

Original Title Page

N.T.A. No. 1

No Supplement to this tariff will be
issued except for the purpose of
cancelling the tariff unless specifically
authorized by the Authority

XCLUSIVE LIVERY TRANSPORTATION, LLC
Db
XCLUSIV LIVERY
CPCN No. 2339

CHARTER BUS SERVICE TARIFF NO. 1
NAMING
RULES AND REGULATIONS
FOR THE TRANSPORTATION OF PASSENGERS
AND THEIR BAGGAGE IN INTRASTATE CHARTER BUS OPERATIONS
IN
THE STATE OF NEVADA

Issued:

Issued by:
Raymond Balogh, Manager
Xclusiv Livery
3811 W. Charleston #106
Las Vegas, NV 89102

Effective:

ACCEPTED

JUL 28 2023

Nevada Transportation Authority
Las Vegas, Nevada

XCLUSIVE LIVERY TRANSPORTATION, LLC**Db****XCLUSIV LIVERY****CPCN 2339****CHARTER BUS TARIFF NO. 1****CHECK SHEET FOR TARIFF**

Upon receipt of new or revised pages a check mark must be placed opposite the "Correction Number" (shown below) corresponding to number shown on 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 revises 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	2	30

EXPLANATION OF ABBREVIATIONS AND OTHER REFERENCE MARKS

dba	Doing Business As	N	New
NV	Nevada	C	Change, neither increaser nor reduction
No.	Number	I	Increase
Nos.	Numbers	R	Reduction
N.T.A.	Nevada Transportation Authority		

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CHARTER BUS TARIFF NO. 1

RULES AND REGULATIONS

5 APPLICATION OF TARIFF

Carrier operates an on-call commercial transportation company, over irregular routes using charter bus to provide intrastate passenger transportation in the form of charter bus service from points and places within the State of Nevada.

10 COMPUTATION OF RATES AND CHARGES

Rates and charges are identified herein and pertain specifically to charter bus services provided by charter on an hourly basis consistent with the authorized authority as granted by the Nevada Transportation Authority.

15 BAGGAGE

- a) Hand baggage shall not exceed forty (40) pounds per each bag per adult passenger;
- b) Articles with sharp edges will not be carried unless securely and safely packaged;
- c) Explosives, inflammables, or harmful liquids will not be transported.

25 OBJECTIONABLE PERSONS

Carrier reserves the right to refuse transportation to any person under the influence of intoxicants or drugs, or incapable of taking care of himself or herself, or whose conduct is likely to be objectionable to other passengers.

Exception: Incapacitated or ill persons accompanied by a nurse or guardian.

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Pursuant to NAC 706.333, a claim by a shipper or consignor against a common 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. Thereafter, within 14 days after receipt of the claim, the carrier shall either: (a) compensate the shipper or consignor; or (b) deliver to the Shipper or consignor a written denial of the claim. A denial of a claim may be appealed by the shipper or consignor to the NTA.

Carrier will not be liable for loss or damage to baggage or their contents, unless such loss or damage is caused by lack of responsible care, and then only for the reasonable value thereof, subject to a maximum liability to \$250.00 for the Loss of, or damage to, any single piece of baggage, including contents.

LIMIT OF LIABILITY

Carrier will not be liable for delays caused by an Act of God, Public Enemies, Authority of Law, Quarantine, Riots, Strikes, Accidents, Breakdowns, Highway Conditions or any other condition beyond its control and does not guarantee arrival or departure time from any given point at any specified time. However, the carrier will endeavor to maintain the schedule submitted by the contracting party but the same is not guaranteed.

If in the opinion of the carrier, an act of God, Public Enemies, Authority of Law, Quarantine, Riots, Strikes, Accidents, Breakdowns, Highway Conditions or any other condition beyond its control, makes it inadvisable to operate its equipment from the point of origin or any point enroute, the carrier shall not be liable therefore or be caused to be held for damages for any reasons whatsoever.

Carrier Las Vegas Fun Bus will not be held liable or responsible for personal articles lost, stolen from passengers or left in the equipment/vehicle.

40 TYPES OF CHARTER BUSES (including the driver)

- a. Mini buses (capacity of greater than 16 passengers)

45 SMOKING POLICY

All vehicles will be non-smoking.

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XCLUSIVE LIVERY TRANSPORTATION, LLC**Db****XCLUSIV LIVERY****CPCN 2339****CHARTER BUS TARIFF NO. 1****RULES AND REGULATIONS****50 CANCELLATION**

All cancellation fees and timelines are to be identified by the carrier on each charter contract and adhered to per that contract. Carrier reserves the right to collect the penalties as outlined on such contracts.

