

Agenda Item# 6

STATE OF NEVADA



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

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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, August 26, 2021 at 9:30 am (Items 1 through 73)**. 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 74 through 94 commencing at 1:15 pm**, preceded and followed by additional public comment periods.

The public may attend the meeting via WebEx or via telephone pursuant to AB253. Public comment will be accepted by either mode of attendance as indicated on the agenda below. Members of the public may request the supporting material for this 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 **Rita Brownawell**, Nevada Transportation Authority, 3300 West Sahara Ave., Suite #200, Las Vegas, Nevada 89102, (702) 486-6498, rbrownawell@nta.nv.gov

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

DIAL IN NUMBER: 1-844-621-3956

THURSDAY, AUGUST 26, 2021 MEETING ACCESS CODE: 146 049 8678

THURSDAY, AUGUST 26, 2021 MEETING PASSWORD: GWvSsUQp445

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 July 27, 2021 Agenda Meeting – *FOR POSSIBLE ACTION***
- 8. Briefings from the Commissioners**
- 9. Briefing from the Deputy Commissioner**
- 10. Report of Legal Counsel**

ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

Please note that items 11 through 53 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

- 11. Citation 21819** issued to Amador Stage Lines, Inc. for violation of NAC 706.203(4). (DG) - ***FOR POSSIBLE ACTION***
- 12. Citation 21821** issued to Anderson Towing Service, Inc. d/b/a Anderson Towing & Transport for violation of NAC 706.203(4). (DG) - ***FOR POSSIBLE ACTION***
- 13. Citations 21822 and 21823** issued to Eloisa Moran de Delgado d/b/a 6 Angels Towing Service for violations of NAC 706.2473 ref. 49 CFR 391.11, NAC 706.2473 ref. 49 CFR 382.301 and NAC 706.2473 ref. 49 CFR 391.23. (DG) - ***FOR POSSIBLE ACTION***
- 14. Citation 21824** issued to Black Wolf Moving Nevada, LLC d/b/a Two Men and a Truck for violations of NAC 706.203(4) (5 counts). (DG) - ***FOR POSSIBLE ACTION***
- 15. Citation 21825** issued to Ewing Bros. Inc. d/b/a Ewing Bros. Auto Body for violation of NAC 706.203(4). (DG) - ***FOR POSSIBLE ACTION***
- 16. Citations 21927 and 21928 and Impound I-3956** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 21927 and 21928 issued to Vong Bao Nguyen for violations of NRS 706.386 and NRS 706A.280 (DG). - ***FOR POSSIBLE ACTION***

17. **Citations 21933 and 21934 and Impound I-3958** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 21933 and 21934 issued to Martinus Sutandar for violations of NRS 706.386 and NRS 706A.280. (DG) - **FOR POSSIBLE ACTION**
18. **Citations 22249 and 22250 and Impound I-3274** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22249 and 22250 issued to Berhanu Sime Desta for violations of NRS 706.386 and NRS 706A.280. (DG) - **FOR POSSIBLE ACTION**
19. **Citations 22448 and 22449 and Impound I-3954** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22448 and 22449 issued to Ejigu A. Birru for violations of NRS 706.386 and NRS 706A.280. (DG) - **FOR POSSIBLE ACTION**
20. **Citation 22468** issued to Slater Transfer and Storage, Inc. for violation of NAC 706.2473 ref. 49 CFR 391.23 and NAC 706.2473 ref. 49 CFR 391.51 (4 counts). (DG) - **FOR POSSIBLE ACTION**
21. **Citations 22549 and 22550 and Impound I-3993** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22549 and 22550 issued to Khaled Ahmed for violations of NRS 706.386 and NRS 706A.280. (DG) - **FOR POSSIBLE ACTION**
22. **Citations 22564 and 22565 Impound I-4004** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22564 and 22565 issued to Adugnaw Zelalem Mengistu for violations of NRS 706.386 and NRS 706A.280. (DG) - **FOR POSSIBLE ACTION**
23. **Citation 22626** issued to American Transport, LLC d/b/a Royal Towing for violation of NAC 706.203(4). (DG) - **FOR POSSIBLE ACTION**
24. **Citation 22627** issued to New Charters Nevada, Inc. for violation of NAC 706.203(4). (DG) - **FOR POSSIBLE ACTION**
25. **Citation 22629** issued to Move 4 Less, LLC d/b/a Move 4 Less for violation of NAC 706.2473 ref 49 CFR 391.23 and NAC 706.2473 ref. 49 CFR 391.11. (DG) - **FOR POSSIBLE ACTION**
26. **Citations 22680 and 22681 and Impound I-3995** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22680 and 22681 issued to Roberto Cosio-Maria for violations of NRS 706.386 and NRS 706A.280. (DG) - **FOR POSSIBLE ACTION**
27. **Citation 23210** issued to Reno Sparks Cab for violation of NAC 706.3749 (2 counts). (DG) - **FOR POSSIBLE ACTION**
28. **Impound I-3959** The impoundment pursuant to NRS 706.476 of a vehicle registered to Nansi Attia. (DG) - **FOR POSSIBLE ACTION**
29. **Impound I-4007** The impoundment pursuant to NRS 706.476 of a vehicle registered to Las Vegas Luxury Motor Co./UDrive Rent a Car. (DG) - **FOR POSSIBLE ACTION**
30. **Citation 21440 and 21441** issued to Salt Flats Towing for violations of NAC 706.203, NAC 706.194 and NAC 706.398. (GA) - **FOR POSSIBLE ACTION**
31. **Citations 21442 and 21443** issued to Atlas Towing & Recovery for violations of NAC 706.2473 ref. 49 CFR 391.51 (2 counts), NAC 706.2473 ref. 49 CFR 391.23, NAC 706.206 and NAC 706.203. (GA) - **FOR POSSIBLE ACTION**

32. **Citation 21444** issued to Lostra Brothers Towing for violations of NAC 706.2473 ref. 49 CFR 391.51 (4 counts). (GA) - **FOR POSSIBLE ACTION**
33. **Citations 21926 and 22450 and Impound I-3955** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 21926 and 22450 issued to Punahele Laasaga for violations of NRS 706.758 and NRS 706.386. (GA) - **FOR POSSIBLE ACTION**
34. **Citations 21929 and 21930** issued to Camilo Bermio Belarmino for violations of NRS 706.386 and NRS 706A.280. (GA) - **FOR POSSIBLE ACTION**
35. **Citation 22335** issued to Israel Moran Garcia and Maribel Andres Cruz d/b/a Max Towing for violation of NAC 706.2473 ref. 49 CFR 391.51 and NAC 706.203(4). (GA) - **FOR POSSIBLE ACTION**
36. **Citation 22484** issued to B & B Garner, Inc. d/b/a Atlas Towing and Recovery for a violation of NAC 706.203(4). (GA) - **FOR POSSIBLE ACTION**
37. **Citation 22502** issued to Bell Transportation for violation of NAC 706.203(4) (5 counts). (GA) - **FOR POSSIBLE ACTION**
38. **Citations 22542 and 22543 and Impound I-3992** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22542 and 22543 issued to Feven Zerom for violations of NRS 706.386 and NRS 706A.280. (GA) - **FOR POSSIBLE ACTION**
39. **Citation 22567 and Impound I-4008** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22567 issued to Raul Marroquin for violation of NRS 706.386 and NRS 706.758. (GA) - **FOR POSSIBLE ACTION**
40. **Citations 22577 and 22578 and Impound I-3981** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22577 and 22578 issued to Aikins Ofori for violations of NRS 706.386 and NRS 706A.280. (GA) - **FOR POSSIBLE ACTION**
41. **Citations 22676 and 22677 and Impound I-3982** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22676 and 22677 issued to Andre Moody for violations of NRS 706.386 and NRS 706A.280. (GA) - **FOR POSSIBLE ACTION**
42. **Citations 22678 and 22679 and Impound I-3994** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22678 and 22679 issued to Steven Farias for violations of NRS 706.386 and NRS 706.758. (GA) - **FOR POSSIBLE ACTION**
43. **Citations 22682 and 22683 and Impound I-3996** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22683 and 22682 issued to Jermal Green for violations of NRS 706.386 and NRS 706.758. (GA) - **FOR POSSIBLE ACTION**
44. **Citations 22684 and 22685 and Impound I-3997** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22684 and 22685 issued to Alexander Bull for violation of NRS 706.386 and NRS 706.758. (GA) - **FOR POSSIBLE ACTION**
45. **Citation 23067** issued to Mohammad Uddin for violation of NAC 706.3747.C1 (3 counts). (GA) - **FOR POSSIBLE ACTION**

- 46. **Citation 23068** issued to Whittlesea Taxi for violation of NAC 706.3761.5 (3 counts). (GA) - **FOR POSSIBLE ACTION**
- 47. **Citation 23211** issued to Atlas Towing & Recovery for violations of NAC 706.311 (5 counts) and NAC 706.420 (5 counts). (GA) - **FOR POSSIBLE ACTION**
- 48. **Impound I-3957** The impoundment pursuant to NRS 706.476 of a vehicle registered to Lucelyn Belarmino. (GA) - **FOR POSSIBLE ACTION**
- 49. **Impound I-4207** The impoundment pursuant to NRS 706.476 of a vehicle registered to Sunset Limousine Services, LLC. (GA) - **FOR POSSIBLE ACTION**
- 50. **Impound I-4224** The impoundment pursuant to NRS 706.476 of a vehicle registered to EAN Holdings, LLC. (GA) - **FOR POSSIBLE ACTION**
- 51. **Citation 21434** issued to Yellow Cab for violation of NAC 706.3761. (DN) - **FOR POSSIBLE ACTION**
- 52. **Citation 22563** issued to Francisco Cubias/Taxi Ride Las Vegas for violation of NRS 706.386 and NRS 706.758. (DN) - **FOR POSSIBLE ACTION**
- 53. **Impound I-4006** The impoundment pursuant to NRS 706.476 of a vehicle registered to Zenaida Ana Solis Mendez. (DN) - **FOR POSSIBLE ACTION**

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

- 54. **Docket 20-12016** The Application of Clark County Liens, LLC d/b/a Scorpion Towing for a certificate of public convenience and necessity to provide consent and non-consent tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (GA) – **FOR POSSIBLE ACTION**
- 55. **Docket 21-03028** The Joint Application of Brian Garner for authority to sell and transfer and Jeremy Muth to purchase and acquire 100% of the stock of B & B Garner, Inc. d/b/a Atlas Towing & Recovery, a carrier authorized to provide consent and non-consent tow car services within the State of Nevada granted under CPCN 7193, Sub 1. Staff investigation concluded. (GA) – **FOR POSSIBLE ACTION**
- 56. **Docket 21-05013** The Application of Dusty’s Roadside Assistance and Tow, 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) – **FOR POSSIBLE ACTION**
- 57. **Docket 21-05034** The Application of Gladiator 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. (GA) – **FOR POSSIBLE ACTION**

58. **Docket 21-06015** The Application of Jylan Transport, 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. (GA) – ***FOR POSSIBLE ACTION***

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

59. **Docket 21-02021** The Application of Allusion Transportation, LLC d/b/a Allusion Transportation for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (DG) – ***FOR POSSIBLE ACTION***
60. **Docket 21-05007** The Application of Premier Transportation, LLC d/b/a VIP Party Bus 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***

PETITION FOR LOGO APPROVAL

61. **Docket 21-07027** The Application of AWG Ambassador, LLC d/b/a Universal Limousine Services Operated by Universal Limousine Services, LLC d/b/a ULS for approval of a logo for services conducted under CPCN 1068, Sub 8. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

REQUEST FOR TEMPORARY DISCONTINUANCE

62. **Docket 21-07016** The temporary discontinuance from June 29, 2021, through December 29, 2021 of service provided by Arkidian Towing Services, LLC under CPCN 7351. This requires retroactive approval. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
63. **Docket 21-07019** The temporary discontinuance from July 20, 2021, through January 20, 2022 of service provided by Fragela Towing, LLC under CPCN 7427. This requires retroactive approval. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

REQUEST TO EXTEND TEMPORARY DISCONTINUANCE

64. **Docket 20-04035** The request to extend temporary discontinuance from March 29, 2021 through September 29, 2021, of services provided by Ring Tour & Travel Co., Inc. d/b/a Ring Tour & Travel Co., CPCN 2255. This requires retroactive approval. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
65. **Docket 20-05017** The request to extend temporary discontinuance from May 16, 2021 through November 16, 2021, of services provided by Nevada Relocation Services, LLC, CPCN 3367. This requires retroactive approval. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
66. **Docket 20-07020** The request to extend temporary discontinuance from March 15, 2021 through September 15, 2021, of services provided by Desert Sky Transportation, Inc. d/b/a Desert Sky, MV 6138. This requires retroactive approval. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

- 67. Docket 20-10044** The request to extend temporary discontinuance from July 30, 2021 through January 30, 2022, of services provided by C&J Development Enterprises d/b/a Custom Towing, CPCN 7061. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

MOTION TO EXTEND COMPLIANCE PERIOD

- 68. Docket 20-03018** The request to extend the compliance period for 90 days for the application of Reggies Towing, LLC. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
- 69. Docket 20-09004** The request to extend the compliance period for 90 days for the application of Triple JJJ Corporation d/b/a American Towing & Recovery. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
- 70. Docket 20-09032** The request to extend the compliance period for 9 months for the application of Vegas One Transportation, LLC. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

PETITION TO DEVIATE FROM REGULATION

- 71. Docket 21-07001** The Petition of Platinum LV Transportation, LLC d/b/a Whittlesea Checker Taxi, CPCN 2118, Sub 5, for final approval of a Petition to Deviate from Regulation NAC 706.3745 to extend the life of certain vehicles for an additional 12 months. Staff investigation concluded. (DG) – ***FOR POSSIBLE ACTION***

FINANCIAL RATES AND TARIFFS

- 72. Docket 21-07012** The Application of Bell Trans, a Nevada Corporation d/b/a Bell Trans, Bell Limousine, for final approval of a tariff rate modification for services conducted under CPCN 1023, Sub 2, Tariff 1-A. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
- 73. 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

- 74. WebEx Instructions**
- 75. 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

76. **Docket 21-05004** Petition for Reconsideration of denial of driver permit #11907 for Ziyao Zhang. – **FOR POSSIBLE ACTION**
77. **Docket 21-06003** Petition for Reconsideration from Huey P. Stanley for reconsideration of denial of Driver Permit 11859. Tabled from prior general session. – **FOR POSSIBLE ACTION**
78. **Docket 21-06041** Petition for Reconsideration of denial of driver permit #12084 for Justin Hunter. – **FOR POSSIBLE ACTION**
79. **Docket 21-07020** Petition for Reconsideration of fines on Citation 20753 from Henok Gebremedhin. – **FOR POSSIBLE ACTION**
80. **Docket 21-07021** Petition for Reconsideration of fines on Citation 13872 from Derek Cornell. – **FOR POSSIBLE ACTION**

APPLICATIONS FOR FULLY REGULATED CARRIERS

81. **Docket 18-03017** The expired Temporary Transfer of Operating Rights of Strip Limousine Services, LLC d/b/a Strip Limo, d/b/a SLS granted under CPCN 1131, Sub 1, to Strip Limo, LLC and the Petitions for an extension of the period for temporary transfer of operation rights and for interim approval. Staff investigation concluded. (DG) - **FOR POSSIBLE ACTION**
82. **Docket 19-07033** The expired Temporary Transfer of Operating Rights of AWG Ambassador, LLC d/b/a Universal Limousine Services, granted under CPCN 1068, Sub 8, to Universal Limousine Services, LLC d/b/a ULS and the Petitions for an extension of the period for temporary transfer of operation rights and for interim approval. Staff investigation concluded. - **FOR POSSIBLE ACTION**
83. **Docket 20-11020** The Ex Post Facto Joint Application of Jack and Judy Swen for authority to sell and transfer and JTB USA, Inc. to purchase and acquire 30% of the stock of Lassen Tour & Travel, Inc., the 100% owner of Sunrise Plaza Transportation of Nevada, Inc. d/b/a Lassen Tours, a carrier authorized to provide services within the State of Nevada granted under CPCN 2028, Sub 3. Staff investigation concluded. (DG) – **FOR POSSIBLE ACTION**
84. **Docket 20-11021** The Ex Post Facto Joint Application of JTB USA, Inc. for authority to sell and transfer and JTB Americas, LTD to purchase and acquire 100% of the stock of Sunrise Plaza Transportation of Nevada, Inc., a carrier authorized to provide services within the State of Nevada granted under CPCN 2028, Sub 3. Staff investigation concluded. (DG) – **FOR POSSIBLE ACTION**

ORDERS TO SHOW CAUSE

85. **Docket 20-02019** Order Regarding Order to Show Cause issued to LV Quik Tow, Certificate of Public Convenience and Necessity 7202.2. Staff investigation concluded. Tabled from prior general session. (DN) – **FOR POSSIBLE ACTION**
86. **Docket 21-06044** Order to Show Cause issued to Hoag, LLC d/b/a Amore Transportation as to why Certificate of Public Convenience and Necessity 1141 should not be revoked. - **FOR POSSIBLE ACTION**

87. **Docket 21-06045** Order to Show Cause issued to Double D Transportation, LLC d/b/a Double D Transportation as to why Certificate of Public Convenience and Necessity 2227 should not be revoked. - **FOR POSSIBLE ACTION**

APPLICATIONS FOR DRIVER PERMITS

(Closed sessions may be held for items 88 through 92 to consider character, alleged misconduct, professional competence, and physical or mental health pursuant to NRS 241.030.)

88. **Permit 12034** The Authority will determine whether to grant the application of David Best IV for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. *Item tabled from previous Agenda.* – **FOR POSSIBLE ACTION**
89. **Permit 12077** The Authority will determine whether to grant the application of Johnny Maples for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. *Item tabled from previous Agenda.* – **FOR POSSIBLE ACTION**
90. **Permit 12114** The Authority will determine whether to grant the application of Jeremiah Thomas for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. – **FOR POSSIBLE ACTION**
91. **Permit 12142** The Authority will determine whether to grant the application of Steven Brown for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (FTA) – **FOR POSSIBLE ACTION**
92. **Permit 1876** The Authority will determine whether to grant the application of Jemal Jafar for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. (FTA) – **FOR POSSIBLE ACTION**
93. **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.

94. 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.



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 August 26, 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: **146 049 8678**

The next screen will ask for a password. Type in the following: **GWvSsUQp445**

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: **146 049 8678**

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.

Agenda Item#

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STATE OF NEVADA



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

MINUTES OF THE July 27, 2021 GENERAL SESSION

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

DIAL IN NUMBER: 1-844-621-3956

TUESDAY, JULY 27, 2021 MEETING ACCESS CODE: 146 903 7325

TUESDAY, JULY 27, 2021 MEETING PASSWORD: dVQ2dBzQK62

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, Deputy Commissioner Jennifer De Rose, Applications Manager Liz Babcock, Financial Analyst Yvonne Shelton, Financial Analyst Paul Servello, Chief of Enforcement Todd Park, Deputy Attorney General Louis Csoka

3. Pledge of Allegiance

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 40, 66, 72, 73, 75 and 97 be removed from consideration, that Items 69, 70 and 101 be taken together during the afternoon session and that 17 and 81 be trailed to the afternoon session. Legal Research Assistant Rita Brownawell corrected the Impound number on Item 11 to read 3914. Approved as modified 2-0

7. Approval of the Minutes of the June 14, 2021 Agenda Meeting

Approved 2-0

8. Briefings from the Commissioners

Chairman Gibbons recognized Chief of Enforcement Todd Park and several members of the Enforcement Staff for recent work done on several complaints. Commissioner Assad thanked staff for the preparation of the Agenda and mentioned several staff members by name.

9. Briefing from the Deputy Commissioner

Deputy Commissioner De Rose echoed the comments of the Commissioners and congratulated Adam Teti on his promotion to Supervisory Compliance/Enforcement Investigator.

10. Report of Legal Counsel

Deputy Attorney General Csoka stated there is nothing new to report in the three active legal matters.

ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

Items 11 through 49, with the exception of Items 17, 26 and 40, were considered collectively. Approved 2-0

- 11. Citations 21482 and 21483 and Impound I-~~3941~~ 3914** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 21482 and 21483 issued to Longhai Bai for violations of NRS 706.386 and NRS 706A.280 (DG)
- 12. Citation 21700** issued to Ioan Statica for violation of NRS 706A.280 (DG)
- 13. Citation 22122** issued to V Transportation, LLC d/b/a Vegas Transportation for violation of NAC 706.13775 (DG)
- 14. Citations 22153 and 22154** issued to Byron Vinicio Ochoa for violations of NRS 706.386 and NAC 706A.280 (DG)
- 15. Citations 22165, 22166, 22422 and 22557** issued to XYZ Towing, Inc. d/b/a Titan Towing for violations of NAC 706.4477 (2 counts), NAC 706.4469, and NAC 706.4277 (DG)
- 16. Citations 22247 and 22248** issued to Julius Villanda Redillas for violations of NRS 706.386 and NRS 706A.280 (DG)
- 17. Citation 22377** issued to Desert Cab, Inc. d/b/a Odyssey Limousine for violation of NAC 706.191 (DG)
Moved to the afternoon session.
Kimberly Maxson-Rushton, Esq. appeared on behalf of the Respondent and provided additional insurance information not readily available at the time of the hearing. A discussion ensued with regard to the umbrella policy and possible rehearing of the Citation. Motion to rescind the fine amount and dismiss Citation 22377. Approved 2-0
- 18. Citations 22462 and 22471** issued to Nathanael Baxley for violations of NRS 706A.280 and NRS 706.386 (DG)
- 19. Citation 22466** issued to MAI NIV Enterprises, Inc. d/b/a Kings Towing for a violation of NAC 706.4275 (DG)
- 20. Citation 22467** issued to AAAA Two Star Towing, Inc. for a violations of NAC 706.2473 ref. 49 CFR 391.23 and NAC 706.2473 ref. 49 CFR 391.27 (DG)

21. **Citations 22560 and 22561 and Impound I-4002** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22560 and 22561 issued to Sergio Solano for violations of NRS 706.386 and NRS 706A.280 (DG)
22. **Citation 22562 and Impound I-4003** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22562 issued to Jozsef Cseke for violation of NRS 706.386 (DG)
23. **Citation 23063** issued to Sang Kim for a violation of NAC 706.376.11 (DG)
24. **Impound I-3864** The impoundment pursuant to NRS 706.476 of a vehicle registered to Michelle Janice Redillas (DG)
25. **Impound I-3865** The impoundment pursuant to NRS 706.476 of a vehicle registered to Whitney Ruth Latoya Baxley (DG)
26. **Citations 21980, 21981, 21982, 21983, and 21984** issued to As'ad Marji for violations of NRS 706.386 (5 counts) (GA)
James Kent, Esq. appeared on behalf of the Respondent and made several points to support his request to vacate the citations. Commissioner Assad stated the remedy should be a Petition for Judicial review. Approved as drafted 2-0
27. **Citation 22120** issued to Facundo Battilana De Olazabal for violation of NAC 706.228 and NAC 706.360 (GA)
28. **Citation 22381** issued to Hoag, LLC d/b/a Amore' Transport for violations of NAC 706.4018 and NRS 706.398(2) (GA)
29. **Citations 22441 and 22443 and Impound I-3952** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22441 and 22443 issued to Nathaniel Lemar Jordan for violations of NRS 706.386 and NRS 706.758 (GA)
30. **Citations 22444 and 22445 and Impound I-3863** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22444 and 22445 issued to Albert O. Nosaren for violations of NRS 706A.280 and NRS 706.386 (GA)
31. **Citations 22446 and 22447 and Impound I-3953** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22446 and 22447 issued to Jason Ray Quinn for violations of NRS 706.386 and NRS 706.758 (GA)
32. **Citation 22453** issued to Ali Taha Habib for a violation of NAC 706.360 (GA)
33. **Citation 22459** issued to Noriega Julio Flores-Santos for a violation of NRS 706.386 (GA)
34. **Citation 22461** issued to Ibrahima Samb for a violation of NAC 706.360 (GA)
35. **Citations 22540 and 22541 and Impound 3991** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22540 and 22541 issued to Eskinder Bekele for violations of NRS 706A.280 and NRS 706.386 (GA)
36. **Citations 22553 and 22556** issued to Berger Transfer and Storage, Inc. for violations of NAC 706.2473 ref. 49 CFR 391.23(a)(2)(c), NAC 706.2473 ref. 49 CFR 391.23(a)(1) & (B) and NAC 706.381 (GA)

37. **Citation 22558** issued to Nevada North American, Inc. d/b/a Capitol North American for violation of NAC 706.203 (GA)
38. **Citation 22559 and Impound I-3983** The impoundment pursuant to NRS 706.476 for vehicles registered to and Citation 22559 issued to Kevin L. Pauley & MCZ Moving Company for violation of NRS 706.386 and NRS 706.758 (GA)
39. **Citations 21433, 23157 and 23158** issued to Rene Polanco for violations of NAC 706.3747 (2 counts), NAC 706.2473 ref. 49 CFR 396.11, NAC 706.376.11 (2 counts), NAC 706.3754.2, NAC 706.329, and NAC 706.194 (DN)
40. **Citation 21434** issued to Yellow Cab for violation of NAC 706.3761 (DN)
Item removed from Agenda prior to consideration.
41. **Citations 22245 and 22246 and Impound I-3970** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22245 and 22246 issued to David Flores Avila for violations of NRS 706.386 and NRS 706A.280 (DN)
42. **Citation 22421** issued to SEM Enterprises, LLC d/b/a City Auto Towing for violation of NAC 706.203(4) (2 counts) (DN)
43. **Citation 22458** issued to City 2 City Partnership d/b/a City 2 City Roadside and Towing for a violation of NRS 706.4479 (DN)
44. **Citation 22460** issued to Ibrahima Sory Conde for a violation of NAC 706.2473 ref. 49 CFR 391.41 (DN)
45. **Citation 22507** issued to All My Sons Moving & Storage of Las Vegas for a violation of NAC 706.203(4) (2 counts) (DN)
46. **Citations 22533, 22534 and 22535** issued to Badly Scattered Land & Cattle Co. d/b/a Medic Coach Service for violations of NAC 706.2473 ref. 49 CFR 391.51(7)(1), NAC 706.2473 ref. 49 CFR 382.301(a) (2 counts) and NRS 706.462 (DN)
47. **Citation 22552** issued to USA Towing, Inc. for violation of NAC 706.311 (5 counts) and NAC 706.420 (DN)
48. **Citation 23062** issued to Alvaro Orozco-Perez for violation of NAC 706.3754 (DN)
49. **Citation 23152** issued to Ashwin Joshi for violation of NAC 706.3747 (DN)

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

50. **Docket 19-08008** The Application of Coyote 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.
Approved 2-0*

51. **Docket 21-02012** The Application of Jimenez 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. (GA)
Applications Manager Liz Babcock summarized the application and indicated staff support. Approved 2-0
52. **Docket 21-02017** The Application of A1A Towing Service, LLC d/b/a Camel 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)
Applications Manager Liz Babcock summarized the application and indicated staff support, but for the d/b/a that the Applicant wishes to use. Mr. Koziarski indicated they did not intend to offend anyone. Motion to approve with the removal of the d/b/a Camel Towing. Approved as modified 2-0
53. **Docket 21-03026** The Application of Manny 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. Approved 2-0
54. **Docket 21-04003** The Application of FC Transport, 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. Approved 2-0

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

55. **Docket 20-10034** The Application of Knox Transportation, LLC d/b/a Royal Crown Transportation for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (DG)
Applications Manager Liz Babcock summarized the application and indicated staff support. Approved 2-0
56. **Docket 21-02001** The Joint Application of Ben, LLC d/b/a Luxurious for authority to sell and transfer and DayNight Transportation, LLC d/b/a DayNight Transportation to purchase and acquire the authority to provide charter bus service within the State of Nevada granted under CPCN 2213. Staff investigation concluded. (GA)
Applications Manager Liz Babcock summarized the application and indicated staff support. Dan Winder, Esq. appeared on behalf of the Applicant. Approved 2-0
57. **Docket 21-03002** The Application of Charter Nevada, LLC for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (GA)
Applications Manager Liz Babcock summarized the application and indicated staff support. Approved 2-0
58. **Docket 21-05008** The Application of Streets Transportation, LLC d/b/a Las Vegas Party Bus for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (DG)

*Applications Manager Liz Babcock summarized the application and indicated staff support.
Approved 2-0*

EXEMPTION REQUESTS

- 59. Docket 21-06026** Tahoe Jack's Adventure Authority, LLC seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate commercial passenger transportation in Nevada. Staff investigation concluded.
*Applications Manager Liz Babcock summarized the request and indicated staff support.
Approved 2-0*
- 60. Docket 21-06033** Tahoe Adventures Company, LLC seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate commercial passenger transportation in Nevada. Staff investigation concluded.
*Applications Manager Liz Babcock summarized the request and indicated staff support.
Approved 2-0*
- 61. Docket 21-07001** Whittlesea Check Taxi, a Series of Platinum LV Transportation, LLC seeks *final approval* for a declaration of exemption pursuant to NAC 706.3745 from the requirement to remove vehicles after 60 months of service. Staff investigation concluded.
*Applications Manager Liz Babcock summarized the request and indicated staff support.
Approved 2-0*
- 62. Docket 21-07003** Tahiti Village Vacation Club seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate passenger transportation in Nevada. Staff investigation concluded.
*Applications Manager Liz Babcock summarized the request and indicated staff support.
Approved 2-0*

REQUEST TO EXTEND TEMPORARY DISCONTINUANCE

Items 63 through 67, with the exception of Item 66, were considered collectively. Approved 2-0

- 63. Docket 19-07032** The request to extend temporary discontinuance from June 15, 2021 through December 15, 2021, of transportation services provided by Red Carpet VIP Transportation, LLC, d/b/a ALS VIP, CPCN 2209. Staff investigation concluded.
- 64. Docket 20-02010** The request to extend temporary discontinuance from June 14, 2021 through December 14, 2021, of transportation services provided by Power Wheels Towing, LLC, d/b/a Power Wheels Towing, CPCN 7396. Staff investigation concluded.
- 65. Docket 20-06018** The request to extend temporary discontinuance from June 24, 2021 through December 24, 2021, of transportation services provided by Columbian Enterprises, LLC d/b/a LV Bus Express, CPCN 2180. Staff investigation concluded.
- 66. Docket 20-07004** The request to extend temporary discontinuance from June 1, 2021 through December 1, 2021, of transportation services provided by VIP Transportation of Nevada, LLC, CPCN 2154. Staff investigation concluded.
Item removed from Agenda prior to consideration.

67. **Docket 20-10033** The request to extend temporary discontinuance from June 20, 2021 through December 20, 2021, of transportation services provided by Alejandro Morales Mejia, d/b/a A & L Towing, CPCN 7425. Staff investigation concluded.

MOTION TO EXTEND COMPLIANCE PERIOD

68. **Docket 18-11010** The motion to extend the compliance period for a second one-year period to July 22, 2022 for the application of Bus Fleet North America, Inc. Staff investigation concluded.
Applications Manager Liz Babcock detailed the procedural history of the docket and indicated staff has concerns with the age of the documents and the background information. Denied 2-0

EXPIRED TEMPORARY DISCONTINUANCE

69. **Docket 20-04013** The expired temporary discontinuance granted from September 18, 2020 through February 18, 2021, of services provided by Airport Mini Bus, a Series of Platinum LV Transportation, LLC d/b/a Airport Mini Bus under CPCN 2350, Sub 9, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.
Items 69, 70 and 101 were considered collectively. Applications Manager Liz Babcock summarized the request and indicated staff has not received an extension for the Temporary Discontinuance. Brent Carson, Esq appeared on behalf of the carriers, indicated he would file an extension and requested the item be tabled to the next subsequent Agenda. Request approved 2-0
70. **Docket 20-04014** The expired temporary discontinuance granted from September 18, 2020 through February 18, 2021, of services provided by Bell Limo, a Series of Platinum LV Transportation, LLC d/b/a Bell Limo under CPCN 1217, Sub 3, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.
Items 69, 70 and 101 were considered collectively. Applications Manager Liz Babcock summarized the request and indicated staff has not received an extension for the Temporary Discontinuance. Brent Carson, Esq appeared on behalf of the carriers, indicated he would file an extension and requested the item be tabled to the next subsequent Agenda. Request approved 2-0
71. **Docket 20-04035** The expired temporary discontinuance granted from September 29, 2020 through March 29, 2021, of services provided by Ring Tour & Travel Company, Inc. d/b/a Ring Tour & Travel Company under CPCN 2255, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.
Applications Manager Liz Babcock detailed the procedural history of the docket and indicated staff's request to issue an Order to Show Cause. Approved 2-0
72. **Docket 20-05017** The expired temporary discontinuance granted from November 15, 2020 through May 15, 2021, of services provided by Nevada Relocation Services, LLC under CPCN 3367, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.
Item removed from Agenda prior to consideration.
73. **Docket 20-07020** The expired temporary discontinuance granted from September 15, 2020 through March 15, 2021, of services provided by Desert Sky Transportation, Inc. under MV 6138, Sub 2, and

Staff's recommendation to issue an Order to Show Cause as to why the Permit should not be revoked. Staff investigation concluded.

Item removed from Agenda prior to consideration.

- 74. Docket 20-09003** The expired temporary discontinuance granted from September 4, 2020 through March 3, 2021, of services provided by Hoag, LLC e/b/a Amore Transport under CPCN 1141, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

Applications Manager Liz Babcock detailed the procedural history of the docket and indicated staff's request to issue an Order to Show Cause. Approved 2-0

- 75. Docket 21-02016** The expired temporary discontinuance granted from May 17, 2021 through June 30, 2021, of services provided by Celebrity Coaches, a Series of Platinum LV Transportation, LLC d/b/a Celebrity Coaches under CPCN 2105, Sub 1, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

Item removed from Agenda prior to consideration.

VOLUNTARY CANCELLATIONS

- 76. Docket 21-06009** The voluntary cancellation of VIP Express Transportation, LLC d/b/a VIP Express Transportation, Permit MV 6158. Staff investigation concluded.

Applications Manager Liz Babcock summarized the request and indicated staff support.

Approved 2-0

- 77. Docket 21-06028** The voluntary cancellation of Rizo Towing, LLC, CPCN 7380. Staff investigation concluded.

Applications Manager Liz Babcock summarized the request and indicated staff support.

Approved 2-0

PETITION TO DEVIATE FROM REGULATION

- 78. Docket 21-04030** The Petition of B&E, Inc. d/b/a SNAP Towing seeking to deviate from Regulation NAC 706.203 to use a software program "Fleetio" for documenting daily vehicle inspection reports under CPCN 7042, Sub 2. Staff investigation concluded.

Applications Manager Liz Babcock summarized the request and indicated staff support. Chief Compliance Audit Investigator Revens requested the notation be for DVIR's only. Approved 2-0

- 79. Docket 21-05038** The Petition of XYZ Towing, Inc. d/b/a Titan Towing, seeking to deviate from Regulation NAC 706.4275 pursuant to NAC 706.1305, to use the electronic signature program "Omadi" for services conducted under CPCN 7257, Sub 2. (GA) Staff investigation concluded.

Applications Manager Liz Babcock summarized the request and indicated staff support.

Approved 2-0

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- 80. Docket 21-05039** The Petition of MAI NIV Enterprises, Inc. d/b/a ABC Towing, South West Auto Towing, Tow Guys, Kings Towing, seeking to deviate from Regulation NAC 706.4275 pursuant to NAC 706.1305, to use the electronic signature program "Omadi" for services conducted under CPCN 7242, Sub 3. (GA) Staff investigation concluded.

*Applications Manager Liz Babcock summarized the request and indicated staff support.
Approved 2-0*

FINANCIAL RATES AND TARIFFS

- 81. Docket 21-05017** 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.
Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Kimberly Maxson-Rushton, Esq. appeared on behalf of the carrier. Approved 2-0
- 82. Docket 21-06006** The Application of Western Limousine Service, LLC d/b/a Western Limousine Service for approval of a tariff rate modification for services conducted under CPCN 1054, Sub 3. Staff investigation concluded.
*Financial Analyst Yvonne Shelton summarized the request and indicated staff support.
Approved 2-0*
- 83. Docket 21-06007** The Application of Abraham Limo Service, Inc. d/b/a ALV for approval of a tariff rate modification for services conducted under CPCN 1090, Sub 2. Staff investigation concluded.
*Financial Analyst Yvonne Shelton summarized the request and indicated staff support.
Approved 2-0*
- 84. Docket 21-06013** The Application of Black Wolf Moving, LLC d/b/a Two Men and a Truck for approval of a tariff rate modification for services conducted under CPCN 3343, Sub 1. Staff investigation concluded.
*Financial Analyst Yvonne Shelton summarized the request and indicated staff support.
Approved 2-0*
- 85. Docket 21-06020** The Application of 1st Response Towing, Inc. d/b/a The Tow Truck Company for approval of a tariff rate modification for services conducted under CPCN 7136, Sub 4. Staff investigation concluded.
*Financial Analyst Yvonne Shelton summarized the request and indicated staff support.
Approved 2-0*
- 86. Docket 21-06022** The Application of Wolf Pack Moving, LLC for approval of a tariff rate modification for services conducted under CPCN 3383. Staff investigation concluded.
*Financial Analyst Yvonne Shelton summarized the request and indicated staff support.
Approved 2-0*
- 87. Docket 21-06031** The Application of Shaul Marketing, Inc. d/b/a Triple 7 Movers for approval of a tariff rate modification for services conducted under CPCN 3350, Sub 3. Staff investigation concluded.
*Financial Analyst Yvonne Shelton summarized the request and indicated staff support.
Approved 2-0*
- 88. Public Comment**
None

1:15 PM AFTERNOON SESSION

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

90. Public Comment

none

PETITIONS FOR RECONSIDERATION

- 91. Docket 21-04037** Petition for Reconsideration of fines on Citations 23040 and 20925 issued to Capital Cab, Citations 20924 and 23041 issued to Executive Limo Service, Inc., Citations 20864, 20923 and 23042 issued to Reno Cab Co and Citations 21451 and 23043 issued to Yellow Cab. – Tabled from prior agenda.

Management Analyst Hope DiBartolomeo detailed the fines and abeyances. No payments have been received and no payment plan has been made. No one appeared on behalf of the Carrier/Respondent. Petition denied 2-0

- 92. Docket 21-05020** Petition for Reconsideration from Las Vegas Beyond, LLC d/b/a Las Vegas Beyond for reconsideration of revocation of CPCN 2232. Tabled from prior agenda.

Applications Manager Liz Babcock summarized the request. Mr. England appeared and detailed his request. Petition granted 2-0

- 93. Docket 21-05033** Petition for Reconsideration of fines on Citation 21637, 21638 from Roba Indissa.

Petition denied 2-0

- 94. Docket 21-06003** Petition for Reconsideration from Huey P. Stanley for reconsideration of denial of Driver Permit 11859.

Mr. Stanley appeared and detailed his request, and stated the paperwork shows the case is closed. A discussion ensued. Motion to table item to next subsequent Agenda meeting with proof of a negative drug test – Approved 2-0

- 95. Docket 21-06014** Petition for Reconsideration from Herman Williams, re: the Dismissal of Docket 18-11012, Exquisite Towing Roadside Assistance, LLC, at the October 1, 2020 General Session.

Applications Manager Liz Babcock detailed the procedural history of the docket and indicated the docket was dismissed as abandoned. Mr. Williams appeared and requested the docket be re-opened. Petition granted 2-0

- 96. Docket 21-06030** Petition for Reconsideration of denial of driver permit #9755 for Paul Davis Jr.

Mr. Davis appeared and detailed his request. Meeting to be reset. Petition granted 2-0

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APPLICATIONS FOR FULLY REGULATED CARRIERS

- 97. Docket 16-11028 and 16-11029** The Joint Applications of Lewis Carriages, Inc. d/b/a All Resort Limousines for temporary transfer of operating rights and for authority to sell and transfer, respectively,

and Abraham Limo Service, Inc. to purchase and acquire the authority granted under CPCN 1125 and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Tabled from May 13, 2021, general session. Staff investigation concluded. (GA)

Item removed from Agenda prior to consideration. Agenda modified by a 2-0 vote to revisit Item 97.

Brent Carson, Esq. appeared and offered a brief statement. Item tabled to September Agenda.

Approved 2-0

- 98. Docket 18-08033** The expired Temporary Transfer of Operating Rights of Abraham Limo Service, Inc. d/b/a ALV granted under CPCN 1104, Sub 3, to Crown Limo, LLC and the Petition for an extension of the period for temporary transfer of operation rights for an additional nine (9) months and the Petition for interim approval. Staff investigation concluded. Tabled from prior agenda.

Applications Manager Liz Babcock detailed the procedural history of the docket. Brent Carson, Esq. appeared on behalf of the carriers and requested an additional 9 months from today (7/27/21) to extend the timeframe for the Temporary Transfer of Operating Rights. Approved 2-0

- 99. Docket 19-06030** The Application of LIFETRANS, Inc. for an expansion of authority granted under Contract Carrier Permit MV 6153. Staff investigation concluded. (GA)

Applications Manager Liz Babcock summarized the application and indicated staff support. Commissioner Assad indicated his agreement. Mark James, Esq. appeared on behalf of the carrier and thanked staff for their work. Deviation under NAC 706.1305 was granted. Brent Carson, Esq. appeared on behalf of the Intervenors. Approved 2-0

- 100. Docket 20-10004** The Application of Champagne Limousine, LLC d/b/a Champagne Limousine for a certificate of public convenience and necessity to provide charter limousine service within Clark County, Nevada on the one hand and points and places in Nevada on the other. Staff investigation concluded. (DG)

Applications Manager Liz Babcock summarized the application and indicated staff support. Approved 2-0

- 101. 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, tabled from the April 8, 2021 general session. Staff investigation concluded.

Items 69, 70 and 101 were considered collectively. Applications Manager Liz Babcock summarized the request and indicated staff still has not received the promised Sale and Transfer Applications. Brent Carson, Esq. appeared on behalf of the carriers. Jim Gleich and Mark Friedman appeared on behalf of the Buyers. Item tabled to September Agenda – Approved 2-0

- 102. Docket 21-02024** The Joint Application of CT & T Transportation, LLC (“CT&T”) and Luxury Limousine of Las Vegas, LLC d/b/a Luxury Limousine (“Lux”) for Temporary Transfer of Operating Rights under CPCN 1058, Sub 2. From CT&T to Lux. Staff investigation concluded. (DG)

Applications Manager Liz Babcock summarized the request and indicated staff concerns are the transfer is from a fully regulated carrier to a partially regulated carrier and the financial compensability is not verified. Zev Kaplan, Esq. appeared on behalf of Luxury Limousine and detailed the buyer's financial situation and that the final Sale and Transfer should be filed in 2 to 3 months. A discussion ensued. Temporary Transfer of Operating Rights Approved 2-0

- 103. Dockets 21-04034 and 21-04035** The Request for Interim authority for the Joint Applications of AWG Ambassador, LLC (“AWG”) and Personal Sedan Services, LLC (“PSS”) for Temporary Transfer of

Operating Rights under CPCNs 1089, Sub 4, and 2055, Sub 4, respectively, from AWG to PSS. Staff investigation concluded. (GA)

Applications Manager Liz Babcock summarized the request and indicated staff concerns are the consideration to be paid nor the timeframe for the payment are listed and none of the operational inspections have been completed. Brent Carson, Esq. appeared on behalf of the parties. Alan Waxler appeared on behalf of AWG. A discussion ensued. Interim Order and Temporary Transfer with no vehicle limitation. Approved 2-0

ORDERS TO SHOW CAUSE

- 104. Docket 20-02019** Order Regarding Order to Show Cause issued to LV Quik Tow, Certificate of Public Convenience and Necessity 7202.2. Staff investigation concluded. (DG)

Applications Manager Liz Babcock detailed the procedural history and the details of the Order. Brent Carson, Esq. appeared on behalf of the carrier. Item tabled to next subsequent Agenda Approved 2-0

ADVISORY OPINION

- 105. Docket 21-03019** The request for advisory opinion of Western Trails Charters & Tours, LLC d/b/a St. George Express, Salt Lake Express as to what constitutes intrastate vs. interstate charter bus transportation. Staff investigation concluded. Tabled from prior agenda.

Adam Ford, Esq. appeared on behalf of Salt Lake Express and offered a statement with regard to the difference in intrastate vs. interstate transportation, mentioning the federal Grayline case. Deputy Attorney General Louis Csoka stated that he feels that the Authority should offer no opinion. Commissioner Assad agreed. No action to be taken. Approved – 2-0

- 106. Public Comment**

Brent Carson, Esq. would like to submit several suggestions for future regulation workshops.

- 107. Adjournment**

Meeting adjourned at 3:30 p.m.

Agenda Item#

11

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21819 issued to Amador Stage)
Lines, Inc. for violation of NAC 706.203(4).) