Has the criminal background check disclosed any issue of concern?	**YES**		**NO**	**X**
Name Abner Bran, Dave Brown, Mark Conzelman				
Has there been any previous NTA enforcement action? (Including against the companies drivers)	**YES**		**NO**	**X**
Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)	**YES**	**X**	**NO**	
Is Applicant operating in another state?	**YES**	**X**	**NO**	
If so, Which State and under what type of Authority? CALIFORNIA – PASSANGER AND FIRE OPERATIONS				
Explain: FOR 29 YEARS THEY HAVE BEEN PROVIDING TRANSPORTATION FOR FIRE FIGHTERS AND THEIR				

ENTERED 12/11/2020 DT A-1013

EQUIPMENT TO FIRE LOCATIONS.

	Exhibit
If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.	C

Identify any key operational personnel who have no ownership interest and briefly describe their responsibilities:

Abner Bran – Operations/Logistics/Safety – Day to day operations, training, safety, compliance, hiring/firing, driver qualification files, vehicle maintenance records

Describe the type and number of vehicles the applicant intends to operate:

A. Type of Vehicles: Unit 3703 - 2018 Grech Motors/Freightliner – GM40 – Passenger Capacity – 40 / Unit 3704 – 2019 Grech Motors/Freightliner – GM40 – Passenger Capacity – 40 / UNIT 3705 – 2019 Grech Motors/Freightliner – GM40 – Passenger Capacity – 40 / Unit 3706 – 2019 Grech Motors/Freightliner – GM40 – Passenger Capacity – 40 / Unit 3707 – 2020 Grech Motors/Freightliner – GM40 – Passenger Capacity – 40 / Unit 3708 - 2020 Grech Motors/Freightliner – GM40 – Passenger Capacity – 40

B. Number of Vehicles: 6

	Exhibit
Attach photographs of vehicles as an exhibit	D
Attach as an exhibit, copies of vehicle titles and registration, if available	E

Describe the facilities to be used for this operation: Orange Industrial Park

C. Address (If Known): 638 N. Eckhoff St., Orange, CA 92868

Does the Applicant have an acceptable Timekeeping method?	**YES**	**X**	**NO**	
If Yes, Describe: Samsara electronic time keeping				

Does the Applicant plan to store their vehicles at a location other than their legal domicile?	**YES**	**X**	**NO**	
D. If so, provide address (If known): 1790 W. 4th St., Reno, NV 89503				

Are the facilities adequate for the proposed service? COMMERCIAL

Properly Zoned?	**YES**	**X**	**NO**		Adequate?	**YES**	**X**	**NO**

If Inadequate, describe the Applicant's plan to remedy:

Does the Applicant understand the operating authority sought, and is their plans consistent with that grant of authority?	**YES**	**X**	**NO**	
Can the Applicant secure insurance as required by NAC 706.191?	**YES**	**X**	**NO**	

	Exhibit
Attach appropriate proof of insurance, or ability to obtain, as an exhibit	F

Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance of driver qualification files?	**YES**	**X**	**NO**	
Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records?	**YES**	**X**	**NO**	
Does the Applicant understand the requirements that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382?	**YES**	**X**	**NO**	
Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program?	**YES**	**X**	**NO**	
If so, which laboratory? First Advantage				
Does the Applicant have adequate personnel (drivers, managers, etc) to operate their business?	**YES**	**X**	**NO**	

A-2013

						Exhibit
Attach copies of the Applicant's charter orders, bills of lading, manifests, etc., as applicable. (Do not include copies of tariff or proposed contracts)						N/A
Does the Applicant intend on using a Logo as contained in NAC 706.170(4)? *Limousine only*	YES		NO			

	Exhibit
Attach copies of proposed Logo	N/A

Has the Applicant demonstrated adequate knowledge of the rules and regulations that pertain to operating authority sought; i.e., provisions of NRS Chapter 706, NAC Chapter 706, and the Federal Motor Carrier Safety Regulations?	YES	X		NO	
Does the Applicant understand the limitations inherent in their grant of operating authority?	YES	X		NO	

Has the Applicant read and signed the NTA Knowledge Statement?	YES	X	NO	

	Exhibit
Attach signed Knowledge Statement.	G

COMPLIANCE ITEMS	
1	Avoid Material Changes
2	File with the Authority evidence, (Form E)
3	File with the Authority the necessary insurance (Certificate of Insurance), describing liability limits and list of vehicles covered.
4	Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly registered in motor carrier's name, display CPCN number, Logo and/or name of motor carrier. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles and registrations.
5	Ensure Driver qualification files are setup in accordance with CFR 391.51. Explain and make available set-up of time tracking method put into place. Ensure all drivers have pre-employment drug testing in accordance with Part 40, and CFR 382.301 and make available to Enforcement Staff for inspection of their business and vehicle domiciles, if different from business location.
6	Ensure vehicle maintenance files are setup in accordance with CFR 396.
7	Provide copies of Business License(s).
8	Copy of executed contract
9	Provide copy of the contract with a laboratory to perform and monitor their substance abuse program to include a list of enrolled drivers.
10	Ensure all drivers have applied for temporary drivers permits (passenger transportation only)
11	Provide signed Affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167
12	Reimburse the Authority for the cost of noticing fees of the application

INVESTIGATOR: M. Burton	DATE: 12/02/20
REVIEWED BY SUPERVISOR INVESTIGATOR: Rene Rivera	DATE: 12/2/20
REVIEWED BY APPLICATION MANAGER:	DATE: 12/10/20

A listed EXHIBIT, (A,B,C etc), is the documentary evidence of the requirement being met. If a requirement has not been met, the EXHIBIT category will be left blank and it will be checked as a compliance item. Questions that do not apply to the Applicant the EXHIBIT category will be marked as NA.

Rev 12/11/19mr

file a Voluntary Cancellation of CPCN 2243 - Concurrent with the issuance of the contract carrier permit.

A-393

SERVICES AGREEMENT

This services agreement is dated _____ and is between Panasonic Energy North America, a Division of Panasonic Corporation of North America, 1 Electric Avenue, Sparks, Nevada 89434 ("**Panasonic**") and Expeditors by Lindale, Inc., 638 N Eckhoff St. Orange, CA 92868 ("**Expeditors**").

RECITALS

Panasonic is engaged in the business of manufacturing battery products at the Tesla Gigafactory at 1 Electric Avenue, Sparks, Nevada (the "**Gigafactory**"). As part of its manufacturing operations, Panasonic employs many individuals who require transportation to and from the Gigafactory.

Expeditors is engaged in the business of providing transportation services in the Reno-Sparks, Nevada metropolitan area. Expeditors is willing to provide services to Panasonic to transport its employees to and from the Gigafactory.

The parties therefore agree as follows:

1. Scope and Requirements of Services.

(a) At dates, times and locations designated by Panasonic and agreed to by Expeditors, Expeditors will provide transportation services for Panasonic employees to and from the Gigafactory (the "**Services**"). The schedule of Services shall be sent weekly by electronic mail for the following week, no later than every Thursday by 17:00.

(b) Expeditors shall use a sufficient number of passenger coaches to meet the schedule of Services set forth in Exhibit A of this agreement. Expeditors shall maintain all passenger coaches used in connection with the Services (the "**Coaches**") in such a way that the Coaches will remain clean, in good working order and conform to applicable laws and industry standards for the duration of this agreement.

(c) Expeditors shall employ a sufficient number of drivers to operate the Coaches (each, an "**Operator**"). Expeditors shall perform a background investigation on each Operator that is sufficient to thoroughly evaluate the Operator's qualifications, driving record and any other characteristics that are relevant to the Operator's ability to perform the essential functions of the position in a safe and reliable manner. Each Operator shall: (i) be properly certified and licensed, (ii) have been drug-tested in compliance with applicable laws and regulations and (iii) conform to all applicable requirements for motor carrier drivers.

(d) Expeditors shall make reasonable efforts to abide by the parties' agreed schedule for the Services as set forth in Exhibit A of this agreement. If Expeditors is unable to abide by the agreed schedule for any reason, Expeditors shall immediately notify Panasonic of that fact by electronic mail addressed .

(e) If Expeditors determines that it cannot perform a scheduled Service because of mechanical problems with a Coach or unavailability of an Operator, Expeditors shall use reasonable efforts to arrange for an alternate Coach or Operator (or both, as the case may be) to perform the scheduled Service.

(f) If Panasonic provides Expeditors with written notice of a complaint or deficiency regarding the Services, Expeditors shall promptly remedy the identified complaint or deficiency.

(g) The Operators shall use the most efficient available route to transport Panasonic employees to minimize travel time but shall comply with all applicable laws in doing so.

2. Services Fee.

(a) In consideration of Expeditors performing the Services, Panasonic shall pay Expeditors the service fee as expressed in the **Services Fee** schedule for the Services performed (the "**Services Fee**").

(b) Expeditors shall maintain detailed records that reflect the amount of time spent performing the Services. No later than 48 hours after receiving a written request from Panasonic, Expeditors shall provide copies of any requested time records.

(b) Panasonic shall pay the Service Fee within 30 days of the date Panasonic receives a valid invoice from Expeditors. Panasonic may dispute an invoice by sending a written notice of dispute to Expeditors no later than five business days after Panasonic receives the invoice. The parties shall discuss in good faith any dispute over an invoice. Panasonic will pay in a timely fashion any undisputed amounts while a dispute remains unresolved.

3. Term; Survival.

Unless terminated earlier pursuant to Section 4 of this agreement, this agreement will commence on the date of the last party's signature and continue for a period of one year and will automatically be renewed for additional terms of one year each. No later than 60 days before the end of the initial term or any renewal term, either party may elect not to renew this agreement by providing a written notice of non-renewal to the other party. Section 5 of this agreement will survive termination, along with any other provision that by its nature is intended to survive termination.

4. Termination.

(a) Either party may terminate this agreement without cause, upon 60 days' advance written notice to the other party.

(b) Either party may terminate this agreement immediately upon written notice if any of the following acts or events occur: (i) the other party is adjudged as bankrupt, makes an assignment for the benefit of creditors or initiates or is the subject of reorganization or other bankruptcy proceedings or if a receiver is appointed for any of its property or assets that is not discharged within 90 days, (ii) the other party breaches any of its obligations under this agreement and the breach has not been cured within 15 days after the breaching party receives a written notice of breach from the other party, or (iii) the other party attempts to sell, transfer, delegate, or assign this agreement, or any right or obligation under this agreement, without the prior written consent of the party giving notice.

5. Indemnity.

Expeditors shall defend and indemnify Panasonic, its agents, affiliates, employees, successors and permitted assigns against all claims, demands, suits, actions, liabilities, judgments, losses or costs (including reasonable attorneys' fees and costs of litigation) arising from or in connection with: (i) provision of the Services; (ii) the negligence, intentional misconduct or violation of applicable law by Expeditors or its employees, agents, affiliates, contractors or representatives; (iii) the negligence, intentional misconduct or violation of applicable law by any Operator, and (iv) any bodily injury, death or property damage caused, in whole or in part, by a defect, mechanical failure or condition that violates any applicable law or regulation in any Coach (each, an "**Indemnified Claim**"). Panasonic may elect to participate in the defense of an Indemnified Claim with counsel of its choice, at its expense. Expeditors shall not settle an Indemnified Claim without Panasonic's prior written consent if the settlement would require an acknowledgment or admission of Panasonic's liability or would require Panasonic to pay any money to any person.

6. Limitation of Liability.

Panasonic's liability to Expeditors for any claim of any kind for any expense, injury, loss or damage related in any way to this agreement will not exceed the total amount Panasonic has paid to Expeditors over the 12-month period that preceded the date the claim arose. NEITHER PARTY WILL BE LIABLE TO THE OTHER PARTY FOR ANY INDIRECT, SPECIAL, PUNITIVE, INCIDENTAL OR CONSEQUENTIAL DAMAGES OR ANY DAMAGES FOR LOST PROFITS, BUSINESS INTERRUPTION, LOSS OF GOODWILL, BUSINESS REPUTATION OR LOSS OF BUSINESS OPPORTUNITY, EVEN IF THE LIABLE PARTY WAS ADVISED OF THE POSSIBILITY OF THOSE DAMAGES, OR THOSE DAMAGES WERE REASONABLY FORESEEABLE AT THE TIME OF THIS AGREEMENT'S EXECUTION.

7. Assignment and Delegation.

Neither party shall assign or transfer any of its rights or obligations under this agreement, in whole or in part, without the other party's prior written consent. Any attempted assignment or transfer in violation of this Section 7 will be void and of no effect.

8. Independent Contractors.

It is the intent of the parties that they are, and at all times during the term of this agreement will remain, independent contractors. In connection with the rendering of the Services, neither Expeditors nor any individual assigned to perform the Services shall represent itself, himself or herself as an agent or representative of Panasonic, nor will such individual have authority to bind Panasonic in any manner. Nothing in this agreement is intended to suggest that either party is a partner, co-venturer, employee or representative of the other, nor is this agreement intended to confer on either party the right or authority to act for, incur, assume or create any obligation, responsibility or liability, express or implied, in the name of, or on behalf of the other party.

9. Insurance.

(a) During the term of this agreement, Expeditors shall maintain in full force and effect the following insurance:

(i) Commercial general liability with limits of no less than $5 million per occurrence and $10 million in the aggregate, including bodily injury and property damage and products and completed operations and personal and advertising liability and that includes contractual liability coverage insuring the activities of Expeditors under this agreement;

(ii) Workers' compensation with limits no less than the statutory minimum that Nevada law requires;

(iii) Employers' Liability, with limits of no less than $1 million per occurrence;

(iv) Comprehensive automobile liability with limits no less than $5 million per occurrence, combined single limit involving bodily injuries and property damage; and

(v) Umbrella (excess) liability with limits no less than $10 million.

(b) Insurance policies required under this agreement shall:

(i) be issued by insurance companies reasonably acceptable to Panasonic;

(ii) provide that the insurance carrier or carriers gives Panasonic at least 30 days' prior written notice of cancellation or non-renewal of policy coverage;

(iii) provide that the insurance is primary, and any similar insurance in the name of, or for the benefit of, Panasonic will be excess and non-contributory;

(iv) name Panasonic and Panasonic's affiliates, including, in each case, all successors and permitted assigns, as additional insureds; and

(v) waive any right of subrogation of the insurers against Panasonic or any of its affiliates.

(c) Upon the written request of Panasonic, Expeditors shall provide Panasonic with copies of certificates of insurance and policy endorsements for all insurance coverage required by this Section 9 and shall not do anything to invalidate the required insurance. The insurance requirements in this Section 9 are not intended to waive, restrict or limit Expeditors' liability for any of its obligations under this agreement, including the indemnity obligations set forth in Section 5 of this agreement.

10. Governing Law and Venue.

This agreement will be governed by the laws of the State of Nevada, United States of America, without regard to conflicts-of-law principles. Any action arising out of or related to this agreement must be brought in the United States District Court for the District of Nevada – Reno, or if that court lacks subject-matter jurisdiction, then in the state courts of Washoe County, Nevada. The parties hereby submit to personal jurisdiction in these courts and waive any objection or exception they may have to personal jurisdiction or convenience of the forum in these courts.

11. Compliance with Laws.

Each party shall comply with all applicable laws, statutes, rules, and regulations of any kind of or nature in connection with the performance of its obligations under this agreement.

12. Notices.

All communications or notices required or permitted under this agreement must be in writing and will be deemed to have been given (i) on the date of personal delivery to an officer of or personally to the other party, or (ii) the day following deposit when properly deposited for overnight delivery with a nationally-recognized commercial courier, prepaid, and sent to the address provided in the introductory paragraph of this agreement.

13. Miscellaneous.

This agreement represents the entire understanding between the parties with respect to the subject matter and supersedes all other negotiations, agreements, representations and covenants, oral or written. The parties intend this agreement and any applicable order for services to be the entire integration of all of their agreements on the

subject matter of this agreement. This agreement may not be amended or modified except by a written instrument signed by the parties. The parties intend that this agreement will be construed and interpreted fairly, in accordance with the plain meaning of its terms, and there should be no presumption or inference against the party drafting this agreement. In the event of a conflict between this agreement and any order for services, this agreement will control.

PANASONIC ENERGY OF AMERICA, A DIVISION OF PANASONIC CORPORATION OF NORTH AMERICA

By: _____

Name: _____

Title: _____

Date: _____

EXPEDITORS BY LINDALE, INC.

By: _____

Name: _____

Title: _____

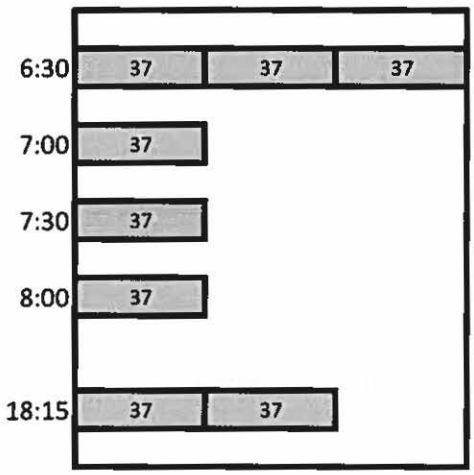
Date: _____

EXHIBIT A (SCHEDULE OF SERVICES)

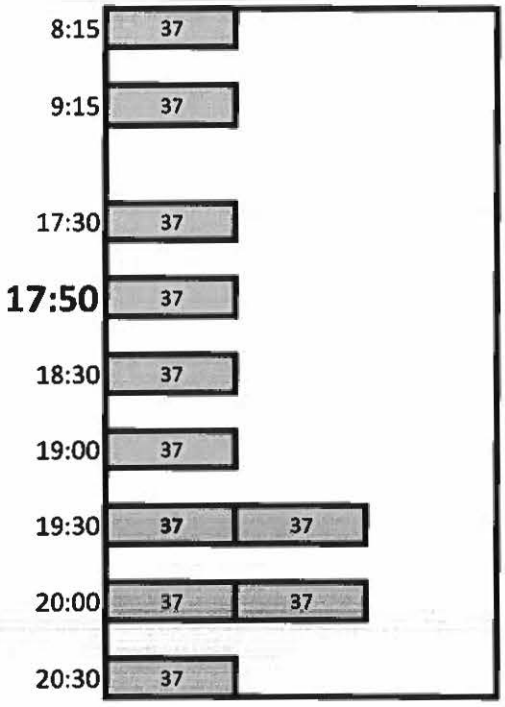
Expeditor
Shuttle Schedule

Mon-Sat

Circus to GIGA

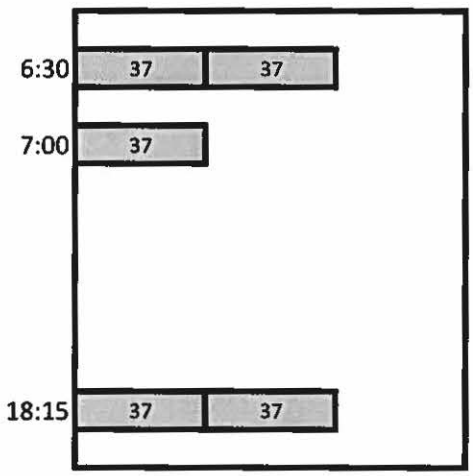


GIGA to CC

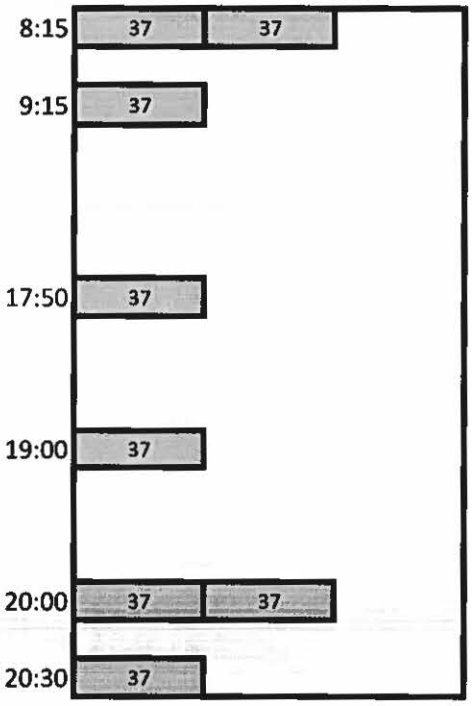


Sunday

Circus to GIGA



GIGA to CC



B-7 of 7

Expeditors by Lindale Inc.
Service Fee Schedule

Buses	Hourly Rate	Minimum Hours	Hourly Savings	Percent Savings
[redacted]				

Expeditors by Lindale, Inc.
Balance Sheet
As of December 31, 2019

Actual

	Dec 31, 19
ASSETS	
Current Assets	
Checking/Savings	
004 · New CBB Operation Account	[redacted]
005 · CBB-Payroll Account	[redacted]
Total Checking/Savings	[redacted]
Accounts Receivable	[redacted]
Other Current Assets	[redacted]
Total Current Assets	[redacted]
Fixed Assets	
120 · Buses	[redacted]
121 · Equipment	[redacted]
122 · Med - Equipment	[redacted]
123 · Laundry Equipment	[redacted]
124 · Tents	[redacted]
125 · Truck - Helicopter	[redacted]
126 · Automobile	[redacted]
127 · Tenant Improvement	[redacted]
140 · Accumulated Depreciation	[redacted]
Total Fixed Assets	[redacted]
TOTAL ASSETS	[redacted]
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	[redacted]
Other Current Liabilities	[redacted]
Total Current Liabilities	[redacted]
Long Term Liabilities	
245 · Grech - V#3703	[redacted]
247 · Grech - V#3705	[redacted]
248 · Grech - V#3704	[redacted]
249 · Grech - V#3706	[redacted]
250 · Grech - V#3707 & 3708	[redacted]
Total Long Term Liabilities	[redacted]
Total Liabilities	[redacted]
Equity	
300 · Common Stock	[redacted]
318 · Accum. Adj. - D. Brown	[redacted]
319 · Distributions - D. Brown	[redacted]
321 · Accum. Adj. - Conzelman	[redacted]
322 · Distributions - Conzelman	[redacted]
3900 · Retained Earnings	[redacted]
Net Income	[redacted]
Total Equity	[redacted]
TOTAL LIABILITIES & EQUITY	[redacted]

C1 of 1

10:09 AM
12/16/20
Accrual Basis

Expeditors by Lindale, Inc.
Balance Sheet
As of November 30, 2020

Actual

	Nov 30, 20
ASSETS	
Current Assets	
Checking/Savings	
004 · New CBB Operation Acco...	
005 · CBB-Payroll Account	
Total Checking/Savings	
Other Current Assets	
Total Current Assets	
Fixed Assets	
1000 · Fixed Asset	
120 · Buses	
121 · Equipment	
122 · Med - Equipment	
123 · Laundry Equipment	
124 · Tents	
125 · Truck - Helicopter	
126 · Automobile	
127 · Tenant Improvement	
Total 1000 · Fixed Asset	
140 · Accumulated Depreciation	
Total Fixed Assets	
TOTAL ASSETS	
LIABILITIES & EQUITY	
Liabilities	
Current Liabilities	
Accounts Payable	
Credit Cards	
Other Current Liabilities	
Total Current Liabilities	
Long Term Liabilities	
245 · Grech - V#3703	
247 · Grech - V#3705	
248 · Grech - V#3704	
249 · Grech - V#3706	
250 · Grech - V#3707 & 3708	
Total Long Term Liabilities	
Total Liabilities	
Equity	
300 · Common Stock	
318 · Accum. Adj. - D. Brown	
319 · Distributions - D. Brown	
321 · Accum. Adj. - Conzelman	
322 · Distributions - Conzelman	
3900 · Retained Earnings	
Net Income	
Total Equity	
TOTAL LIABILITIES & EQUITY	

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8:06 PM
10/09/19
Accrual Basis

Expeditors by Lindale, Inc.
Profit & Loss
January 2020 through December 2020

Proforma

	TOTAL
Ordinary Income/Expense	
Income	
480 · Miscellaneous Income	187,703.42
481 · Consulting	18,007.00
490 · Gain (Loss) on Assets	0.00
495 · Income - Fire	1,600,000.00
496 · Income - Non Fire	2,100,000.00
497 · Consulting Income	0.00
Gross Profit	3,905,710.42
Expense	
Reimbursements	1,502.40
500 · Advertising and Promotion	104,400.00
505 · Bank Charges	4,142.00
512 · Consultants	875,000.00
519 · Gas and Oil	221,459.38
525 · Insurance	161,691.50
530 · Interest Expense	89,250.00
538 · Medical Supplies	898.68
540 · Medical Expense	15,000.00
541 · Drivers Expense	87,745.20
542 · Medical Testing	5,874.30
548 · Postage & Delivery	3,578.09
549 · Federal Express	3,411.04
559 · Rent	140,996.26
566 · Vehicle Maintenance	420,000.00
567 · Bus Expense	288,000.00
570 · Payroll	936,000.00
577 · Permits and Licenses	5,536.00
593 · Travel	99,000.00
597 · Dues and Subscriptions	34,800.00
600 · Taxes	39,419.06
605 · Penalties	93.00
901 · Office expense	52,500.00
Total Expense	3,590,296.91
Net Income	315,413.51

E 1 of 5

8:05 PM
10/09/19
Accrual Basis

Expeditors by Lindale, Inc.
Profit & Loss
January 2020 through December 2020

Proforma

	Jan 20	Feb 20	Mar 20
Ordinary Income/Expense			
Income			
480 · Miscellaneous Income	0.00	0.00	0.00
481 · Consulting	1,500.00	1,500.00	1,500.00
490 · Gain (Loss) on Assets	0.00	0.00	0.00
495 · Income - Fire	750,000.00	0.00	0.00
496 · Income - Non Fire	125,000.00	125,000.00	125,000.00
497 · Consulting Income	0.00	0.00	0.00
Gross Profit	876,500.00	126,500.00	126,500.00
Expense			
Reimbursements	0.00	0.00	0.00
500 · Advertising and Promotion	8,700.00	8,700.00	8,700.00
505 · Bank Charges	375.00	375.00	375.00
512 · Consultants	0.00	0.00	0.00
519 · Gas and Oil	18,750.00	18,750.00	18,750.00
525 · Insurance	0.00	0.00	0.00
530 · Interest Expense	4,250.00	4,250.00	4,250.00
538 · Medical Supplies	75.00	75.00	75.00
540 · Medical Expense	1,250.00	1,250.00	1,250.00
541 · Drivers Expense	7,000.00	7,000.00	7,000.00
542 · Medical Testing	550.00	550.00	550.00
548 · Postage & Delivery	350.00	350.00	350.00
549 · Federal Express	300.00	300.00	300.00
559 · Rent	10,000.00	10,000.00	10,000.00
566 · Vehicle Maintenance	35,000.00	35,000.00	35,000.00
567 · Bus Expense	24,000.00	24,000.00	24,000.00
570 · Payroll	52,000.00	52,000.00	52,000.00
577 · Permits and Licenses	462.00	462.00	462.00
593 · Travel	8,250.00	8,250.00	8,250.00
597 · Dues and Subscriptions	2,900.00	2,900.00	2,900.00
600 · Taxes	3,250.00	3,250.00	3,250.00
605 · Penalties	0.00	0.00	0.00
901 · Office expense	4,375.00	4,375.00	4,375.00
Total Expense	181,837.00	181,837.00	181,837.00
Net Income	694,663.00	(55,337.00)	(55,337.00)

E2015

8:05 PM
10/09/19
Accrual Basis

Expeditors by Lindale, Inc.
Profit & Loss
January 2020 through December 2020

Pro forma

	Apr 20	May 20	Jun 20
Ordinary Income/Expense			
Income			
480 · Miscellaneous Income	0.00	0.00	0.00
481 · Consulting	1,500.00	1,500.00	1,500.00
490 · Gain (Loss) on Assets	0.00	0.00	0.00
495 · Income - Fire	0.00	0.00	100,000.00
496 · Income - Non Fire	125,000.00	200,000.00	200,000.00
497 · Consulting Income	0.00	0.00	0.00
Gross Profit	126,500.00	201,500.00	301,500.00
Expense			
Reimbursements	0.00	0.00	0.00
500 · Advertising and Promotion	8,700.00	8,700.00	8,700.00
505 · Bank Charges	375.00	375.00	375.00
512 · Consultants	0.00	0.00	0.00
519 · Gas and Oil	18,750.00	18,750.00	18,750.00
525 · Insurance	0.00	0.00	0.00
530 · Interest Expense	8,500.00	8,500.00	8,500.00
538 · Medical Supplies	75.00	75.00	75.00
540 · Medical Expense	1,250.00	1,250.00	1,250.00
541 · Drivers Expense	7,000.00	7,000.00	7,000.00
542 · Medical Testing	550.00	550.00	550.00
548 · Postage & Delivery	350.00	350.00	350.00
549 · Federal Express	300.00	300.00	300.00
559 · Rent	10,000.00	10,000.00	10,000.00
566 · Vehicle Maintenance	35,000.00	35,000.00	35,000.00
567 · Bus Expense	24,000.00	24,000.00	24,000.00
570 · Payroll	70,000.00	70,000.00	100,000.00
577 · Permits and Licenses	462.00	462.00	462.00
593 · Travel	8,250.00	8,250.00	8,250.00
597 · Dues and Subscriptions	2,900.00	2,900.00	2,900.00
600 · Taxes	3,250.00	3,250.00	3,250.00
605 · Penalties	0.00	0.00	0.00
901 · Office expense	4,375.00	4,375.00	4,375.00
Total Expense	204,087.00	204,087.00	234,087.00
Net Income	(77,587.00)	(2,587.00)	67,413.00

E315

8:05 PM
10/09/19
Accrual Basis

Expeditors by Lindale, Inc.
Profit & Loss
January 2020 through December 2020

Proforma

	Jul 20	Aug 20	Sept 20
Ordinary Income/Expense			
Income			
480 · Miscellaneous Income	0.00	0.00	187,703.42
481 · Consulting	1,500.00	1,500.00	1,507.00
490 · Gain (Loss) on Assets	0.00	0.00	-
495 · Income - Fire	250,000.00	250,000.00	150,000.00
496 · Income - Non Fire	200,000.00	200,000.00	200,000.00
497 · Consulting Income	0.00	0.00	-
Gross Profit	451,500.00	451,500.00	539,210.42
Expense			
Reimbursements	0.00	0.00	751.20
500 · Advertising and Promotion	8,700.00	8,700.00	8,700.00
505 · Bank Charges	375.00	375.00	17.00
512 · Consultants	0.00	0.00	0.00
519 · Gas and Oil	18,750.00	18,750.00	22,586.01
525 · Insurance	0.00	90,000.00	31,691.50
530 · Interest Expense	8,500.00	8,500.00	8,500.00
538 · Medical Supplies	75.00	75.00	73.68
540 · Medical Expense	1,250.00	1,250.00	1,250.00
541 · Drivers Expense	7,000.00	7,000.00	13,335.95
542 · Medical Testing	550.00	550.00	279.30
548 · Postage & Delivery	350.00	350.00	55.49
549 · Federal Express	300.00	300.00	111.04
559 · Rent	10,000.00	10,000.00	30,996.26
566 · Vehicle Maintenance	35,000.00	35,000.00	35,000.00
567 · Bus Expense	24,000.00	24,000.00	24,000.00
570 · Payroll	100,000.00	100,000.00	100,000.00
577 · Permits and Licenses	462.00	462.00	462.00
593 · Travel	8,250.00	8,250.00	8,250.00
597 · Dues and Subscriptions	2,900.00	2,900.00	2,900.00
600 · Taxes	3,250.00	3,250.00	3,669.06
605 · Penalties	0.00	0.00	93.00
901 · Office expense	4,375.00	4,375.00	4,375.00
Total Expense	234,087.00	324,087.00	297,096.49
Net Income	217,413.00	127,413.00	242,113.93

E 40/5

8:05 PM
10/09/19
Accrual Basis

Expeditors by Lindale, Inc.
Profit & Loss
January 2020 through December 2020

Proforma

	Oct 20	Nov 20	Dec 20
Ordinary Income/Expense			
Income			
480 · Miscellaneous Income	0.00	0.00	0.00
481 · Consulting	1,500.00	1,500.00	1,500.00
490 · Gain (Loss) on Assets	0.00	0.00	0.00
495 · Income - Fire	100,000.00	0.00	0.00
496 · Income - Non Fire	200,000.00	200,000.00	200,000.00
497 · Consulting Income	0.00	0.00	0.00
Gross Profit	301,500.00	201,500.00	201,500.00
Expense			
Reimbursements	751.20	0.00	0.00
500 · Advertising and Promotion	8,700.00	8,700.00	8,700.00
505 · Bank Charges	375.00	375.00	375.00
512 · Consultants	125,000.00	375,000.00	375,000.00
519 · Gas and Oil	11,373.37	18,750.00	18,750.00
525 · Insurance	0.00	0.00	40,000.00
530 · Interest Expense	8,500.00	8,500.00	8,500.00
538 · Medical Supplies	75.00	75.00	75.00
540 · Medical Expense	1,250.00	1,250.00	1,250.00
541 · Drivers Expense	4,409.25	7,000.00	7,000.00
542 · Medical Testing	95.00	550.00	550.00
548 · Postage & Delivery	22.60	350.00	350.00
549 · Federal Express	300.00	300.00	300.00
559 · Rent	10,000.00	10,000.00	10,000.00
566 · Vehicle Maintenance	35,000.00	35,000.00	35,000.00
567 · Bus Expense	24,000.00	24,000.00	24,000.00
570 · Payroll	100,000.00	70,000.00	70,000.00
577 · Permits and Licenses	454.00	462.00	462.00
593 · Travel	8,250.00	8,250.00	8,250.00
597 · Dues and Subscriptions	2,900.00	2,900.00	2,900.00
600 · Taxes	3,250.00	3,250.00	3,250.00
605 · Penalties	0.00	0.00	0.00
901 · Office expense	4,375.00	4,375.00	4,375.00
Total Expense	349,080.42	579,087.00	619,087.00
Net Income	(47,580.42)	(377,587.00)	(417,587.00)

E5 of 5

CONFIDENTIAL

10:06 AM
12/16/20
Accrual Basis

Expeditors by Lindale, Inc.
Profit & Loss
January through November 2020

Actual

	Jan - Nov 20
Ordinary Income/Expense	
Income	
480 · Miscellaneous Income	
481 · Consulting	
485 · Interest Income	
489 · Fuel Tax Refund	
490 · Gain (Loss) on Assets	
495 · Income - Fire	
496 · Income - Non Fire	
497 · Consulting Income	
Total Income	
Gross Profit	
Expense	
Contractor Expenses	
Reimbursements	
Training	
500 · Advertising and Promotion	
504 · Automobile Expense	
505 · Bank Charges	
506 · Accounting	
507 · Legal	
510 · Employee Education	
512 · Consultants	
519 · Gas and Oil	
525 · Insurance	
527 · Insurance - W/C	
530 · Interest Expense	
532 · Laundry Exp.	
538 · Medical Supplies	
540 · Medical Expense	
541 · Drivers Expense	
542 · Medical Testing	
545 · Miscellaneous	
548 · Postage & Delivery	
549 · Federal Express	
559 · Rent	
565 · Equipment Expense	
566 · Vehicle Maintenance	
567 · Bus Expense	
569 · Redding Location Expense	
570 · Payroll	
577 · Permits and Licenses	
583 · PUC Fees	
585 · Supplies	
593 · Travel	
596 · Meals and Entertainment	
597 · Dues and Subscriptions	
598 · Sales & Marketing	
599 · Subcontractor	
600 · Taxes	
901 · Office expense	
Total Expense	
Net Ordinary Income	
Net Income	

F 1g1

Agenda Item# 95

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Application of Summerlin Movers, LLC d/b/a Summerlin Movers for a Certificate of Public Convenience and Necessity to operate as a household goods mover within the State of Nevada.	)	Docket 20-08003

At a general session of the Nevada Transportation Authority held on January 28, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner David Newton
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

The Nevada Transportation Authority ("Authority") makes the following findings of fact and conclusions of law:

1. That on August 10, 2020, Summerlin Movers, LLC d/b/a Summerlin Movers ("Applicant") filed an application for a Certificate of Public Convenience and Necessity to operate as a household goods mover within Clark County, Nevada on the one hand and points and places within the State of Nevada on the other and to operate three (3) vehicles. Said Application was designated as docket 20-08003.
2. That on August 13, 2020, the Application was properly noticed to the public and no Petitions for Leave to Intervene or Protests were filed.
3. That Staff requested the hearing on the Application be dispensed, pursuant to NRS 706.391 paragraph 9. Commissioner George Assad, serving in his capacity as Presiding Officer for the Authority, granted the request.
4. That Authority Staff reported the following:
    a. Melinda Burton, Compliance Audit Investigator, investigated the Applicant's

background and inspected documentation relative to the proposed operation. Ms. Burton reported no areas of concern regarding the Applicant's operational fitness and stated that she supported approval of the Application.

b. Yvonne Shelton, Financial Analyst for the Authority, inspected the Applicant's financial information. Ms. Shelton reported no areas of concern regarding the Applicant's financial fitness and stated that she supported approval of the Application.

c. Liz Babcock, Applications Manager, reported that the Applicant met the requirements; Staff had no concerns; and supported approval of the Application.

5. Based on all records pertaining to the Application, after investigation, and pursuant to NRS 706.391:

a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.

b. The Applicant is financially and operationally fit, willing, and able to perform the transportation service for which applied.

c. Granting the Application on file herein would be in the public interest, will tend to foster sound economic conditions in the industry, and will not unreasonably or adversely affect other carriers operating in the territory served under the Certificate.

d. The operation contemplated by Applicant will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

e. The operation contemplated by the Applicant will benefit and protect the safety and convenience of the traveling and shipping public and the motor carrier business in this State.

f. The proposed operation will provide service on a continuous basis.

g. The market identified by the Applicant as the market the Applicant intends to serve will support the proposed operation.

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Therefore, based upon the foregoing findings, it is ORDERED that:

1. The Application on file herein shall be GRANTED for the transportation service specified below:

> Transportation of household goods between points and places within Clark County, Nevada on the one hand and points and places within the State of Nevada on the other.
>
> RESTRICTION:
> The number of vehicles in the carrier's fleet shall be no more than three (3).

2. Upon full compliance with the conditions of this Order, a Certificate of Public Convenience and Necessity identified as **CPCN 3384** shall be issued to Summerlin Movers, LLC d/b/a Summerlin Movers authorizing operation in the transportation of household goods as is more particularly described in the first ordering paragraph hereinabove.

3. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:

    a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational or financial fitness and immediately report to Authority Staff any such material changes, should they occur.

    b. File with the Authority evidence of the required insurance (Form E) in the Applicant's name.

    c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicles covered.

    d. Make vehicles available for inspection by Authority Staff to ensure that they have been marked in accordance with NAC 706.170 including the carrier's name/logo and CPCN number. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles and registrations.

    e. Ensure driver qualification files are set up in accordance with CFR391.51. Explain and make available set-up of time tracking method put into place. Ensure all drivers have pre-employment drug testing in accordance with Part 40 and CFR 382.30. Make available for inspection by Authority Staff the business and vehicle domiciles.

    f. Ensure vehicle maintenance files are setup in accordance with CFR 396.

g. Provide a copy of the Bill of Lading with the CPCN number granted and with complaint/commendation language, in accordance with NAC 706.335 and NAC 706.282.

h. Provide proof that Applicant is in compliance with all municipal, county, and homeowner's association laws, codes, regulations, and bylaws for the parking or storage of its vehicles.

i. Provide copies of all applicable business licenses.

j. File a tariff that includes a description of the Authority granted, CPCN number, and the name and address of the Applicant.

k. Provide a copy of the Applicant's bank statement and cash reconciliation report with a minimum accrual balance of $11,664.

l. Provide signed affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167.

m. Provide, for approval by the Authority, a safety plan following the Nevada governmental guidelines and protocols for operations during the COVID-19 pandemic.

n. Provide a copy of the contract between Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also operate as a driver, the contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

o. Reimburse the Authority for all noticing fees pursuant to NAC 706.1355.

4. Compliance with the foregoing requirements must be made by the Applicant NO LATER THAN 120 days from the date of this Order. If the Applicant fails to comply within 120-day time period, the Deputy Commissioner of the Authority may vacate this Compliance Order and dismiss this Application.

5. ***This Order does not constitute operating authority; performance of the transportation service contemplated by this Order may not be instituted prior to the issuance of said Certificate referred to hereinabove.***

6. If Summerlin Movers, LLC d/b/a Summerlin Movers is cited by the Authority for any

violation of NRS 706 prior to the close of the compliance period, the Deputy Commissioner shall vacate this Order and dismiss the Application unless the Authority orders otherwise.

7. The Deputy Commissioner shall be authorized to issue the above-referenced Certificate of Public Convenience and Necessity upon the Applicant meeting all requirements set forth herein.
8. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

NOTICE: Pursuant to NRS 233B.130, any party to this matter aggrieved by the above final decision may file a petition for rehearing or reconsideration. A petition for rehearing or reconsideration must be filed with the Authority within 15 days after the date the party received this Order.

For January's agenda
For Your Review
Group

Summerlin Movers, LLC
Application for Household Goods Mover Authority
Docket 20-08003
January 28, 2021 General Session

Application Summary:
On August 10, 2020, Summerlin Movers, LLC ("Applicant") filed an application requesting authority to transport household goods in Clark County, Nevada on the one hand and State of Nevada on the other hand and to operate three (3) vehicle. Said application was designated as docket 20-08003. Sheena Holden is the sole owner of the LLC.

Staff Analysis:
Staff supports this application, and therefore requests the application hearing be dispensed per NRS 706.391(9). The following procedures were performed by Staff with acceptable results and their basis to support this application:

1) The application was noticed and no petitions for leave to intervene or protests were filed.

1) Background investigation was performed with no areas of concern. (Attachment A)

2) Market – staff does not require household goods movers to provide market. Staff recognizes that documentary evidence is difficult to compile since moving is not a highly repetitive activity compared to market for transporting passengers.

3) Pro Forma Balance Sheet – lists two (2) trucks (one owned debt-free and the other to be financed in the future). The third truck will be rented and is accounted for in the pro forma income statement as "operating lease" expense. The PFBS has a 77% equity ratio and a 6 to 1 current ratio. Staff calculated the cash balance on the PFBS should be $11,664 to meet the 1 to 1 current ratio and 90-day fixed expense requirements. The Applicant agreed to infuse the additional capital. (Attachment B and C)

4) Pro Forma Income Statement - projects net income of $42,173 on $306,000 of revenues for the first 12 months of operations.

   Staff's analysis on the Applicant's projected revenues and expenses disclosed revenues projected are aggressive for a startup company. Staff analyzes a new applicant's cash position rather than its market and compensability to minimize hardships a startup company may face. (Attachment D)

5) Tariff – the proposed rates are within the range of rates currently charged by the industry for similar services. (Attachment E)

Attachments:
A. Investigator's Background Report without exhibits
B. Pro Forma Balance Sheet
C. Capital Infusion Narrative
D. Pro Forma Income Statement and Narratives
E. Tariff

Compliance Items in addition to those included in the background report:
A. Provide a cash reconciliation (with the applicable bank statement) with an ending balance of $11,664.

STATE OF NEVADA
TRANSPORTATION AUTHORITY
BACKGROUND INVESTIGATION FOR FULLY REGULATED CARRIERS

DOCKET NUMBER: 20-08003	**DATE APPLICATION WAS FILED:** 08/10/20
APPLICANT NAME: SHEENA HOLDEN	**TITLE:** MANAGING MEMBER
COMPANY NAME: SUMMERLIN MOVERS, LLC DBA SUMMERLIN MOVERS	
ADDRESS: 8062 TULIP BULB ST., LAS VEGAS, NV 89113	
PHONE NUMBERS: 307-680-4329	
ATTORNEY: NONE OF RECORD	**PHONE#:**
INVESTIGATOR: M. BURTON	**DATE ASSIGNED:** 08/17/20

GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)

WHAT TYPE OF SERVICE IS PROPOSED?

Charter Limousine		HHG	X	Airport Transfer	
Scenic Tours		Special Services		Taxi	
Contract Carrier		NEMT			

WHAT GEOGRAPHICAL AREA IS PROPOSED FOR SERVICE?

Statewide		County	X	Which Counties:	Clark

IS APPLICANT PRESENTLY PROVIDING ANY TYPE OF SERVICE: YES	**X**	**NO**		**What type of service?**	
Charter Limousine		Contract Carrier		Charter Bus		Airport Transfer	
Scenic Tours		Special Services		HHG		NEMT	
Tow Car		Tow Car		US DOT Authority	X	Other States	

	Exhibit
Attach completed Application Oath page as Exhibit A	**A**

IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS

Corporation		LLC	X	Partnership		Sole Proprietorship	

Identify each owner and their percentage of ownership:

SHEENA HOLDEN – 100%

	Exhibit
Attach as an exhibit, appropriate proof of ownership interest where applicable.	**B**
Will the Applicant be operating under a fictitious firm name? If so, attach a copy of their fictitious firm name filing.	**N/A**

Briefly describe the responsibilities of each owner, (i.e. driver, operational manager, mechanic, bookkeeper, financial backing only, etc):

SHEENA HOLDEN – OPERATIONAL MANAGER, FINANCIALS, PAYROLL, DRIVER FILES

Has the criminal background check disclosed any issue of concern?	**YES**		**NO**	**X**
Name: SHEENA HOLDEN, GERALD PITTS, JEFF STELTER				
Has there been any previous NTA enforcement action? (Including against the companies drivers)	**YES**	**X**	**NO**	
Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)	**YES**	**X**	**NO**	
Is Applicant operating in another state?	**YES**	**X**	**NO**	
If so, Which State and under what type of Authority? UTAH				
Explain: ONLY A POINT OF CONTACT PHONE TO ARRANGE INTERSTATE MOVING. NO BRICK AND MORTER BUSINESS OR ANY EQUIPMENT.				

ATTACHMENT A-1/3

ENTERED 12/15/20 DT

	Exhibit
If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.	**C**

Identify any key operational personnel who have no ownership interest and briefly describe their responsibilities:
JEFF STELTER – GENERAL MANAGER – LOGISTICS, TRAINING, DRIVER FILES
GERALD PITTS – STAFFING, TRAINING, DISPATCHING, DRIVER, VEHICLE MAINTENANCE FILES

Describe the type and number of vehicles the applicant intends to operate:

A. Type of Vehicles: 2012 INTERNATIONAL 4300 – 26 FT STRAIGHT TRUCK

B. Number of Vehicles: 3

	Exhibit
Attach photographs of vehicles as an exhibit	**D**
Attach as an exhibit, copies of vehicle titles and registration, if available	**E**

Describe the facilities to be used for this operation: COMPLIANCE

C. Address (If Known):

Does the Applicant have an acceptable Timekeeping method?	**YES**	**X**	**NO**	
If Yes, Describe: EXAKTIME ELECTRONIC TIMEKEEPPING				

Does the Applicant plan to store their vehicles at a location other than their legal domicile?	**YES**		**NO**	
D. If so, provide address (If known): COMPLIANCE				

Are the facilities adequate for the proposed service? COMPLIANCE

Properly Zoned?	**YES**		**NO**		Adequate?	**YES**		**NO**	
If inadequate, describe the Applicant's plan to remedy:									

Does the Applicant understand the operating authority sought, and is their plans consistent with that grant of authority?	**YES**	**X**	**NO**	
Can the Applicant secure insurance as required by NAC 706.191?	**YES**	**X**	**NO**	

	Exhibit
Attach appropriate proof of insurance, or ability to obtain, as an exhibit	**F**

Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance of driver qualification files?	**YES**	**X**	**NO**	
Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records?	**YES**	**X**	**NO**	
Does the Applicant understand the requirements that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382?	**YES**	**X**	**NO**	
Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program?	**YES**	**X**	**NO**	
If so, which laboratory? **D.A.T. EXPRESS TESTING**				
Does the Applicant have adequate personnel (drivers, managers, etc) to operate their business?	**YES**	**X**	**NO**	

				Exhibit
Attach copies of the Applicant's charter orders, bills of lading, manifests, etc., as applicable. (Do not include copies of tariff or proposed contracts)				**G**
Does the Applicant intend on using a Logo as contained in NAC 706.170(4)? *Limousine only*	**YES**		**NO**	

	Exhibit
Attach copies of proposed Logo	**N/A**

A - 2/3

Has the Applicant demonstrated adequate knowledge of the rules and regulations that pertain to operating authority sought; i.e., provisions of NRS Chapter 706, NAC Chapter 706, and the Federal Motor Carrier Safety Regulations?	YES	X	NO	
Does the Applicant understand the limitations inherent in their grant of operating authority?	YES	X	NO	

Has the Applicant read and signed the NTA Knowledge Statement?	**YES**	**X**	**NO**	

Attach signed Knowledge Statement.	**Exhibit H**

COMPLIANCE ITEMS	
1	Avoid Material Changes
2	File with the Authority evidence, (Form E)
3	File with the Authority the necessary insurance (Certificate of Insurance), describing liability limits and a list of vehicles covered.
4	Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly registered in motor carrier's name, display CPCN number, Logo and/or name of motor carrier. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles and registrations.
5	Ensure Driver qualification files are setup in accordance with CFR 391.51. Explain and make available set-up of time tracking method put into place. Ensure all drivers have pre-employment drug testing in accordance with Part 40, and CFR 382.301 and make available to Enforcement Staff for inspection of their business and vehicle domiciles, if different from business location.
6	Ensure vehicle maintenance files are setup in accordance with CFR 396.
7	File a copy of Bill of Lading (HHG) in accordance with NAC 706.335 which includes the CPCN number granted.
8	Provide copies of Business License(s).
9	File a Tariff for approval by the financial Analyst.
10	Provide copy of contract with a laboratory to perform and monitor your substance abuse program and a list of enrolled drivers.
11	Provide signed Affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167
12	Reimburse the Authority for the cost of noticing fees of the application
13	If parking vehicle(s) in residential location, must provide adequate proof.

INVESTIGATOR: M. Burton	**DATE:** 12/7/20
REVIEWED BY SUPERVISOR INVESTIGATOR: Rene Rivera	**DATE:** 12/9/20
REVIEWED BY APPLICATION MANAGER:	**DATE:** 12/15/20

A listed EXHIBIT, (A,B,C etc), is the documentary evidence of the requirement being met. If a requirement has not been met, the EXHIBIT category will be left blank and it will be checked as a compliance item. Questions that do not apply to the Applicant the EXHIBIT category will be marked as NA.

Rev 12/11/19mr

by the Authority

14. Provide for approval a Safety Plan following the Nevada Governmental guidelines and protocols for operations during the Covid-19 Pandemic.

A-3/3

Pro-Forma Balance Sheet

Assets:

Current Assets:

Cash	$7,611.60	
Prepaid insurance	$1004.00	
Total:		**$8,615.60**

Fixed Asset:

Vehicle #1	$21,500.00	
Vehicle #1 Truck Wrap	$4,500.00	
Vehicle #2	$10,000.00	
Equipment	$1,500.00	
Less accumulated depreciation	$0	
Office Equipment	$0	
Total:		**$37,500.00**

Total Assets: **$46,115.60**

Liabilities:

Current Liabilities

Current portion L/T Debt	$1,092.00

Long Term Liabilities

Vehicle #2	$9,077.00

Total Liabilities: **$10,169.00**

Attachment B-1/2 email 10-13-20

Equity

Vehicle #1	$21,500.00	
Vehicle #1 truck wrap	$4,500.00	
Capital	$8,446.60	
Fixed Assets/equipment	$1,500.00	
Total Equity:		**$35,946.60**
Total Liabilities & Equity		**$46,115.60**

77% equity

B-2/2

email 10.13.20

Summerlin Movers, LLC

Capital Contribution Narrative

Docket 20-08003

Ms. Sheena Holden, sole member of Summerlin Movers, LLC will infuse enough cash to into the company's checking account so that the cleared bank balance is no less than $11,664.00

Attachment C

Summerlin Movers, LLC
Profit and Loss Statement
12 Month Pro-Forma 2020-2021

	Month 1	Month 2	Month 3	Month 4	Month 5	Month 6	Month 7	Month 8	Month 9	Month 10	Month 11	Month 12	12 month totals
Gross Revenues	$17,000.00	$17,000.00	$17,000.00	$17,000.00	$17,000.00	$17,000.00	$34,000.00	$34,000.00	$34,000.00	$34,000.00	$34,000.00	$34,000.00	$306,000.00
COST OF REVENUES													
Vehical Fuel	$487.00	$487.00	$487.00	$487.00	$487.00	$487.00	$974.00	$974.00	$974.00	$974.00	$974.00	$974.00	$8,766.00
Base Salary-Driver	$1,760.00	$1,760.00	$1,760.00	$1,760.00	$1,760.00	$1,760.00	$3,520.00	$3,520.00	$3,520.00	$3,520.00	$3,520.00	$3,520.00	$31,680.00
Payroll Tax	$672.00	$672.00	$672.00	$672.00	$672.00	$672.00	$1,344.00	$1,344.00	$1,344.00	$1,344.00	$1,344.00	$1,344.00	$12,096.00
Contract Labor	$2,720.00	$2,720.00	$2,720.00	$2,720.00	$2,720.00	$2,720.00	$5,440.00	$5,440.00	$5,440.00	$5,440.00	$5,440.00	$5,440.00	$48,960.00
Repairs & Maintenance	$306.25	$306.25	$306.25	$306.25	$306.25	$306.25	$606.25	$606.25	$606.25	$606.25	$606.25	$606.25	$5,475.00
Supplies	$900.00	$900.00	$900.00	$900.00	$900.00	$900.00	$1,800.00	$1,800.00	$1,800.00	$1,800.00	$1,800.00	$1,800.00	$16,200.00
Tools & Equipment	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$2,400.00
Workers Comp/Labor	$627.20	$627.20	$627.20	$627.20	$627.20	$627.20	$1,254.40	$1,254.40	$1,254.40	$1,254.40	$1,254.40	$1,254.40	$11,289.60
Uniforms/Masks	$64.20	$64.20	$64.20	$64.20	$64.20	$64.20	$64.20	$64.20	$64.20	$64.20	$64.20	$64.20	$770.40
Cost of Total Revenues	$7,736.65	$7,736.65	$7,736.65	$7,736.65	$7,736.65	$7,736.65	$15,202.85	$15,202.85	$15,202.85	$15,202.85	$15,202.85	$15,202.85	$137,637.00
Gross Profit	$8,794.35	$8,814.35	$8,834.35	$8,854.35	$8,874.35	$8,894.35	$18,448.15	$18,468.15	$18,488.15	$18,508.15	$18,528.15	$18,548.15	$164,055.00
OPERATING EXPENSES													
Cost of Vehical parking	$350.00	$350.00	$350.00	$350.00	$350.00	$350.00	$700.00	$700.00	$700.00	$700.00	$700.00	$700.00	$6,300.00
Phone	$233.50	$233.50	$233.50	$233.50	$233.50	$233.50	$233.50	$233.50	$233.50	$233.50	$233.50	$233.50	$2,802.00
Advertising/Marketing	$600.00	$600.00	$600.00	$1,200.00	$1,200.00	$1,200.00	$1,800.00	$1,800.00	$1,800.00	$1,800.00	$1,800.00	$1,800.00	$16,200.00
Office rent (virtual)	$49.00	$49.00	$49.00	$49.00	$49.00	$49.00	$49.00	$49.00	$49.00	$49.00	$49.00	$49.00	$588.00
License	$135.42	$135.42	$135.42	$135.42	$135.42	$135.42	$135.42	$135.42	$135.42	$135.42	$135.42	$135.42	$1,625.04
Claims	$500.00	$500.00	$500.00	$500.00	$500.00	$500.00	$500.00	$500.00	$500.00	$500.00	$500.00	$500.00	$6,000.00
Office Supplies	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$2,400.00
Travel	$200.00	$200.00	$200.00	$200.00	$200.00	$200.00	$400.00	$400.00	$400.00	$400.00	$400.00	$400.00	$3,600.00
Accounting	$110.00	$110.00	$110.00	$110.00	$110.00	$110.00	$110.00	$110.00	$110.00	$110.00	$110.00	$110.00	$1,320.00
Operating Lease Vehicle 2	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$2,782.00	$2,782.00	$2,782.00	$2,782.00	$2,782.00	$2,782.00	$16,692.00
Payroll Tax-Admin/GM	$0.00	$0.00	$0.00	$450.00	$450.00	$450.00	$675.00	$675.00	$675.00	$900.00	$900.00	$900.00	$6,075.00
Salaries/Wages (admin/GM)	$0.00	$0.00	$0.00	$3,000.00	$3,000.00	$3,000.00	$4,500.00	$4,500.00	$4,500.00	$6,000.00	$6,000.00	$6,000.00	$40,500.00
Tax	$112.50	$112.50	$112.50	$112.50	$112.50	$112.50	$112.50	$112.50	$112.50	$112.50	$112.50	$112.50	$1,350.00
Depreciation vehical #1/FF&E	$458.33	$458.33	$458.33	$458.33	$458.33	$458.33	$458.33	$458.33	$458.33	$458.33	$458.33	$458.33	$5,500.00
Insurance	$1,004.54	$508.15	$508.15	$508.15	$508.15	$508.15	$1,512.69	$1,016.30	$1,016.30	$1,016.30	$1,016.30	$1,016.30	$10,139.48
Cost of Operating Expenses	$3,953.29	$3,456.90	$3,456.90	$7,506.90	$7,506.90	$1,566.34	$14,168.44	$13,672.05	$13,672.05	$15,397.05	$15,397.05	$15,397.05	$121,091.52
Net Operating Income	$5,019.89	$5,536.28	$5,556.28	$817.58	$797.58	$87.83	$4,458.54	$4,974.93	$4,994.93	$3,289.93	$3,309.93	$3,329.93	$42,173.63

Attachment D-1/9

90 day fixed cost calculation			
Cost of Vehical parking	$350.00	$350.00	$350.00
Phone	$233.50	$233.50	$233.50
Rent	$49.00	$49.00	$49.00
Insurance	$1,004.54	$508.15	$508.15
License	$135.42	$135.42	$135.42
Office Supplies	$200.00	$200.00	$200.00
Accounting	$110.00	$110.00	$110.00
Payroll Tax	$672.00	$672.00	$672.00
Salaries/Wages	$0.00	$0.00	$0.00
Tax	$112.50	$112.50	$112.50
Depreciation	$458.33	$458.33	$458.33
	$3,325.29	$2,828.90	$2,828.90
90 day fixed expenses		$8,983.10	
this is the amount of cash needed in bank to fund 90 days			
This also affects the balance sheet cash and equity			

D-2/9

Identify the market the applicant intends to service, demonstrating that such market will support the proposed operations?

Nevada, especially Clark County, continues to grow in population year after year. State population estimates surpassed 3 million people and the U.S. Census Bureau ranked the Silver State as the nation's fastest-growing in 2018. More than 50,000 Californians moved to Nevada from July 2017 to July 2018, the Las Vegas Review-Journal reported, or nearly 40% of the total number of people who moved from another U.S. state during that time. With a surplus in people moving into Nevada, all of these moves deserve the utmost quality care as well as availability of movers to handle their belongings with care, such as Summerlin Movers, LLC.

With years of professional experience, unique advertising and marketing strategies to personal and public businesses in the local southern Nevada area, Summerlin Movers LLC, is highly equipped to help expand and support the additional upcoming household goods moves in southern Nevada with high quality service.

In order to insure the success of Summerlin Movers LLC, our team has reached out to local businesses, both residential and commercial realtors/agents, senior citizen centers, and large corporations dealing with relocating their employees, just to name a few. We have developed an extensive network in the local community, based on personal networking and building strong relationships, with the intention to get the Summerlin Movers LLC name spread into the local Las Vegas community. This is vital to building a successful household goods moving company.

Sources used for marketing, advertising, and sales:

-Brokers/realtors/agents

We project 5-10 jobs per month in the slow season and 10-20 jobs per month in the peak season, based on this referral source. We work very closely with many realtors/agents who are personal friends and sell a large volume of real estate each year. Additionally, we will be the in house referral source for Realty One, who has the most agents of any other agency in the greater Las Vegas area.

-Apartment complexes
-Property management companies
-Website (organic traffic)
-Referrals from personal relationships, customers, and businesses
-Moving Truck (advertising)
-Hotels Casinos
-Senior Citizen centers
-Chamber of Commerce
-Storage Units
-Weekly Estate Sales

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Application

-In house support for Spanish speaking customers.
-Moving supplies- delivery to customers home for convenience

The marketing and advertising efforts of Summerlin Movers, LLC, along with high quality established business relationships among the local Las Vegas community as well as the relationships to be created in the future, will support the initial vehicles requested.

The maximum vehicles also allows us downtime for each truck to keep all required maintenance up to date yet still be able to meet our moving opportunities. The maximum vehicles proposed also gives us room for growth within our first year.

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application

Projected Revenue Narrative

The projected revenue, for the first year of business, is based on one truck for the first six months of business and then adding another truck for the second six months of business. This projection is based on 360 moves over the 12 month period with an average of 20 moves per month, per truck.

Projected revenue of $306,000.00 at 360 jobs = $850.00 (average tariff rate).

Revenues for month 1-6 are anticipated to average $17,000.00 per month. ($850 x 20 moves)

Revenues for months 7-12 are anticipated to average $34,000.00 per month. ($850 x 40 moves)

Average at $125 per/hr = 6.8 hours with $850.00 average tariff

Projections are based on a 30 day month and allows for down time for maintenance or other vehicle issues each month.

- We anticipate working with over 1,500 real estate agents representing residential buyers and sellers. We project 15-25 referrals jobs from this base. If each agent only has one transaction per month, this very conservatively represents 1%-1.6% lead factor. During the busy summer months, we anticipate 40-60 jobs from this referral base, again a conservative lead generation of 2.6%-4%.
- We anticipate 10-20 jobs per month from advertising in slow months and 20-40 jobs per month from advertising during the busy months.

D-5/9

email 10.22.20

12 Month Statement of Pro-Forma Income and Expense for Summerlin Movers, LLC

Fuel:

Vehicle fuel is based upon vehicles averaging 8 miles per gallon and fuel priced approximately at $3.00 per gallon. Estimated mileage per job is 65 miles. In the beginning the truck will not be scheduled at 100% to allow downtime for maintenance. Vehicle one will be scheduled at 20 jobs in months 1-6. Vehicle 2 will not start to show revenue until months 7-12. Vehicle 3 does not show any revenue in year one. Based on these assumptions our projected fuel price, per month, for one truck will be $487.00 and $2,922.00 in the first 6 months. Projected fuel price, per month with 2 trucks in months 7-12 will be $974.00 and $5,844.00. The yearly total fuel is projected to cost $8,766.00.

Vehicle Maintenance:

Vehicles will be maintained every 6,000 miles, about every 3-5 months. Based on estimates from the shop, this averages out to be about $300 per month per truck. During months 1-6 projected maintenance will be $1,800.00. During months 7-12 projection of cost will increase to $3,600.00. This includes vehicle inspection points, oil changes, filter change and lube job. Annual DOT inspection $75 dollars per truck (only truck #1) for a total of $75.00. Yearly total for vehicle maintenance is $5,475.00.

Supplies:

Supplies consist of moving materials: tape, shrink wrap, bubble wrap, packing paper and boxes. We assume a majority of our customers will pack themselves and will only need limited supplies for their move. We project an average of $45 in moving supplies per job over a 12 month period. for a total of $16,200.00 for the year for supplies.

Tools and equipment:

Monthly expenses for small tools and misc. Items for day to day moves and operations. We anticipate start up costs for tools and equipment to cost $1500.00 initially and then around $200 per month for small things throughout the year. For a total of $2,400.00.

Leased Truck:

Beginning in month 7-12, a second truck is projected to begin operation. The lease amount will be $695.50 per week. We anticipate leasing the truck for 24/26 weeks in the 6 month period for a total of $16,692.00.

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Insurance:

The vehicle insurance is quoted by Progressive for an annual total of $6,026.00 for truck #1. Payment as follows: $1004.54 upfront and the remaining balance to be paid over the next 10 months. This figure will increase in months 7-12 (additional insurance for the leased truck) to equal $10,139.48 for the first year.

Cost of Vehicle Parking:

In month 1-12 it will cost $350.00 per month for vehicle #1 parking and a yearly total of $6,300.00. In months 7-12 we will need to acquire another parking spot for leased truck #2. This will be an additional $2,100.00. Parking for both trucks in year one will cost $8,300.00.

Phone:

Two cell phones will be used to make and take all business calls for a total of $233.50 per month. A total of $2,802.00 for the first year.

Advertising/Marketing:

Our advertising budget will start off at $600.00 for months 1-3. In months 4-6 we will increase the monthly marketing to $1,200.00. In months 7-12 we will up our marketing dollars to $1,800.00. This will be a total amount of $16,200.00 for the first year.

Office Rent:

Virtual office rent is $49.00 per month for a total of $588.00 per year.

Licenses:

Licenses we must obtain are:

- State Business License: $425
- DOT & MC (interstate Authority): $1200

Claims:

Although we will try to avoid any damages, through training and proper moving techniques, if a claim is filed we will work to take care of the claim in a timely manner. Summerlin Movers, LLC will set aside a fund of $500.00 per month for a yearly total of $6,000.00.

Office supplies:

Our anticipated office supplies (paper, clip boards, pens, and envelopes) will cost around $200.00 per month for a total of $2,400.00 per year.

Travel/Employee meals/snacks:

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Travel is accounted for under fuel prices. Meals and snacks will be budgeted around $200.00 per month for months 1-6 and $400.00 per month for month 6-12 for a total of $3,600.00.

Accounting and Professional fees:

Bookkeeping will cost around $35 per month via Quickbooks for a total of $420.00 per year. Accounting for tax season is projected to cost around $600.00. We also anticipate annual accounting fees for payroll tax and the NTA annual report $300. Yearly cost is anticipated at: $1,320.00.

Salaries and wages: Owner does not plan to take pay for the first 6 months of operation. Salary will be determined based on revenues after the 6 month in business. Also, all Marketing and Social Media will be done, in house, by the owner. GM will start off at $3,000 per month in month 4-6, with a salary increase to $4,500 per month in months 7-9 and $6,000 per month in months 10-12.

Contract labor: Payroll is based on projected sales for each vehicle. Our services will be available 7 days a week. Employees will be scheduled for 8 hours a day maximum. Contract labor will be used for non-driver work done for each job at $10 per hour. In months 1-6 we estimate contract labor to cost 2,720.00 each month for a total of $16,320.00. In months 7-12 we estimate contract labor to cost $48,960.00 with an additional truck.

Base Salaries - Drivers: One driver will be paid a base of $400 per month for months 1-6 ($2,400) and a second driver will be added in months 6-12 ($4,800). Each driver will receive, additional to the $400 base pay, $10 per hour for each hour worked as estimated in monthly jobs. Base salaries drivers are estimated to cost $31,680 for year number one.

Yearly payroll is projected to be $80,640.00 for contract labor and base salary/driver.

Payroll Tax: Payroll overhead includes items such as FICA, Federal Unemployment Insurance and state equivalent and is based on 15% of payroll for each month and is a projected yearly cost of: $12,096.00. Workers comp has been included here at 14% for an estimated annual expense of $11,289.60 per year. Total estimated annual payroll tax and workmans comp is projected to be $23,385.60.

Depreciation

The 2012 International Truck depreciation schedule at 20% per year (for 5 years depreciation), of the purchase price of $21,500 is a total of $5,500 (21,500 + 4,500 + 1,500 / 5 years) of depreciation for truck #1, wrap and equipment for the first year.

Total depreciation for year 1 is $5,500.

Bank and Credit Card Services:

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No credit card fees are projected. No bank fees are projected.

Tax:

This amount represents tax including modified business tax and sales tax on supplies. Yearly projection is $1350.00.

Uniforms:

The cost of 48 t-shirts is projected to be about $600.00. Twenty-four custom made masks are projected to cost $170.00. Total of $770.00.

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CPCN_____ SUMMERLIN MOVERS LLC N.T.A. NO. 1

No supplement to this tariff will be issued
Except for the purpose of canceling the tariff
unless specifically authorized by the Authority.

Additions to, changes in and eliminations from
this tariff will be in loose-leaf form.

SUMMERLIN MOVERS, LLC

CPCN NO. _____

HOUSEHOLD GOODS TARIFF NO. 1

NAMING LOCAL COMMODITY RATES ALSO
ACCESSORIAL SERVICE CHARGES, MISCELLANEOUS SERVICE CHARGES,

APPL YING ON NEW AND USED FURNITURE AND HOUSEHOLD EFFECTS, PERSONAL EFFECTS, AND OTHER PROPERTY AS DESCRIBED IN THE TARIFF

BETWEEN ALL POINTS AND PLACES WITHIN CLARK COUNTY ON THE ONE HAND AND POINTS AND PLACES WITHIN THE STATE OF NEVADA ON THE OTHER HAND

FOR

SUMMERLIN MOVERS LLC

ISSUED: ISSUED BY: EFFECTIVE:

Sheena Holden
Summerlin Movers, LLC
2620 Regatta Dr.
Las Vegas, NV 89128

Attachment D-1/19

application

CPCP_____ SUMMERLIN MOVERS LLC N.T.A. No. 2

HOUSEHOLD GOODS TARRIF NUMBER 1

CHECKING SHEET FOR TARRIFF

Upon receipt of new or revised pages, a check mark must be placed opposite the "Correction Number" (shown below) corresponding to number shown in lower left-hand corner of the new or changed page. If correction numbers are properly checked as received, check marks will appear in consecutive order without omission. However, if check marks indicate that a new or revised page has not yet been received, request should at once be made to the issuing carrier for a copy of the new or revised page.

CORRECTION NUMBERS

1	7	13	19	25
2	8	14	20	26
3	9	15	21	27
4	10	16	22	28
5	11	17	23	29
6	12	18	24	30

Explanation of Abbreviations and Other Reference Marks

dba ..... doing business as
NV ..... Nevada
No. ..... Number
Nos. ..... Numbers
NTA.....Nevada Transportation

N ..... New
C ..... change, neither increase nor reduction
I..... Increase
R..... Reduction Authority

Authority

ISSUED: ISSUED BY: EFFECTIVE:

Sheena Holden
Summerlin Movers, LLC
2620 Regatta Dr.
Las Vegas, NV 89128

D-2/19

Applicatio

TABLE OF CONTENTS

APPLICATION OF CARRIER'S OPERATIVE RIGHTS

remark

Transportation of household goods, ~~furniture, office, stores, equipment supplies and general commodities~~ on call over irregular routes, between points and places within the State of Nevada.

RESTRICTIONS: The number of vehicles in the carrier's fleet shall be no more than three (3).

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ISSUED:

ISSUED BY:
Sheena Holden
Summerlin Movers, LLC
2620 Regatta Dr.
Las Vegas, NV 89128

EFFECTIVE:

D- 4/19

Rule No.	Rules & Regulations

10. Application of Rates- Commodity Description

The rates named in this tariff apply to personal property, including furniture, baggage, equipment, stock or supplies of residences, ~~stores, offices or other establishments.~~

20. Application of Rates- Territory

The rates shown on this tariff apply to all points and places in the State of Nevada.

30. Accessorial Services

Except as otherwise provided herein, rates or changes covering accessorial services rendered by the carrier are in addition to the transportation rates named in this tariff.

50. Articles Not Accepted

Unless otherwise provided, the following property will not be accepted for shipment: bank bills, coins or currency, deeds, notes, drafts or valuable papers of any kind, credit cards, jewelry, postage stamps, trading stamps, letters or packets of letters, precious stones or articles manufactured therefrom, or perishable articles. Should such articles come into possession of the carrier without its knowledge, responsibility for safe delivery will not be assumed. Firearms, hazardous materials, explosives, dangerous goods or property liable to impregnate or otherwise damage equipment or other property will not be accepted for shipment.

Household pets will not be accepted for transportation

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application

Rule No.	Rules & Regulations

55. Articles Liable to Cause Damage

A. Carrier will not accept for shipment property liable to damage equipment or other property.

B. Carrier will not accept for shipment articles, which cannot be taken from the premises without damage to the article or the premises

60. Complete Article

Each shipping piece or package and contents thereof constitute one article except the total component parts of any article taken apart or knocked down for handling or loading in vehicle shall constitute one article for the purpose of determining carrier's liability as provided in Rule 70.

Note: When entire shipment is transported in containers or shipping boxes, each shipping package, piece or loose item not enclosed within a package in such containers or shipping boxes will constitute the article.

70. Declaration of Value

A. Shippers are required to state specifically in writing the agreed or declared value of the property, otherwise, a base value protection of $0.60 per pound per article will apply. Where value in excess of $0.60 per pound per article is declared, at the option of the shipper, the carrier will provide a depreciated valuation for an additional fee (see chart below). (continued.....)

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Depreciated Valuation is calculated at 20% depreciation per year. Where depreciated value cannot be determined customer will be given $2.25 per pound per article. Where value in excess of $2.25 per pound per article is declared, at the option of the shipper, the carrier will provide special valuation for an additional fee (see chart below). Special Valuation includes repair or replacement of item, or value protection of $4.00 per pound per article.

The charges for each are based per truck, on the total cost of the move as follows.

Total Cost of the Move:	**Depreciated Valuation**	**Special Valuation**
Less than $750.00	$75.00	$150.00
Between $751.00 - $1,000.00	$100.00	$200.00
Between $1,001.00 - $1,250.00	$125.00	$250.00
More than $1,251.00	$150.00	$300.00

B. If shipper declines to declare the value or agree to release value in writing, the shipment may not be accepted. If accepted, base release value of $0.60 per pound per article will apply. (See Rule 120).

80. Claims

A. Any claims for loss, damage or overcharge shall be in writing and shall be accompanied by the bill for transportation. Carrier may require a certified or sworn statement of claim.

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B. Carrier shall be immediately notified of all claims for concealed damage and shall be given a reasonable opportunity to inspect alleged concealed damage in original package.

C. The carrier's liability shall not exceed the cost of repairing or replacing the property lost or damaged with materials of like kind or quality not exceeding the actual cash value of the property at time and place of loss, with due allowances for depreciation or deterioration howsoever caused. In no event shall the carrier's liabilities exceed: (1) the released value not exceeding $0.60 per pound per article; or (2) if shipper has declared a value on the entire shipment such proportion of the actual value of the article or articles lost or damaged shall be determined under Rule 70.

D. The carrier's liability for goods shall cease when the property has been delivered to and receipted for by the owner, or by the consignee or shipper or the authorized agent of either, except as to damage noted at time of delivery. When the carrier is directed to the unload or deliver property (or render any services) at a place or places at which the consignee or its agent is not present the property shall be at the risk of the owner after unloading or delivery.

E. Where the carrier is directed to load property from (or render) any service at a place or places at which the consignor or its agent is not present, the property shall be at the risk of the owner before loading.

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F. The carrier's liability regarding sets or matched pieces shall be limited to repair or replacement of the lost or damaged piece or pieces only and shall not extend to repair, replacement or recovering of the entire set, but in no event to exceed: (1) the released value not exceeding $0.60 per pound per article; or (2) if shipper has declared a value on the entire shipment such proportion of the actual value of the article or articles lost or damaged shall be determined under Rule 70.

85. Claims for Lost or Damaged Freight or Baggage

A claim by a shipper or consignor against a common or motor carrier for lost or damaged freight or baggage must be submitted to the carrier within 7 days after the loss or damage is discovered. Within 14 days after receipt of the claim, the carrier shall: (A) compensate the shipper or consignor or (8) Deliver to the shipper or consignor a written denial of the claim.

A Denial of the claim may be appealed by the shipper or consignor to the NTA.

90. Failure to Make Delivery

A. In all instances where carrier is unable to locate the consignee at the address (if known by carrier); or where the consignee is unable or declines to accept delivery of the shipment, or the shipment remains in the possession of the carrier pursuant to instructions of the shipper or consignee, consignor or owner, or written, notice delivered to the premises where actual delivery was to be effected or to the carrier, or at the option of the carrier, in a public warehouse, and upon such placement liability to carrier shall immediately cease and liability shall thereafter be only that of the warehouseman in possession.

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B. In cases where a "subsequent delivery" is called for and made, changes will be assessed for such "subsequent delivery" based on charges lawfully applicable from carrier's terminal or from the public warehouse (as the case may be) to place of delivery

100. Impracticable Pick-up or Delivery

A. It is the responsibility of the shipper to make shipment accessible to carrier or accept delivery from carrier at a point at which the road haul vehicle may be safety operated.

B. When it is physically impossible for carrier to perform pick-up of shipment at origin address or to complete delivery of shipment at destination address with normally assigned road haul equip ment, due to the structure of the building, its inaccessibility by highway, inadequate or unsafe public or private road, overhead obstructions, narrow gates, sharp turns, trees, shrubbery, the deterioration of roadway due to rain, flood, snow, or nature of an article at point of pick-up or tender delivery at destination at the nearest point of approach to the desired location where the road haul equipment can be made safely accessible.

C. Upon request of the shipper, consignee or owner of the goods, the carrier will use or engage smaller equipment than its normal road haul equipment or provide extra labor for the purpose, if possible, of accomplishment of transferring the shipment between the residence and the nearest point of approach by the carrier's road haul equipment. Charges for the auxiliary service to cover labor and additional vehicle (if used) will be as provided in Rule 300 and shall be in addition to all other transportation or accessorial charges.

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D. If the shipper does not accept the shipment at nearest point of safe approach by carrier's road haul equipment to the destination address, the carrier may place the shipment, or any part thereof not reasonably possible for delivery, in storage at the nearest available public warehouse, subject to a lien for all lawful charges. The liability on the part of the carrier will cease when the shipment is unloaded into the warehouse and the shipment shall be considered as having been delivered.

E. Transportation charges to cover the movement of shipment or part thereon from point at which it was originally tendered to warehouse location shall constitute a new shipment, subject to applicable rate as provided in tariff from point at which it was originally tendered to warehouse location, which shall be in addition to charges from initial point of origin to point at which shipment was originally tendered. All accrued charges on the shipment or any part thereof shall be due and payable upon delivery of it to the warehouse. Any subsequent movement from warehouse shall constitute a new shipment.

110. Impracticable Operation

Nothing in this tariff shall require the carrier to perform any line-haul service or pick-up or delivery service or any other service from or to or at any point or location where, through no fault or neglect of the carrier, the operation of vehicles is impracticable because:

A. The condition of roads, streets, driveways, alleys, or approaches thereto would subject operations to unreasonable risk or loss of damage to life or property.

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B. Loading or unloading facilities are inadequate; or

C. Any force majeure, war, insurrection, riot civil disturbance, strike, picketing, or other labor disturbance would (1) subject operations to unreasonable risk of loss or damage to life or property or (2) unreasonably jeopardize the ability of the carrier to render line-haul or pick-up or delivery or any other service from or to or at other points of location.

120. Insurance

The cost of any insurance in the name of the shipper, or for the benefit of the shipper will not be assumed by the carrier. (See Rule 70).

130. Moving and Packing

A. Articles of fragile or breakable nature must be properly packed. No claims will be allowed on any items that are not packed by the carrier.

B. The contents of all desk or dresser drawers, other than clothing, must be removed. File cabinets with contents must be locked or otherwise securely fastened.

C. Oversized or unique items such as pianos, organs, safes, full size copiers, fireproof file cabinets, pool tables, marble top tables, riding lawn mower and motorcycles may result in extra charges to the shipper for the delivery of such individual items as shown in Rule 300.

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D. Where shipments are improperly or unsafely packed, crated or boxed, and by reason thereof the contents may be destroyed or damaged, carrier will arrange to have such shipment properly packed and charges shown in Rule 300 of this tariff will be assessed.

E. The shipper shall provide all original packing boxes or agree to use boxes as provided by carrier.

135. Bill of Lading

Upon completion of shipment of customer's household goods, carrier shall present to the person paying for the shipment the original bill for payment. Such bill shall show:

A. The name and address of the carrier;

B. The names of the consignor and consignee;

C. The points of origin and destination;

D. The date and time the shipment was received by the carrier;

E. The date and time of arrival of the shipment at its destination;

F. The date of the bill;

G. The weight of the shipment, if applicable;

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H. The route over which the household goods were transported, the name of the point of transfer and the name of each carrier participating in the transportation,

I. The numbers of vehicles which transported the household goods;

J. An adequate description of the property transported, including the number of items carried;

K. The rate charged for the service;

L. Any other charge incident to the transportation;

M. A statement that carrier's rates are subject to regulation by the Nevada Transportation Authority, and

N. Any other information required by the Nevada Transportation Authority.

140. Payment of Charges

A. The carrier will not deliver or relinquish possession of any property transported by it until all tariff rates and advanced charges have been paid by cash, money order, credit card (Visa, Master Card or Discover) or cashier's check, except where other arrangements have been made in advance.

ISSUED: ISSUED BY: EFFECTIVE:

Sheena Holden
Summerlin Movers, LLC
2620 Regatta Dr.
Las Vegas, NV 89128

D-14/19

applicatia

Rule No. **Rules & Regulations**

B. The carrier shall have lien rights on any property transported by it for all charges incurred.

C. The shipper will furnish the carrier, upon demand, a certified statement describing and setting forth the actual cash value of any property in possession of carrier being held for payment.

D. After 7 days, with proper notice, carrier shall have the right to sell, as shipper's agent, at public or private sale, any property of shipper's in satisfaction of any charges not paid in full.

E. Upon default by the shipper, carrier is entitled to collect legal fees, costs and interest as provided in the contract.

150. Pick-up and Delivery at Warehouse

Except as otherwise provided herein, if shipment is delivered to or picked up at a warehouse, the rates for transportation include only the unloading or loading at the door, platform, or other point convenient or accessible to the vehicle.

160. Shipments Accepted Subject to Laws

Shipments will be accepted subject to the requirements of ordinances or limitation of law regulating the transportation of the property, or the use of the vehicles and facilities.

D- 15/19

Applicati 2

Rule No.	Rules & Regulations

170. Waiting or Delay

When a vehicle is held for convenience of shipper or consignee through no fault of the carrier, a charge for waiting time will apply at the hourly rates shown.

180. Inspection of Packages

When the carrier or his agent believes it is necessary that the contents of packages be inspected, he shall make or cause such inspection to be made or require other sufficient evidence to determine the actual character of the property.

190. Serving Special Articles

The services provided by this tariff do not include the servicing of refrigerators, stoves, deep freeze cabinets, radios, record players, washing machines, dryers, television sets, air conditioners, television aerials or other articles or appliances requiring special servicing, prior to or immediately after transportation.

200. Advancing of Charges

Carrier will not engage third persons to perform any services for shipper and carrier shall not advance charges for other engaged by the shipper. When third persons are engaged by the shipper to perform any domestic or maid service, the carrier will not assume responsibility for their activities or conduct, amount of their charges, nor for the quality or quantity of service furnished, except as otherwise provided.

D-16/19

Applicatia

Rule No.	Rules & Regulations

210. Labor Charges

Cover all accessorial services for which no charges are otherwise provided in this tariff, when such services are requested by the shipper.

220. Early Termination of Shipment

A. The carrier reserves the right to stop work at any time for health and safety of its employees and demand payment for time worked and time estimated to complete the shipment.

B. The shipper reserves the right to stop work at any time. Minimum charges still apply.

295. Estimate of Charges

If requested by the shipper, the carrier will perform a visual inspection of the goods and provide the shipper a written estimate of the charges. The original estimate shall be delivered to the shipper and a copy maintained by carrier in carrier's record of shipment.

The estimate shall be based upon the carrier's tariff filed with the Nevada Transportation Authority. The final charge for transporting shipper's goods may not exceed the estimate unless the customer requests services that is not included in the written estimate and agrees to pay for the additional services so requested. If the final charge is less than the estimate, the carrier shall only collect the actual charge for the service.

Rule No. **Rules & Regulations**

300. Application of Rates

Carrier will charge hourly rates for use of vehicle and cost of labor. All charges begin at the location of the shipment pick up and end at the drop off location for the shipment.

(A) Shipping Rates - Hourly rates apply from shipper's pick-up location to shipper's drop off location and are as follows:

	2-Man 1 Truck	3-Man 1 Truck	4-Man 1 Truck	4-Man 2-Truck
Mon –Thurs	$105.00	$145.00	$185.00	$225.00
Fri &Sun	$105.00	$145.00	$185.00	$225.00
Sat	$105.00	$145.00	$185.00	$225.00

(B) Travel Charge - A one (1) hour travel charge will be assessed for all moves at the applicable hourly rate. If the shipper's pick up or drop off location is located beyond 30 miles from carrier's domicile, then the shipper will be charged an additional one-half hour for each 30 additional miles traveled, or portion thereof.

Rule No. **Rules & Regulations**

(C) Minimum Charge - All shipments and cancellations with less than 48 hours are subject to a two (2) hour minimum charge for all moves at the current rate.

(D) Peak Week Price Increase - The rate for the First 5 days and Last 5 days of every month are increased by $5 per hour.

(E) Extra Mover - Carrier will provide an additional mover for $45 per hour all year. (*) ?

(F) Delivery Rates for Individual Items - Carrier will move individual pieces of appliances, furniture or equipment within the greater Las Vegas Area for the following flat fees, if the entire process takes 45 minutes or less from the time the carrier arrives at the customer's home to the time the job is completed:

One Piece	$155.00
Two Pieces	$155.00
Three Pieces	$155.00
Spinet, console and upright pianos	$200.00

If the entire process takes longer than 45 minutes, the customer will be billed at the carrier's normal hourly rates (see Rule 300 a-d).

ISSUED: ISSUED BY: EFFECTIVE:

Sheena Holden
Summerlin Movers, LLC
2620 Regatta Dr.
Las Vegas, NV 89128

(*) Typo - will fix

D-19/19

Applicatio

Agenda Item# 96

Platinum Transportation
Petition for Relief
Docket 20-10039
January 28, 2021 General Session

November 19, 2020 general session minutes – item 93.

Docket 20-10039 The Petition for Extraordinary Relief of Platinum LV Transportation, LLC six series LLCs, Celebrity Coaches CPCN 2015, Bell Limo CPCN1217, Airport Mini Bus CPCN 2350, Mammoth Limousine CPCN 1105, Platinum LV Transportation CPCN 2166, Whittlesea Checker Taxi CPCN 2118, seeking prior approval of the transfer of membership interests while the Applications are pending. Staff investigation concluded. (DG)

Applications Manager Liz Babcock summarized the request and indicated staff support. Brent Carson, Esq. appeared on behalf of Platinum LV and offered a lengthy explanation. Jim Gleich appeared on behalf of the prospective Buyer. Interim Authority for a Temporary Transfer of Operating Rights with filing deadline of 60 days – Approved 3-0

Staff update:
Staff has concern with these applications being submitted as promised as NTI-NV, Inc. (Buyer) is not a current certificated carrier. As of this writing, January 14, 2021, we are in receipt of 6 applications for sale and transfer, all of which are incomplete, missing exhibits and supporting financial data. Staff has provided a listing of the items that are incomplete in the applications. The 60 day filing deadline will have expired by the date of this general session.

Agenda Item# 97

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Joint Application of Medical Transport Company, LLC d/b/a MTC for the temporary transfer of operating rights granted under CPCN 1112, Sub 3, to Medical Transport LV, a Series of Medical Transport Company USA, LLC.	)	Docket 20-12030

AMENDED INTERIM ORDER

The Nevada Transportation Authority of Nevada ("Authority") makes the following findings of fact and conclusions of law:

1. That on December 24, 2020 Medical Transport Company, LLC d/b/a MTC ("MTC") and Medical Transport LV, a Series of Medical Transport Company USA, LLC ("MTLV") filed a joint Application with the Authority for the temporary transfer of operating rights granted under Certificate of Public Convenience and Necessity ("CPCN") 1112, Sub 3 from MTC to MTLV. The carrier is authorized under CPCN 1112, Sub 3, to provide non-emergency medical transportation within Clark, Nye, and Lincoln Counties, Nevada with a fleet of sixteen (16) vehicles. Said Application was designated as Docket 20-12030.
2. That simultaneously the Applicant filed a Petition for Interim Authority.
3. That the Application was properly noticed to the public and to date no Petitions for Leave to Intervene or Protests have been filed.
4. That the period to file petitions for leave to intervene ("PLTI") or protests expires on January 27, 2021.

5. That should a PLTI be filed, the Authority will consider the filing in the normal due course of processing this application for temporary transfer of operating rights.
6. That MTC is currently shutting down their operations.
7. That MTLV will be employing all of the current nineteen (19) MTC employees in the operations of MTLV.
8. That the Applicant is a startup limited liability company with one member. That member is currently the certificate holder/operator of two licensed carriers, both of which are carriers in good standing with the Authority.
9. That on December 24, 2020, Commissioner David Newton, acting as Hearing Officer in this matter granted the request for interim authority subject to the completion of standard compliance requirements.
10. Based on all the records pertaining to the Application, and pursuant to NRS 706.6411:
    a. The Authority has considered the service which has been performed by the Transferor-Applicant and that which may be performed by the Transferee-Applicant;
    b. The Authority has considered the other authorized facilities for transportation in the territory for which the transfer is sought;
    c. The Transferee-Applicant is fit, willing, and able to perform the services of a common motor carrier by vehicle, and the proposed operation would be consistent with the legislative policy set forth in NRS 706.151; and
    d. The public interest requires no additional amendments, restrictions or modifications be attached to the Certificate.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The Application on file herein shall be GRANTED for the transportation service

specified below:

INTERIM TEMPORARY:
Provide non-emergency medical transportation of passengers at a per capita rate between points and places within Clark, Nye and Lincoln Counties, Nevada.

RESTRICTIONS:
All Transportation must originate and/or terminate at a medical facility.

The number of vehicles in the carrier's fleet shall be no more than sixteen (16).

TEMPORARY AUTHORITY IN EFFECT during the time period of the pendency of the application in Docket 20-12030 or until the Authority orders otherwise, *whichever comes first*.

2. Upon full compliance with the conditions of this Compliance Order, the certificate identified as CPCN 1112, Sub 3, shall be CANCELLED, and a new Certificate of Public Convenience and Necessity to be designated as CPCN 1112, Sub 4, shall be issued to ***Medical Transport Company, LLC d/b/a MTC Operated by*** Medical Transport LV, a Series of Medical Transport Company USA, LLC, authorizing operation in intrastate commerce as is more particularly described in the first ordering paragraph above.

3. Before issuance of said Certificate referred to hereinabove, Transferee-Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational or financial fitness and immediately report to Authority Staff any such material changes, should they occur.

   b. File with the Authority evidence of the required insurance (Form E) in the Applicant's name.

   c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicles covered.

   d. Make vehicles available for inspection by Authority Staff to ensure that they have been marked in accordance with NAC 706.170 including the carrier's name/logo and CPCN number. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles and registrations.

   e. Ensure driver qualification files are set up in accordance with CFR391.51. Explain

and make available set-up of time tracking method put into place. Ensure all drivers have pre-employment drug testing in accordance with Part 40 and CFR 382.30. Make available for inspection by Authority Staff the business and vehicle domiciles.

f. Ensure all drivers applied for temporary driver permits.

g. Ensure vehicle maintenance files are setup in accordance with CFR 396.

h. Provide a copy of the charter order with the CPCN number granted and the complaint/commendation language, in accordance with NAC 706.354 and NAC 706.281.

i. Apply for NTA decals.

j. Provide copies of current State of Nevada Department of Taxation permit and all applicable business licenses.

k. File a tariff that includes a description of the Authority granted, CPCN number, and the name and address of the Applicant.

l. Provide signed affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167.

m. Provide a copy of the contract between Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also operate as a driver, the contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

n. Provide for approval by the Authority, a safety plan following the Nevada governmental guidelines and protocols for operations during the Covid-19 Pandemic.

o. Reimburse the Authority for all noticing fees pursuant to NAC 706.1355

4. The Deputy Commissioner of the Authority shall be authorized to issue the above-referenced CPCN upon the Applicant meeting all requirements set forth herein.

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5. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

David Newton, Commissioner

Dated: 1/13/21
Las Vegas, Nevada

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Joint Application of Medical Transport Company, LLC d/b/a MTC for the temporary transfer of operating rights granted under CPCN 1112, Sub 3, to Medical Transport LV, a Series of Medical Transport Company USA, LLC.	)	Docket 20-12030

INTERIM ORDER

The Nevada Transportation Authority of Nevada ("Authority") makes the following findings of fact and conclusions of law:

1. That on December 24, 2020 Medical Transport Company, LLC d/b/a MTC ("MTC") and Medical Transport LV, a Series of Medical Transport Company USA, LLC ("MTLV") filed a joint Application with the Authority for the temporary transfer of operating rights granted under Certificate of Public Convenience and Necessity ("CPCN") 1112, Sub 3 from MTC to MTLV. The carrier is authorized under CPCN 1112, Sub 3, to provide non-emergency medical transportation within Clark, Nye, and Lincoln Counties, Nevada with a fleet of sixteen (16) vehicles. Said Application was designated as Docket 20-12030.
2. That simultaneously the Applicant filed a Petition for Interim Authority.
3. That the Application was properly noticed to the public and to date no Petitions for Leave to Intervene or Protests have been filed.
4. That the period to file petitions for leave to intervene ("PLTI") or protests expires on January 27, 2021.

5. That should a PLTI be filed, the Authority will consider the filing in the normal due course of processing this application for temporary transfer of operating rights.
6. That MTC is currently shutting down their operations.
7. That MTLV will be employing all of the current nineteen (19) MTC employees in the operations of MTLV.
8. That the Applicant is a startup limited liability company with one member. That member is currently the certificate holder/operator of two licensed carriers, both of which are carriers in good standing with the Authority.
9. That on December 24, 2020, Commissioner David Newton, acting as Hearing Officer in this matter granted the request for interim authority subject to the completion of standard compliance requirements.
10. Based on all the records pertaining to the Application, and pursuant to NRS 706.6411:
    a. The Authority has considered the service which has been performed by the Transferor-Applicant and that which may be performed by the Transferee-Applicant;
    b. The Authority has considered the other authorized facilities for transportation in the territory for which the transfer is sought;
    c. The Transferee-Applicant is fit, willing, and able to perform the services of a common motor carrier by vehicle, and the proposed operation would be consistent with the legislative policy set forth in NRS 706.151; and
    d. The public interest requires no additional amendments, restrictions or modifications be attached to the Certificate.

Therefore, based upon the foregoing findings, it is ORDERED that:

1. The Application on file herein shall be GRANTED for the transportation service

specified below:

INTERIM TEMPORARY:
Provide non-emergency medical transportation of passengers at a per capita rate between points and places within Clark, Nye and Lincoln Counties, Nevada.

RESTRICTIONS:
All Transportation must originate and/or terminate at a medical facility.

The number of vehicles in the carrier's fleet shall be no more than sixteen (16).

TEMPORARY AUTHORITY IN EFFECT during the time period of the pendency of the application in Docket 20-12030 or until the Authority orders otherwise, *whichever comes first*.

2. Upon full compliance with the conditions of this Compliance Order, the certificate identified as CPCN 1112, Sub 3, shall be CANCELLED, and a new Certificate of Public Convenience and Necessity to be designated as CPCN 1112, Sub 4, shall be issued to Medical Transport LV, a Series of Medical Transport Company USA, LLC, authorizing operation in intrastate commerce as is more particularly described in the first ordering paragraph above.

3. Before issuance of said Certificate referred to hereinabove, Transferee-Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational or financial fitness and immediately report to Authority Staff any such material changes, should they occur.

   b. File with the Authority evidence of the required insurance (Form E) in the Applicant's name.

   c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicles covered.

   d. Make vehicles available for inspection by Authority Staff to ensure that they have been marked in accordance with NAC 706.170 including the carrier's name/logo and CPCN number. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles and registrations.

   e. Ensure driver qualification files are set up in accordance with CFR391.51. Explain

and make available set-up of time tracking method put into place. Ensure all drivers have pre-employment drug testing in accordance with Part 40 and CFR 382.30. Make available for inspection by Authority Staff the business and vehicle domiciles.

f. Ensure all drivers applied for temporary driver permits.

g. Ensure vehicle maintenance files are setup in accordance with CFR 396.

h. Provide a copy of the charter order with the CPCN number granted and the complaint/commendation language, in accordance with NAC 706.354 and NAC 706.281.

i. Apply for NTA decals.

j. Provide copies of current State of Nevada Department of Taxation permit and all applicable business licenses.

k. File a tariff that includes a description of the Authority granted, CPCN number, and the name and address of the Applicant.

l. Provide signed affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167.

m. Provide a copy of the contract between Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also operate as a driver, the contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

n. Provide for approval by the Authority, a safety plan following the Nevada governmental guidelines and protocols for operations during the Covid-19 Pandemic.

o. Reimburse the Authority for all noticing fees pursuant to NAC 706.1355

4. The Deputy Commissioner of the Authority shall be authorized to issue the above-referenced CPCN upon the Applicant meeting all requirements set forth herein.

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5. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

David Newton, Commissioner

Dated: December 29, 2020
Las Vegas, Nevada

BEFORE THE TRANSPORTATION SERVICES AUTHORITY OF NEVADA

Joint Petition of MEDICAL TRANSPORT COMPANY, LLC (MTC) and MEDICAL TRANSPORT USA, LLC, Series A for a Temporary Transfer of Operating Rights of *CPCN 1112.3*	**DOCKET NO.** 20-12030

Approved D. Monk 12/24/20

RECEIVED
DEC 24 2020
Nevada Transportation Authority
Las Vegas, Nevada

~~MOTION~~ Petition FOR AN INTERIM ORDER

COMES NOW, JOINT PETITIONERS, by and through counsel of record, Brent A. Carson, Esq. of the law firm Attorney Brent Carson, LLC, and hereby submits the following Motion for an Interim Order pursuant to Nevada Administrative Code ("NAC") 706.3959.

All notices, pleading documents and correspondence pertaining to this proceeding should be directed to the following individual:

Brent A. Carson, Esq.
7935 W. Sahara Ave. #101
Las Vegas, Nevada 89117

I. ~~INTRODUCTION~~

On or about December 21, 2020, Joint Petitioners filed an Application for temporary transfer of operating authority for CPCN 1112.3

MTC, through extenuating circumstances, has announced its intent to cease operations in Nevada. (See attached letter from Mr. Monk). USA, a newly formed company, has agreed to purchase the assets of MTC. (See State Business License, Initial List of Officers). An Asset Purchase Agreement is being negotiated at this time. However, based upon the enormous public interest in keeping all Non Emergency Transportation providers in business during this time, USA and MTC filed the temporary transfer application and are looking for an interim order approving said transfer. While requests for Interim Authority are not favored by the Authority, there are two reasons that completely justify an Interim Order in this situation:

1. COVID 19 hospitalizations are at an all time high in Nevada. Safe, reliable transportation of the public to and from the hospital or medical care facility is necessary.
2. USA will continue to employee MTC's current employees. Nevada has one of the highest unemployment rates in the Nation. Keeping Nevadan employed, especially during the holidays, is reason alone to grant this Order.

II. REQUEST FOR INTERIM AUTHORITY TO OPERATE

As noted above, MTC intends to cease operations in Nevada. MTC and USA have agreed, in principle, to an Asset Purchase Agreement. USA is owned 100 % by Emil Bejgu, a current NEMT operator in both Northern and Southern Nevada. His ability to continue the operations of MTC is unquestionable. NAC 706.3998 reads:

> NAC 706.3998 Hearings: Interim order. (NRS 233B.050, 706.171) The Authority or presiding officer may, in the course of a proceeding and before entering a decision or a recommended decision, issue an appropriate written interim order. An interim order is not subject to exceptions or petitions for rehearing, reconsideration or reargument, but any party aggrieved by the interim order may file a written motion to set aside, stay or modify the order.

The Board has the authority to issue an Interim Order. This particular situation is one where NAC 706.3998 needs to be followed.

III. CONCLUSION

Wherefore, based on the facts and information mentioned above, coupled with the arguments set forth herein, MTC and USA respectfully requests that an Interim Order be issued authorizing the temporary transfer of operating authority of CPCN 1112.3 transferred to USA.

DATED this 18 day of December, 2020.

ATTORNEY BRENT CARSON, LLC

Brent A. Carson, Esq.
Nevada Bar No. 5903
7935 W. Sahara Ave. #101
Las Vegas, Nevada 89117
Counsel for USA

Department of Business and Industry

Nevada Transportation Authority

3300 West Sahara Ave, Ste 200

Las Vegas, Nevada 89102

To whom it may concern,

Due to the unforeseen and unexpected immediate departure of management, many of the dispatch team, billers, and credentialed drivers, left to start a new non-credentialed non-emergency transportation company, it has made it difficult to continue operations for Medical Transport Company, (MTC) CPCN # 1112. In an effort to ensure the employees that remained loyal to MTC have the opportunity to maintain employment and continue working during this unusual time we are all experiencing during the Covid-19 pandemic, we felt it necessary to reach out to a reputable competitor for assistance. MTC would like to notify the Nevada Transportation Authority (NTA) that MTC requests the permission to have an existing CPCN contracted carrier know as GMTCare to take over the management and existing CPCN #'s of MTC by offering a temporary license transfer until a formal transaction can be completed and approved. In the event a permanent transaction does not occur, we request the ability of MTC to retain the CPCN numbers and certification in good standing with the NTA.

GMTCare was chosen and offered to assist during this challenging time because the disruption caused by Douglas Kroner, Chris Palacio, and Miguel Cervantes to MTC was also experienced by GMTCare when they abruptly left GMTCare's employ and started a non-emergency transportation company, they understand how to best navigate the circumstances we find ourselves in. We also recognize GMTCare's management expertise, forward mobility, opportunities, and probability of continued employment they would be able to provide the 25 current employees of MTC.

We appreciate your assistance and understanding during these times of uncertainty. Navigating with employees that are continually exposed and transporting patients to and from environments where known Covid-19 resides has been challenging and has taken its toll on those of us working in the healthcare industry. Thank you for your consideration.

Sincerely,

Jonathan Monks

Medical Transport Company LLC.

SECRETARY OF STATE

STATE OF NEVADA

NEVADA STATE BUSINESS LICENSE

Medical Transport USA LLC

Nevada Business Identification # NV20201962691
Expiration Date: 12/31/2021

In accordance with Title 7 of Nevada Revised Statutes, pursuant to proper application duly filed and payment of appropriate prescribed fees, the above named is hereby granted a Nevada State Business License for business activities conducted within the State of Nevada.
Valid until the expiration date listed unless suspended, revoked or cancelled in accordance with the provisions in Nevada Revised Statutes. License is not transferable and is not in lieu of any local business license, permit or registration.
License must be cancelled on or before its expiration date if business activity ceases. Failure to do so will result in late fees or penalties which, by law, cannot be waived.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of State, at my office on 12/09/2020.

Barbara K. Cegavske

BARBARA K. CEGAVSKE
Secretary of State

Certificate Number: B202012091267501
You may verify this certificate online at http://www.nvsos.gov

SECRETARY OF STATE

STATE OF NEVADA

DOMESTIC LIMITED-LIABILITY COMPANY (86) CHARTER

I, BARBARA K. CEGAVSKE, the duly qualified and elected Nevada Secretary of State, do hereby certify that **Medical Transport USA LLC** did, on 12/09/2020, file in this office the original Articles of Organization that said document is now on file and of record in the office of the Secretary of State of the State of Nevada, and further, that said document contains all the provisions required by the law of the State of Nevada.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of State, at my office on 12/09/2020.

Barbara K. Cegavske

BARBARA K. CEGAVSKE
Secretary of State

Certificate
Number: B202012091267499
You may verify this certificate online at http://www.nvsos.gov

BARBARA K. CEGAVSKE
Secretary of State
202 North Carson Street
Carson City, Nevada 89701-4201
(775) 684-5708
Website: www.nvsos.gov
www.nvsilverflume.gov

Filed in the Office of	Business Number
Barbara K. Cegavske	E10927692020-8
	Filing Number
	20201092768
Secretary of State	Filed On
State Of Nevada	12/09/2020 15:06:56 PM
	Number of Pages
	2

Formation - Limited-Liability Company

- ☑ NRS 86 - Articles of Organization Limited-Liability Company
- ☐ NRS 86.544 - Registration of Foreign Limited-Liability Company
- ☐ NRS 89 - Articles of Organization Professional Limited-Liability Company
- ☐ NRS 86.555 - Registration of Professional Foreign Limited-Liability Company

1. Name Being Registered in Nevada: (See Instructions)
Medical Transport USA LLC

2. Foreign Entity Name: (Name in home jurisdiction)

3. Jurisdiction of Formation: (Foreign Limited-Liability Companies)
3a) Jurisdiction of formation:
3b) Date formed:
3c) I declare this entity is in good standing in the jurisdiction of its formation. ☐

4. Registered Agent for Service of Process*: (check only one box)
☐ Commercial Registered Agent (name only below) ☑ Noncommercial Registered Agent (name and address below) ☐ Office or position with Entity (title and address below)

LAW OFFICE OF STEPHEN M. DIXON, LTD.
Name of Registered Agent OR Title of Office or Position with Entity

10181 W PARK RUN DR #110 | LAS VEGAS | Nevada | 89145
Street Address | City | Zip Code

Mailing Address (If different from street address) | City | Nevada | Zip Code

4a. Certificate of Acceptance of Appointment of Registered Agent:
I hereby accept appointment as Registered Agent for the above named Entity. If the registered agent is unable to sign the Articles of Incorporation, submit a separate signed Registered Agent Acceptance form.

X Steve Dixon — 12/09/2020
Authorized Signature of Registered Agent or On Behalf of Registered Agent Entity — Date

5. Management: (Domestic Limited-Liability Companies only)
Company shall be managed by: (check one box) ☐ Manager(s) OR ☑ Member(s)

6. Name and Address of each Manager(s) or Managing Member(s): (NRS 86 and NRS 86.544, see instructions)
Name and Address of the Original Manager(s) and Member(s): (NRS 89, see instructions)
IMPORTANT:
A certificate from the regulatory board must be submitted showing that each individual is licensed at the time of filing.

1) Ioan Bejgu
Name

3645 W Oquendo Rd Suite # 400 | Las Vegas | NV | 89118
Address | City | State | Zip Code

7. Dissolution Date: (Domestic only)
Latest date upon which the company is to dissolve (if existence is not perpetual):

This form must be accompanied by appropriate fees.

BARBARA K. CEGAVSKE
Secretary of State
202 North Carson Street
Carson City, Nevada 89701-4201
(775) 684-5708
Website: www.nvsos.gov
www.nvsilverflume.gov

Formation - Limited-Liability Company

Continued, Page 2

8. Profession to be Practiced: (NRS 89 only)

9. Series and/or Restricted Limited-Liability Company: (Optional)

Check box if a Series Limited-Liability Company ☑

Domestic Limited-Liability Company's only: The Limited-Liability Company is a Restricted Limited-Liability Company ☐

10. Records Office: (Foreign Limited-Liability Companies)

Address | City | State | Zip code

Country

11. Street Address of Principal Office: (Foreign Limited-Liability Companies)

Address | City | State | Zip code

Country

12. Name, Address and Signature of the Organizer: (NRS 86, NRS 89 -Each Organizer must be a licensed professional.)

*Foreign Limited-Liability Company - In the event the designated Agent for Service of Process resigns and is not replaced or the agent's authority has been revoked or the agent cannot be found or served with exercise of reasonable diligence, then the Secretary of State is hereby appointed as the Agent for Service of Process.

I declare, to the best of my knowledge under penalty of perjury, that the information contained herein is correct and acknowledge that pursuant to NRS 239.330, it is a category C felony to knowingly offer any false or forged instrument for filing in the Office of the Secretary of State.

Name and Signature of Manager or Member: (NRS 86.544 only)

See Instructions

Ioan Bejgu	United States
Name	Country

3645 W Oquendo Rd Suite # 400	Las Vegas	NV	89118
Address	City	State	Zip/Postal Code

X Ioan Bejgu

(attach additional page if necessary)

AN INITIAL LIST OF OFFICERS MUST ACCOMPANY THIS FILING

Please include any required or optional information in space below:
(attach additional page(s) if necessary)

This form must be accompanied by appropriate fees.

BARBARA K. CEGAVSKE
Secretary of State
202 North Carson Street
Carson City, Nevada 89701-4201
(775) 684-5708
Website: www.nvsos.gov
www.nvsilverflume.gov

Initial List and State Business License Application

Initial List Of Officers, Managers, Members, General Partners, Managing Partners, or Trustees:

Medical Transport USA LLC

NAME OF ENTITY

TYPE OR PRINT ONLY - USE DARK INK ONLY - DO NOT HIGHLIGHT

IMPORTANT: *Read instructions before completing and returning this form.*

Please indicate the entity type (check only one):

- ☐ Corporation
  - ☐ This corporation is publicly traded, the Central Index Key number is: ____
- ☐ Nonprofit Corporation (see nonprofit sections below)
- ☑ Limited-Liability Company
- ☐ Limited Partnership
- ☐ Limited-Liability Partnership
- ☐ Limited-Liability Limited Partnership (if formed at the same time as the Limited Partnership)
- ☐ Business Trust

Filed in the Office of	Business Number
Barbara K. Cegavske	E10927692020-8
	Filing Number
	20201092770
Secretary of State	Filed On
State Of Nevada	12/09/2020 15:06:57 PM
	Number of Pages
	2

Additional Officers, Managers, Members, General Partners, Managing Partners, Trustees or Subscribers, may be listed on a supplemental page.

CHECK ONLY IF APPLICABLE

Pursuant to NRS Chapter 76, this entity is exempt from the business license fee.

- ☐ 001 - Governmental Entity
- ☐ 006 - NRS 680B.020 Insurance Co, provide license or certificate of authority number

For nonprofit entities formed under NRS chapter 80: entities without 501(c) nonprofit designation are required to maintain a state business license, the fee is $200.00. Those claiming and exemption under 501(c) designation must indicate by checking box below.

- ☐ Pursuant to NRS Chapter 76, this entity is a 501(c) nonprofit entity and is exempt from the business license fee. Exemption Code 002

For nonprofit entities formed under NRS Chapter 81: entities which are Unit-owners' association or Religious, Charitable, fraternal or other organization that qualifies as a tax-exempt organization pursuant to 26 U.S.C $ 501(c) are excluded from the requirement to obtain a state business license. Please indicate below if this entity falls under one of these categories by marking the appropriate box. If the entity does not fall under either of these categories please submit $200.00 for the state business license.

- ☐ Unit-owners' Association
- ☐ Religious, charitable, fraternal or other organization that qualifies as a tax-exempt organization pursuant to 26 U.S.C. $501(c)

For nonprofit entities formed under NRS Chapter 82 and 80: Charitable Solicitation Information - check applicable box

Does the Organization intend to solicit charitable or tax deductible contributions?

- ☐ No - no additional form is required
- ☐ Yes - the "Charitable Solicitation Registration Statement" is required.
- ☐ The Organization claims exemption pursuant to NRS 82A 210 - the "Exemption From Charitable Solicitation Registration Statement" is required

"Failure to include the required statement form will result in rejection of the filing and could result in late fees."

BARBARA K. CEGAVSKE
Secretary of State
202 North Carson Street
Carson City, Nevada 89701-4201
(775) 684-5708
Website: www.nvsos.gov
www.nvsilverflume.gov

Initial List and State Business License Application - Continued

Officers, Managers, Members, General Partners, Managing Partners or Trustees:

CORPORATION, INDICATE THE MANAGING MEMBER:

Name	Country
Ioan Bejgu	USA

Address	City	State	Zip/Postal Code
3645 W Oquendo Rd Suite # 400	Las Vegas	NV	89118

None of the officers and directors identified in the list of officers has been identified with the fraudulent intent of concealing the identity of any person or persons exercising the power or authority of an officer or director in furtherance of any unlawful conduct.

I declare, to the best of my knowledge under penalty of perjury, that the information contained herein is correct and acknowledge that pursuant to NRS 239.330, it is a category C felony to knowingly offer any false or forged instrument for filing in the office of the Secretary of State.

X Ioan Bejgu
Signature of Officer, Manager, Managing Member, General Partner, Managing Partner, Trustee, Member, Owner of Business, Partner or Authorized Signer *FORM WILL BE RETURNED IF UNSIGNED*

Title	Date
Member	12/09/2020

BEFORE THE TRANSPORTATION SERVICES AUTHORITY OF NEVADA

Joint Petition of MEDICAL TRANSPORT COMPANY, LLC (MTC) and MEDICAL TRANSPORT USA, LLC, Series A for a Temporary Transfer of Operating Rights of *CPCN 1112.3*	)	**DOCKET NO.** 20-12030

Agenda Item 12/21/20

RECEIVED
DEC 24 2020
Nevada Transportation Authority
Las Vegas, Nevada

Application for ~~PETITION~~ FOR TEMPORARY TRANSFER OF OPERATING RIGHTS

Joint Petitioners' MEDICAL TRANSPORT COMPANY, LLC., (MTC) and MEDICAL TRANSPORT USA, LLC, Series A (USA), by and through, Brent A. Carson, hereby jointly Petition the Nevada Transportation Authority (NTA) for a Temporary Transfer of Operating Rights pursuant to NAC 706.359.

This Petition is made and based on the papers and pleading on file herein, together with any further evidence the Authority may entertain at the hearing of this Motion.

I.
BRIEF STATEMENT OF FACTS:

MTC is a certificated common carrier of passengers pursuant to Certificate of Public Convenience and Necessity (CPCN) number 1112.3

The owner of USA is a certificated operator of two CPCN's.

MTC and USA have negotiated for the purchase and sale and subsequent transfer of CPCN 1112.3.

II.
AUTHORITY:

NAC 706.359 states as follows: Temporary transfer of operating rights

1. A temporary transfer of operating rights may be approved if the Authority finds it is in the public interest.
2. Applicants who seek approval of a temporary transfer of operating rights for a limited period, whether by lease, operating contract or otherwise, must state in their application the circumstances which makes the transfer necessary, the specified period for which the transfer is sought, the consideration for the transfer, the time and method of payment and that the applicants have agreed in writing that all operating rights involved in the transaction revert to the transferor at the expiration of the term, or upon a discontinuance of operations by the transferee at any time before the expiration of the term. In case of reversion, the transferor shall give immediate notice to the Authority. It must be further stipulated by the applicants that the transferee will be responsible for furnishing all reports required by the Authority.

3. Unless unusual circumstances are involved, an application for the transfer of operating rights for a limited time will not be approved for a period of less than 30 days, nor longer than 2 years, during which time the parties will be expected to consider and determine whether they want to enter into a permanent transaction of sale and purchase of the rights. Nothing in this section may be construed as approving a sale and purchase of operating rights in advance of an application. [Pub. Service Comm'n, Gen. Order 5 Rule 219, eff. 12-1-62]—(NAC A 9-1-87; A by Transportation Serv. Auth. by R071-98, 10-28-98)

A. PUBLIC INTEREST

The regulation states that a temporary transfer of operating rights may be approved if the Authority finds that the request in the public interest. Public interest in not defined in the statutes or regulations. Petitioners respectively express that their request for temporary transfer of operating rights is in the public's interest.

This Authority has already found a public need and interest exists when they issued CPCN 1112. Now we have two companies coming together to transfer this certificate and utilize the full potential of this certificate, all while providing future employment for Nevadans and generating income for the State.

Public Interest is met when you look not only at the benefits to the travelling public, but also by looking at the benefit that this temporary transfer will provide to the public here in Las Vegas and the numerous working families that this transfer will assist. This temporary transfer also benefits the two respective petitioners and in turn, the people that they employ are benefitted.

B. CIRCUMSTANCES WHICH MAKE THIS TRANFER NECESSARY

NAC 706.359 requires the Petitioners to state circumstances which make the transfer necessary. The law requires approval of the Authority prior to any permanent transfer of a certificate. The transfer is necessary because MTC is planning on discontinuing their business. Recently, MTC operations were brought to a standstill. After the unsuccessful application of DCMT, MTC and DCMT combined operations. After a few years of working together, the DCMT people left, taking drivers, dispatch, accounts, etc. MTC made the tough decision to close the business. In one last attempt to avoid closing the business, MTC reached out to USA. USA and MTC have made a deal to keep MTC and their remaining employees in business. However, a temporary transfer needs to occur so USA can obtain vehicles, insurance and transfer the employees over to the new company.

C. OPERATING CONTRACT

In accordance with the regulations, MTC and USA have entered into an Operating Contract for the specific purpose of this temporary transfer. Attached as Exhibit "A", is a copy of the Operating Contract. The Operating Contract defines the following:

1. Term of agreement;
2. Consideration for the Transfer'
3. Time and method of payment; and
4. Reversion of Operating Rights

1. Term of Agreement:

The Operating agreement will be for a term of 2 years from the date is approved by the NTA.

2. Consideration for the Transfer:

While the statutes and regulations are clear that Certificates hold no monetary value, the Operating Contract is focused upon the consideration of allowing USA to operate under the authority granted by the certificate.

3. Time and Method of Payment:

In exchange for the operating rights granted under the certificate, USA will not be paying MTC for these rights. Rather, an internal agreement has been reached between the parties, whereby USA will be applying for a final sale and transfer for this certificate.

4. Reversion:

Petitioners have acknowledged in the Operation Contract that in the event the permanent application is not approved by the authority, the operating authority, which is subject to this temporary transfer, will revert back to MTC. Furthermore, if for any reason, the CPCN is reverted back to MTC, the NTA will be notified immediately.

Petitioners acknowledge that this Petition or the anticipated approval of this Petition shall not be construed as an approval of the pending Transfer Application.

III.
CONCLUSION:

This Petition outlines the importance and need for this Authority to grant the temporary transfer of Operating Rights from MTC to USA. Each company has their specific reasons and needs for this temporary transfer, all of which is in the public interest.

DATED this 16 day of December, 2020

ATTORNEY BRENT CARSON, LLC



BRENT A. CARSON
Nevada Bar No. 5903
7935 W. Sahara, Suite 101
Las Vegas, Nevada 89117
Counsel for Petitioners

OPERATION CONTRACT

This Contract is entered into on this 18th day of December 2020, by MEDICAL TRANSPORT COMPANY, LLC (MTC) and MEDICAL TRANSPORT USA, LLC (USA)

The purpose of this Contract is to set forth the obligations of each respective party and fulfill the requirements set forth in the Nevada Administrative Code 706.359.

1. MTC is a Nevada Limited Liability Company.
2. MTC has the authority to enter into this Contract.
3. USA is a Nevada Series Limited Liability Company.
4. USA has the authority to enter into this Contract.
5. MTC is currently operating CPCN 1112.3
6. MTC's transportation services are regulated by the Nevada Transportation Authority (NTA).
7. MTC and USA have and/or are in the process of entering into a purchase and sale agreement for the CPCN 1112.3. An Application for Sale and Transfer will be filed with the NTA once the necessary documents have been signed.
8. In the event the Purchase and Sale is not completed, this temporary transfer of operating authority will allow the CPCN to revert back to MTC, pursuant to Nevada Statutes and Regulations.
9. By way of this Contract, MTC requests the NTA to allow the temporarily transfer the operating rights granted to them for CPCN 1112.3 to USA, subject to the terms of the Purchase and Sale Agreement.

By way of this Contract, MTC and USA agree to the following:

1. A petition to NTA shall be made for an Assignment of the temporary transfer of operating rights from MTC and USA pursuant to NAC 706.359.
2. The term of the Contract shall be two (2) years from the date the Authority approves said temporary transfer or upon the Authority's approval of the pending Transfer Application, whichever comes first.

3. Upon approval of this temporary transfer, MTC will no longer be responsible for any future obligations, management or operation of the transportation services which arise under CPCN 1112.3.
4. Upon approval, USA will assume all obligations, management and operations of the transportation services or operating rights being transferred under CPCN 1112.3.
5. MTC will remain responsible for any liabilities or obligations that occurred prior to the Authority's approval of the temporary transfer.
6. Nothing in this Contract shall be construed in any manner that would indicate a partnership or joint venture between these Parties.
7. Upon approval, all vehicles will be titled and registered in the name of USA.
8. Future employees will become employees of USA.
9. USA will receive all revenue generated from the transportation services that they provide.
10. After the two (2) year period described by this Contract and provided that pending Transfer Application is not approved by the NTA, both parties acknowledge that the temporary transfer of operating rights prescribed by NAC 706.359 will automatically revert back to MTC, but both parties will seek leave under 706.359 (3) for additional time to complete the permanent sale and transfer of this license.
11. In the event that CPCN 1112.3 is reverted back to the prior owners, the NTA will be notified immediately.
12. It is further agreed that USA, as the transferee will be responsible for furnishing all reports require by the NTA.

MEDICAL TRANSPORT COMPANY LLC.

Signature: _____
Printed Name: D Shane Peck
Title: Manager LLC
Date: Dec 18, 2020

MEDICAL TRANPORT USA, LLC, Series A

Signature: _____
Printed Name: JOAH BEJGH
Title: Owner
Date: 12/18/2020

Agenda Item# 98

River North Transit, LLC d/b/a Via ("Via")
Transportation Network Company ("TNC")
Docket 20-10017
January 28, 2021 General Session

A presented at the November 19, 2020 general session: In Staff's review it was determined that the system, as submitted, does not comply with the below noted Statutes and regulations. These are issues of material non-compliances in Staff's opinion.

NRS 706A.040
NRS 706A.090
NAC 706A.320

On December 16, 2020 Via submitted contract amendments that they believe would bring them into compliance. The item was tabled to this agenda to allow time for our Legal representatives to review those modifications.

Both Louis Csoka, Deputy Attorney General and Gary Mathews, Administrative Attorney are in agreement and have concerns that the requirements have not been met.

Agenda Item# 99

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: The Order to Show Cause issued to Voss Automotive Group, LLC d/b/a Rush In Towing as to why Certificate of Public Convenience and Necessity 7221 should not be revoked.	)	Docket 20-10032

ORDER TO SHOW CAUSE
AND NOTICE OF HEARING

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over this matter.

The Authority makes the following findings of fact and conclusions of law:

1. That on December 31, 2013, CPCN 7221 was issued to Voss Automotive Group, LLC d/b/a Rush In Towing, a carrier authorized to provide consent and non-consent tow car service.
2. That on July 16, 2019, Anderson Voss, filed a request to temporarily discontinue services under CPCN 7221 for the period July 1, 2019 through January 1, 2020 under docket 19-07017. The reason stated for the discontinuance was "we have no place to operate this business". The request, which required retroactive approval, was granted by the Authority at the August 23, 2019 General session.
3. That on January 2, 2020, Mr. Voss filed a second request to extend the temporary discontinuance from January 1, 2020 through April 30, 2020. Again, the reason was "we have no place to operate this business".
4. Without further information, Staff cannot support this request.
5. The Authority issued the Respondent an Order to Show Cause to appear at the July 22, 2020 General Session and testify why CPCN 7221 should not be revoked for failure to comply with the provisions of Chapters 706 of NRS and NAC.
6. That on July 22, 2020, the Respondent failed to appear for the General Session and the Authority revoked CPCN 7221.
7. That Respondent filed a Petition for Reconsideration on September 11, 2020.

8. That the Petition for Reconsideration was GRANTED at the October 15, 2020 General Session and that an Order to Show Cause hearing would be scheduled.

NOTICE

NOTICE IS HEREBY GIVEN that an Order to Show Cause hearing in this matter shall be held as follows:

FRIDAY, November 20, 2020
9:00 a.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(702) 486-3303

At which time Voss Automotive Group, LLC d/b/a Rush In Towing, pursuant to NRS 233B.127(3), will be given the opportunity to show compliance with all applicable statutes and regulations.

Respondent is hereby advised that, Respondent's FAILURE TO APPEAR at the above time and place set for hearing or FAILURE TO SHOW COMPLIANCE may result in a Hearing Officer recommendation to the Authority that CPCN 7221 be revoked or suspended.

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

_____
David Newton, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

Voss Automotive Group, LLC
d/b/a Rush In Towing
Order to Show Cause
Docket 20-10032
January 28, 2021 General Session

On November 20, 2020 An Order to Show Cause hearing was held with Commissioner Newton acting as Hearing Officer in the matter.

Mr. Voss indicated his intention to resume operations and his proposed location for operations. He was given 30 days to resume operations, meeting the general compliance requirements to do so.

As of the date of this writing, January 11, 2021, Mr. Voss has not completed those requirements to resume operations.

Agenda Item# 100

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: The Order to Show Cause issued to Las Vegas Beyond, LLC d/b/a Las Vegas Beyond as to why Certificate of Public Convenience and Necessity 2232 should not be revoked.	))))	Docket 20-12006

ORDER TO SHOW CAUSE
AND NOTICE OF HEARING

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over this matter.

The Authority makes the following findings of fact and conclusions of law:

1. That on August 24, 2017, CPCN 2232 was issued to Las Vegas Beyond, LLC d/b/a Las Vegas Beyond, a carrier authorized to provide charter bus service.
2. That on November 27, 2019, Lacy Long, Owner, filed a request to temporarily discontinue services under CPCN 2232 for the period October 27, 2019 through April 27, 2020 under docket 19-11032. The request was granted by the Authority at the December 18, 2019 General session.
3. That on June 22, 2020, Ms. Long filed a request to extend the temporary discontinuance from April 27, 2020 through October 27, 2020. The request was granted by the Authority at the July 22, 2020 General session.
4. The period of temporary discontinuance has expired, and to date, the Carrier has not rectified their expired temporary discontinuance status.
5. That to date, no voluntary cancellation has been filed.

NOTICE

NOTICE IS HEREBY GIVEN that an Order to Show Cause hearing in this matter shall be held as follows:

THURSDAY, JANUARY 28, 2021
9:30 a.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(702) 486-3303

At which time Las Vegas Beyond, LLC d/b/a Las Vegas Beyond, pursuant to NRS 233B.127(3), will be given the opportunity to show compliance with all applicable statutes and regulations.

Respondent is hereby advised that, Respondent's FAILURE TO APPEAR at the above time and place set for hearing or FAILURE TO SHOW COMPLIANCE may result in a recommendation to the Authority that CPCN 2232 be revoked or suspended.

DEPT. OF BUSINESS & INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
STATE OF NEVADA

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose
Jennifer De Rose, Deputy Commissioner

Dated: 12/10/20
Las Vegas, Nevada

Agenda Item# 101

Item #101

Docket

20-12007

REMOVED

FROM AGENDA

Agenda Item# 102

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: The Order to Show Cause issued to Alpha Transportations, LLC as to why Certificate of Public Convenience and Necessity 2230 should not be revoked.	))))	Docket 20-12008

ORDER TO SHOW CAUSE
AND NOTICE OF HEARING

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over this matter.

The Authority makes the following findings of fact and conclusions of law:

1. That on April 26, 2017, CPCN 2230 was issued to Alpha Transportations, LLC, a carrier authorized to provide charter bus service.
2. That on April 29, 2020, Lemma Admasu, Managing Member, filed a request to temporarily discontinue services under CPCN 2230 for the period April 17, 2020 through October 16, 2020 under docket 20-04033. The request was granted by the Authority at the July 22, 2020 General session.
3. The period of temporary discontinuance has expired, and to date, the Carrier has not rectified their expired temporary discontinuance status.
4. That to date, no voluntary cancellation has been filed.

NOTICE

NOTICE IS HEREBY GIVEN that an Order to Show Cause hearing in this matter shall be held as follows:

THURSDAY, JANUARY 28, 2021
9:30 a.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(702) 486-3303

At which time Alpha Transportations, LLC, pursuant to NRS 233B.127(3), will be given the opportunity to show compliance with all applicable statutes and regulations.

Respondent is hereby advised that, Respondent's FAILURE TO APPEAR at the above time and place set for hearing or FAILURE TO SHOW COMPLIANCE may result in a recommendation to the Authority that CPCN 2230 be revoked or suspended.

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose

Jennifer De Rose, Deputy Commissioner

Dated: 12/10/20

Las Vegas, Nevada

Agenda Item# 103

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: The Order to Show Cause issued to Coach World, LLC as to why Certificate of Public Convenience and Necessity 2260 should not be revoked.	))))	Docket 20-12009

ORDER TO SHOW CAUSE
AND NOTICE OF HEARING

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over this matter.

The Authority makes the following findings of fact and conclusions of law:

1. That on May 24, 2019, CPCN 2260 was issued to Coach World, LLC, a carrier authorized to provide charter bus service.
2. That on June 5, 2020, Seung M. Kim, Owner, filed a request to temporarily discontinue services under CPCN 2260 for the period April 29, 2020 through October 29, 2020 under docket 20-06004. The request was granted by the Authority at the July 22, 2020 General session.
3. The period of temporary discontinuance has expired, and to date, the Carrier has not rectified their expired temporary discontinuance status.
4. That to date, no voluntary cancellation has been filed.

NOTICE

NOTICE IS HEREBY GIVEN that an Order to Show Cause hearing in this matter shall be held as follows:

THURSDAY, JANUARY 28, 2021
9:30 a.m.
Via WebEx or via telephone (see attached instructions)
Nevada Transportation Authority
(702) 486-3303

At which time Coach World, LLC, pursuant to NRS 233B.127(3), will be given the opportunity to show compliance with all applicable statutes and regulations.

Respondent is hereby advised that, Respondent's FAILURE TO APPEAR at the above time and place set for hearing or FAILURE TO SHOW COMPLIANCE may result in a recommendation to the Authority that CPCN 2260 be revoked or suspended.

By the Authority,

DEPT. OF BUSINESS & INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
STATE OF NEVADA

Dawn Gibbons
Dawn Gibbons, Chairman

George Assad, Commissioner

David Newton, Commissioner

Attest: Jennifer De Rose
Jennifer De Rose, Deputy Commissioner

Dated: 12/10/20
Las Vegas, Nevada

Agenda Item# 104

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

This Meeting Notice of Intent to Adopt Proposed has been sent to all persons on the Authority's mailing list for administrative regulations, to all common motor carriers of passengers licensed by the Authority, and has been posted at the following locations:

Clark County Court House, 200 Lewis Avenue, Las Vegas, NV 89101
Washoe County Court House, 75 Court Street, Reno, NV 89501
Nevada State Library & Archives, 100 North Stewart Street, Carson City, NV 89701
Carson City Library, 900 North Roop Street, Carson City NV 89702
Churchill County Library, 553 South Main Street, Fallon, NV 89406
Clark County District Library, 833 Las Vegas Boulevard North, Las Vegas, NV 89101
Douglas County Library, 1625 Library Lane, Minden, NV 89423
Elko County Library, 720 Court Street, Elko, NV 89801
Esmeralda County Library, Corner of Crook & 4th Streets, Goldfield, NV 89013
Eureka Branch Library, 10190 Monroe Street, P.O. Box 293, Eureka, NV 89316
Humboldt County Library, 85 East 5th Street, Winnemucca, NV 89445
Lander County Library, 625 South Broad Street, Battle Mountain, NV 89820
Lincoln County Library, 63 Main Street, Pioche, NV 89043
Lyon County Library, 20 Nevin Way, Yerington, NV 89447
Mineral County Public Library, 110 1st Street, Hawthorne, NV 89415
Pershing County Library, 1125 Central Avenue, Lovelock, NV 89419
Storey County Public Library, 95 South R Street, Virginia City, NV 89440
Tonopah Public Library, 167 Central Street, Tonopah, NV 89049
Washoe County Library, 301 South Center Street, Reno, NV 89501
White Pine County Library, 950 Campton Street, Ely, NV 89301
Department of Business and Industry, 3300 W. Sahara Ave., Suite #425, Las Vegas, NV 89102
Department of Business and Industry, 1830 College Parkway, Suite #100, Carson City, NV 89706
Nevada Transportation Authority, 3300 W. Sahara, Suite #200, Las Vegas, NV 89102
Nevada Transportation Authority, 1755 East Plumb Lane, Suite #229, Reno, NV 89502
Nevada Transportation Authority website: www.nta.nv.gov
Nevada State Legislature Website: www.leg.state.nv.us

MEETING NOTICE AND AGENDA
and
NOTICE OF INTENT TO ADOPT PROPOSED REGULATIONS

This is a notice of a duly authorized session of the Nevada Transportation Authority ("Authority") scheduled for **Thursday, January 28, 2021 at 3:00 pm.** Pursuant to Governor Sisolak's Declaration of Emergency Directive 006, the Reno and Las Vegas offices of the NTA will not be open to the public during this meeting and workshop. The public can attend the meeting and workshop via WebEx or via telephone.

WEBEX LINK: https://businessnv2.webex.com

DIAL IN NUMBER: 1-844-621-3956

THURSDAY, JANUARY 28, 2021 MEETING ACCESS CODE: 146 082 1083

THURSDAY, JANUARY 28, 2021 MEETING PASSWORD: ypENkmx73M4

PUBLIC NOTICE: Pursuant to Section 1 of the Declaration of Emergency Directive 006 ("Directive 006"), the requirement contained in NRS 241.023(1)(b) that there be a physical location designated for meetings of public bodies where members of the public are permitted to attend and participate has been suspended. Moreover, pursuant to Section 3 of Directive 006, the requirements contained in NRS 241.020(4)(a) that public notice agendas be posted at physical locations within the State of Nevada has likewise been suspended. See, http://gov.nv.gov/uploadedFiles/govnewnvgov/Content/News/Emergency Orders/2020/DeclarationofEmergencyDirective006reOML3-21-20 .pdf

The above Declaration of Emergency Directive 006 was extended to July 31, 2020 per Declaration of Emergency Directive 026 Section 3. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-06-29_-_COVID-19_Declaration_of_Emergency_Directive_026/

The above Declaration of Emergency Directive 026 shall remain in effect for the duration of the current state of emergency, unless terminated prior to that date by a subsequent directive or by operation of law per Declaration of Emergency Directive 029 Section 4. See, http://gov.nv.gov/News/Emergency_Orders/2020/2020-07-31_-_COVID-19_Declaration_of_Emergency_Directive_029/

Members of the public may review supporting materials for the meeting and workshop by going to the NTA's website by clicking on the "Attachments" link for the scheduled meeting and workshop, http://nta.nv.gov/About/Meetings/2020/2020_Mtg/ or by contacting **Gary Mathews, Esq., Nevada Transportation Authority, 3300 W. Sahara, Suite #200, Las Vegas, Nevada 89102, (702) 486-8722, gary.mathews@nta.nv.gov.**

AGENDA

1. **Call to Order**

2. **Roll Call**

3. **Pledge of Allegiance**

4. **Public Comment –** Members of the public are invited to comment on items on the meeting agenda or on items not contained therein. No action may be taken on a matter raised during public comment until the matter itself has been specifically included on an agenda as an item for possible action.

5. **Approval of Agenda** – ***FOR POSSIBLE ACTION***

DISCUSSION ITEM / RULEMAKING ADOPTION

6. The Nevada Transportation Authority will consider adoption of regulations amending NAC 706A.190, regarding the annual assessment due from the Transportation Network Companies pursuant to NRS 706A.140. The proposal has been designated as Docket 20-11012 by the Authority. Copies of the proposed regulation are available from the NTA. ***FOR POSSIBLE ACTION***

7. **Public Comment –** Members of the public are invited to comment on items on the meeting agenda or on items not contained therein. No action may be taken on a matter raised during public comment until the matter itself has been specifically included on an agenda as an item for possible action.

8. **Adjournment**

In accordance with Nevada's Open Meeting Law, the Authority may consider agenda items taken out of order. The Authority may combine two or more agenda items for consideration. The Authority may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. The Authority may continue the meeting as deemed necessary. The Authority, at its discretion, may take public comment during times other than the designated Public Comment agenda items. The Authority reserves the right to limit public comment to three minutes. Comment may not be restricted based on viewpoint.

Note: The Nevada Transportation Authority (NTA) is pleased to make reasonable accommodations and will assist and accommodate people with a disability who wish to attend its meetings and hearings. If special arrangements are necessary, please contact the NTA in Las Vegas at (702) 486-3303 or in Reno at (775) 688-2800 as far in advance of the meeting or hearing as possible.

PROPOSED REGULATION OF THE

NEVADA TRANSPORTATION AUTHORITY

NTA DOCKET NUMBER 20-11012

[11/6/20]

EXPLANATION – Matter in *italics* is new; matter in brackets [~~omitted material~~] is material to be omitted.

AUTHORITY: NRS 706A.100, 706A.110, 706A.140 and 706A.240.

A REGULATION relating to transportation network companies; revising provisions relating to the annual regulatory assessment paid by a transportation network company; and providing other matters properly related thereto.

Section 1. NAC 706A.190 is hereby amended to read as follows:

NAC 706A.190 1. One year after the date of issuance of a permit to a transportation network company, the company shall, within 10 days and annually thereafter on or before July 10, submit to the Authority a statement of the category described in subsection 2 which includes the gross operating revenue of the transportation network company derived from the Nevada intrastate operations of the company for that year of operation. Upon receipt of the statement, the Authority will, within 10 days, issue to the transportation network company a notice of its annual regulatory assessment determined pursuant to subsection 2.

2. The annual regulatory assessment described in subsection 1 must be calculated on the basis of the gross operating revenue of the transportation network company derived from the Nevada intrastate operations of the company as described in the following schedule:

(a) For a company with an annual gross operating revenue of ~~$152,375~~ *$222,082* or less . . . . . ~~$2,090~~ *$2,077*

(b) For a company with an annual gross operating revenue of more than ~~$152,375~~ *$222,082* but not more than ~~$253,958~~ *$355,331*.. . . . . ~~$3,483~~ *$3,245*

(c) For a company with an annual gross operating revenue of more than ~~$253,958~~ *$355,331* but not more than ~~$423,263~~ *$568,530*. . . . . ~~$5805~~ *$5,071*

(d) For a company with an annual gross operating revenue of more than ~~$423,263~~*$568,530* but not more than ~~$705,438~~.*$909,648* . . . . . ~~$9,675~~ *$7,924*

(e) For a company with an annual gross operating revenue of more than ~~$705,438~~ *$909,648* but not more than ~~$1,175,730~~ *$1,455,437*. . . . . ~~$16,125~~ *$12,382*

(f) For a company with an annual gross operating revenue of more than ~~$1,175,730~~ *$1,455,437* but not more than ~~$1,959,552~~ *$2,328,700* . . . . . ~~$26,874~~ *$19,347*

(g) For a company with an annual gross operating revenue of more than ~~*$1,959,552*~~ *$2,328,700* but not more than ~~$3,265,920~~ *$3,725,920*. . . . . ~~.$44,790~~ *$30,230*.

(h) For a company with an annual gross operating revenue of more than ~~$3,265,920~~ *$3,725,290* but not more than ~~$5,443,200~~ *$5,960,464*. . . . . ~~$74,650~~ *$47,235*

(i) For a company with an annual gross operating revenue of more than ~~$5,443,200~~ *$5,960,464* but not more than ~~$9,072,000~~ *$9,536,743*. . . . . ~~$124,416~~ *$73,508*.

(j) For a company with an annual gross operating revenue of more than $9,072,000 ~~*$*~~*9,536,743* but not more than ~~*$* 1,285,788~~. *$15,285,788* . . . . . $207,360 *$115,320*.

(k) For a company with an annual gross operating revenue of more than ~~$15,120,000~~ *$15,285,788* but not more than ~~$25,200,000~~ *$24,414,062*. . . . . ~~$345,600~~ *$180,187*

(l) For a company with an annual gross operating revenue of more than ~~$25,200,000~~ *$24,414,062* but not more than ~~$42,000,000~~ *$39,062,500*. . . . . ~~$576,000~~ *$281543*

(m) For a company with an annual gross operating revenue of more than ~~$42,000,000~~ ~~*$*~~*39,062,500* but not more than ~~$70,000,000~~ *$62,500,000*.. . . . . ~~$960,000~~ *$439,910*

(n) For a company with an annual gross operating revenue of more than ~~$70,000,000~~ *$62,500,000 but not more than ~~$100,000,000~~* $687,360

(o) For a company with an annual gross operating revenue of more than ~~$70,000,000~~ *100,000,000 but not more than $140,000,000* $1,074,000

(p) For a company with an annual gross operating revenue of *more than ~~$~~140,000,000* $1,460,640

(~~q~~) For a company whose permit limits the operation of motor vehicles in affiliation with the company to providing nonprofit transportation services to elderly persons and persons with disabilities with an annual gross operating revenue of any amount $600

The Authority will annually reevaluate the schedule described in this subsection based upon the total revenues generated from the fees set forth in NAC 706A.150 and the expenses of the Authority for the regulation of transportation network companies.

3. Except as otherwise provided in subsection 4, payment of an annual regulatory assessment is due:

(a) Within 11 days after the Authority issues to a transportation network company the notice of its first annual regulatory assessment; and

(b) On or before July 31 of each subsequent year.

4. A transportation network company, upon written notice to the Authority, may make quarterly payments, each in the amount of one quarter of the annual regulatory assessment due. Such payments must be made on or before July 31 and on or before October 31 of the year the Authority issues the annual regulatory assessment and on or before January 31 and on or before April 30 of the subsequent year.

5. On or before May 15 of each year, each transportation network company shall, pursuant to NRS 706A.240, submit an annual report to the Authority, on a form prescribed by the Authority, which must include, for the preceding calendar year:

(a) A description of the services performed in this State by the transportation network company;

(b) The number of trips arranged in this State using the digital network or software application service of the transportation network company;

(c) The total number of drivers for which the transportation network company provided notice to the Authority pursuant to subsection 2 of NAC 706A.180, reported separately for each month;

(d) The category described in subsection 2 which includes the gross operating revenue of the transportation network company derived from the Nevada intrastate operations of the company for that year of operation; and

(e) A description of any new products launched in this State by the transportation network company.

6. Each annual report submitted by a transportation network company pursuant to subsection 5 is confidential and must not be disclosed to any person other than an employee of the Authority.

7. As used in this section, the term "gross operating revenue of the transportation network company derived from the Nevada intrastate operations of the company" does not include any revenue that is paid or in any other manner transferred to a driver.

STEVE SISOLAK
Governor

STATE OF NEVADA

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

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This meeting can be accessed via the video conference link or teleconference number below.
Please note your device must have microphone capabilities in order to participate in the web conference.

Video Conference Link Instructions:
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At the Join A Meeting screen, enter the following in the grey area labeled Enter meeting information: **146 082 1083**
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1. Keep your phone or microphone muted until called upon by the coordinator.

2. If joining by phone, we will unmute you and ask you to state the following information:
    a. Your first and last name.
    b. The name of your company, if applicable.

3. For all comments, please do the following to let us know you wish to speak:

    a. By web, raise your hand in the participant box.
    b. By phone, press star three **(*3)**.
    c. Wait to be recognized by the coordinator before unmuting your phone/mic to speak.
    d. By web, unmute yourself.
    e. To mute or unmute yourself by phone, press star six **(*6)**.
    f. State your name as you begin your comments for the record.

Dated: November 18, 2020.

Agenda Item# 105

Public Comment - No Supporting Material

Agenda Item# 106

Adjournment