Las Vegas Fun Bus LLC, reserves the right to charge a cancellation fee of 50% of the total amount in the event that the request for transportation is canceled less than 7 days from the time of cancellation notification to the time of requested service. Cancellation with less forty-eight (48) hours' notice will be charged the full amount of the charter order.

The carrier reserves the right to cancel any service because of weather or other conditions such as road hazards due to slides, storms, or other similar causes, natural, or otherwise which makes travel inadvisable.

Any amenities booked must be prepaid in advance; the customer is responsible for any fees incurred for cancelling any booked amenities (regardless of time frame- i.e. if client requests tickets to a show and then cancels the reservation then they will still be charged for the tickets since that is something that is nonrefundable).

CHARGES & ON – CALL SERVICES – RATES & CHARGES**CHARTER BUS SERVICE**

Note 1: Airport Vehicle Search Fee: A fee of \$3.00 per vehicle per security check will apply to all charter service where the Carrier is required to pay an airport vehicle search fee for the Clark County Department of Aviation.

Note 2: Airport Parking/Toll Fee: A fee of \$10.00 per vehicle will apply to all charter service where the carrier is required to pay an airport parking fee to the Clark County Department of Aviation.

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XCLUSIVE LIVERY TRANSPORTATION, LLC**Db****XCLUSIV LIVERY****CPCN 2339****CHARTER BUS TARIFF NO. 1****CHARGES & ON-CALL SERVICES – RATES & CHARGES**

Note 3: Airport Assistance Fee (Meet & Greet): A fee of \$100.00 per vehicle will apply to all charter service where the driver is required to meet passengers inside the airport to assist them with their luggage and escort them to the Vehicle.

Note 4: Amenities Fee: A fee of \$20.00 per vehicle will apply to all charter service will be at cost plus the cost of the amenity.

Note 5: Charter & On-Call Service Rates 7 Charges

- a. The charges shown below are for Charter, and/or On-Call, and/or Walk-On Services and cover continuous transportation. As well as the time the vehicle is rented and reserved for passenger use, preventing use for other client's transportation.
- b. All transportation requires one hour minimum with half hour increase thereafter, except for:
 - Airport pickups and drop offs are one and ½ hour minimum
 - Federal and State Holidays is 3 hours minimum
 - Special events such as prom, homecomings, school dances are 6 hours minimum
 - NASCAR is 10 hours minimum
 - CES and CONEXPO is 12 hours minimum
- c. Bookings will be charge in half hour increments after the first full hour of service. Any rate change for any Charter, whether generated as on "On-Call" booking, or as a "Walk –On Rate" booking, or any other Charter, automatically includes all the functional features of the particular vehicle, such as a stereo, television, DVD player, ambient lights, ice service, etc. The hourly charge for any vehicle per hour, plus fuel surcharges and amenities.
- d. All rates are exclusive of accompanying staff, unless special arrangements for accompanying staff are made, (i.e. VIP Host, tour guide, greeters, models, interpreter, security or bodyguard, etc.) Added Amenities are at cost, plus \$20 per amenity, (i.e. flowers, balloons, birthday gifts, cards, cameras, fruit baskets, non-alcoholic beverages, mixers, juices, club soda, bottle water, special events tickets, catering services, meals, video/DVD rentals, karaoke machine, X-Box rentals, video games, luggage vehicle or trailer, child car seat, wheelchair, etc.) All amenities are based upon availability. Some amenity items will require advance arrangements.
- e. Applicable for all Charter Bus vehicles Additional charges shall apply for the following damages: any Physical damage to the vehicle or contents of the vehicle: the lowest estimate of 3 independent estimates, Biohazard fee (sickness, blood, bodily fluid, etc.) \$250.00, Smoking fine: \$100. Any vehicle supplied amenities such as broken or missing decanters, glass ware, Ipod connectors, music DVD's, etc. will incur a restocking fine of \$20.00, plus actual cost of item per item that is broken or missing.

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Any damage to the emergency windows, Audio/Visual Equipment, lighting System or partition, will result in the charges to repair or replace plus any damages resulting from the loss of use of the vehicle.

- f. Additional charges will apply if Charter Bus is left in excess of not being clean. \$50.00 per hour for excess cleaning, actual costs for any materials, professional cleaning, or services.
If the Charter Bus Vehicle is not able to make it to its next schedule charter, all costs associated with that missed charter/time will also be charged.
- g. There are no prices based on a "Per Person" basis. All prices are based on a "Total Vehicle" hourly rate price. Any toll charges, parking or other trip fees and/or park entrance fees are the responsibility of the customer or client.
- h. As previously stated, the following price table represents all the rates for any and all Charter and/or On-Call Service and/or Walk-On Rates.

HOURLY RATES & CHARGES

Equipment Description/ Capacity	Days	Hourly Rates	
		(Pre-Arranged)	(Walk-On)
Mini Bus (under 22 passengers)	Mon. 6am-Thurs. 12:59pm	\$125.00	\$100.00
Mini Bus (under 22 passengers)	Thurs. 1pm-Mon. 5:59am	\$150.00	\$125.00
Mini Bus (over 22 passengers)	Mon. 6am-Thurs. 12:59pm	\$200.00	\$175.00
Mini Bus (over 22 passengers)	Thurs. 1pm-Mon. 5:59am	\$225.00	\$200.00

- i. Maximum driving time allowed by law is ten (10) hours per day shift of up to (12) hours. Therefore, any long distance round trip over (5) hours driving one way, requires an overnight stay at the turning point, making the trip a (2) day excursion.

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ORIGINAL PAGE 7		N.T.A. No. 1
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CHARGES & ON-CALL SERVICES – RATES & CHARGES		
<div>j. Per Diem of \$500 plus \$35 per hour waiting time will be charged in lieu of driver lodging and meal expenses for trips lasting 10 hours or more. Driver gratuities are not included. Any toll, parking or other trip fees, park entrance fees are responsibilities of the customer.</div> <div>k. Carrier may pay a commission or referral fee to agent, broker, travel agent or tour operator who arranges for the provision of transportation by the carrier to a third party so long as they commission fee does not exceed 20% of the applicable rate or charges specified in this here tariff.</div> <div>l. While Las Vegas Fun Bus will attempt to adhere to time schedules specified by customers, they will not be liable for any damages from delays caused by acts of God, public enemies, authority of law, quarantine, perils of navigation, riots, strikes, and hazard or dangerous incident to a state of war, accidents, storms and any other conditions beyond its control.</div> <div>m. Rates and charges named in this tariff are applicable to waiting time, live service and deadhead time (i.e., time required from the point in time the assignment is dispatched to the point in time the vehicle returns to where it was dispatched from).</div>		
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CHARTER BUS TARIFF NO. 1

FUEL SURCHARGE TABLE AND RULES

The following Gasoline Fuel-Related Cost Price Adjustment (Surcharge) will apply on Charter Bus Service Charges, as described below.

- a. The price of regular and diesel fuel is an amount equal to the retail price per gallon of regular and diesel fuel effective on the 25th calendar day of the immediate preceding month, determined according to the United States Department of Energy, (DOE). Energy Information Administration's (EIA) survey on Weekly Retail Gasoline and Diesel Prices, (PADD 5). The prices may be obtained by calling the DOE, EIA at (202)586-8800 or via the DOE, EIA website at www.eig.doe.gov via the "Petroleum" Link.
- b. If the 25th day of the calendar month is a Federal holiday, the fuel price will be determined based on the stated DOE price available on the next subsequent business day.
- c. The DOE fuel price obtain will then be indexed based on the price matrix set forth below to determine the fuel surcharge. The fuel surcharge will apply for all Bus transportation beginning on the 1st day of the following month and will remain in effect through the last day of that calendar month.
- d. The fuel surcharge will be added on hourly basis utilizing the matrix set forth below. The resulting charge is in addition to all other applicable transportation charges.

When the DOE Fuel Price Per Gallon reported on the 25 th day of the month is:	The Fuel Cost Adjustment Factor that becomes effective on the 1 st day of the following month is:
\$2.25 - \$2.74	\$2.00
\$2.75 - \$3.24	\$3.00
\$3.25 - \$3.74	\$4.00
\$3.75 - \$4.24	\$5.00
\$4.25 - \$4.74	\$6.00
\$4.75 - \$5.24	\$7.00
\$5.25 - \$5.74	\$8.00
\$5.75 - \$6.24	\$9.00
\$6.25 - \$6.74	\$10.00

Note 1: The fuel surcharge that is applicable for a given month must be passed along to all customers.

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Note 2: The fuel cost adjustment will be shown separately from the charter revenue on carrier transportation documents for the purpose of identifying the amount as special fuel-related revenue.

CLARIFICATIONS TO TARIFFS AND FEES:

1. Charges outlined do not include gratuity, admission fees, meals, shows, hotel accommodations or any other like charges that will be considered extras. At the request of the chartering party, these extras can be contracted and coordinated and the charge will be assessed on the charter bill.
2. Extra Charges:
 - 2.1 All costs incurred by the carrier at the request of the chartering party, or by necessity based on the itinerary or conditions, for entrance fees, parking fees or other similar incidental fees will be collected from the chartering party.
 - 2.2 At the request of the charter party, carrier MAY make arrangements on the chartering party's behalf for rooms, food and beverage and other requested activities. The cost of these extras will be added to all other charges plus a \$20.00 fee.
 - 2.3 Any additional mileage operated or time incurred by the carrier occasioned by an Act of God, bad conditions for the roads, the group's delay or any other circumstances beyond its control, will be charged at the applicable rate and the chartering party will be responsible for such charges.
 - 2.4 Actual Costs incurred for additional driver (s) required by reasons of the use of the charter equipment in such a manner that the original driver must be taken out of service to comply with federal or state regulations of On Duty Service regulations, will be added to all other charges.

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XCLUSIVE LIVERY TRANSPORTATION, LLC**Db****XCLUSIV LIVERY****CPCN 2339****CHARTER BUS TARIFF NO. 1****FUEL SURCHARGE TABLE AND RULES****CLARIFICATIONS TO TARIFFS AND FEES:**

3. **Minimum Charges:** The minimum charges for charter services will be one hour. A 5% surcharge may be incurred if paying with a debit card, credit card or a 10% surcharge if paying with multiple cards.
4. **Commissions:** The carrier may give a commission to an agent that has arranged the charter for the carrier with a client. Such commission shall not exceed 20% of the total charter rate.
5. **Damages to or in Charter Vehicle:** Any damages caused by any individual on the chartered vehicle, will be charged to the person reserving the charter service. This could include but, is not limited to: Anything broken, stolen or missing, being left in a dirty state of condition, or any bodily fluids or solids.
6. **Added amenities, not already included with any vehicle, (i.e., flowers, balloons, gifts, beverages, special event tickets, catering, video games, luggage vehicle or car, etc.)** will be charged the rate in which the carrier is charged for per amenity plus a booking fee of \$20.00 per amenity. If staff has to go off premise to pick up amenities there then will be a \$20.00 per hour staff fee as well as the booking fee.
7. **Animals:** Dogs, cats, or other live animals will not be carried unless properly confined in an approved carrier. **EXCEPTION:** seeing-eye dogs in the performance of their duty guiding blind persons.

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XCLUSIVE LIVERY TRANSPORTATION, LLC**Db****XCLUSIV LIVERY****CPCN 2339****CHARTER BUS TARIFF NO. 1****DEFINITION OF HOLIDAY/SPECIAL EVENT****CLASSES OF STATE HOLIDAYS:**January 1st - New Year's Day

3rd Monday in January - Martin Luther King Jr's Birthday

3rd Monday in February - Washington's Birthday

Last Monday in May - Memorial Day

July 4th - Independence Day

1st Monday in September - Labor Day

Last Friday in October - Nevada Day

November 11th - Veteran's Day

4th Thursday in November - Thanksgiving Day

December 25 - Christmas Day

When January 1st, July 4th, November 11th, or December 25th falls on a Saturday, the preceding Friday is the observed legal holiday. If these days fall on Sunday the following Monday is the observed day.

CLASSES OF HOLIDAYS:February 14th - Valentine's Day

February - Mardigras Day

March - St. Patrick's Day

April - Easter Day

May - Mother's Day

June - Father's Day

October - Halloween Day

CLASSES OF SPECIAL EVENTS:

- EDC (Electric Daisy Carnival)
- High school Proms & Homecomings
- NASCAR
- NFR (National Finals Rodeo)
- All events forecasted by the LVCVA (Las Vegas Convention and Visitors Authority) with an estimated visitor account of 60,000 people or more

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CPCN/Permit 2339**

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N.T.A. #1

3% TAX Pursuant to SECTION 51 of AB175

The following rules apply to carriers who provide passenger transportation, excluding airport transport service:

Pursuant to Nevada Legislative Senate Bill No. 376

Sec. 36. Section 51 of Assembly Bill No. 175 of this session is hereby amended to read as follows:

Sec. 51. 1. Except as otherwise provided in subsection 2 and in addition to any other fee or assessment imposed pursuant to this chapter, an excise tax is hereby imposed on the connection, whether by dispatch or other means, made by a common motor carrier of a passenger to a person or operator willing to transport the passenger at the rate of 3 percent of the total fare charged for the transportation, which must include, without limitation, all fees, surcharges, technology fees, convenience charges for the use of a credit or debit card and any other amount that is part of the fare. The Department of Taxation shall charge and collect from each common motor carrier of passengers the excise tax imposed by this subsection.

2. The provisions of subsection 1 do not apply to an airport transfer service.

3. (Intentionally omitted)

4. As used in this section, "airport transfer service" means the transportation of passengers and their baggage in the same vehicle, except by taxicab, for a per capita charge between airports or between an airport and points and places in this State. The term does not include charter services by bus, charter services by limousine, scenic tours or special services.

NOTE 1: The passenger transportation recovery charge must be passed along to all customers.

NOTE 2: The 3% passenger transportation recovery charge must be shown separately from the total fare as defined above.

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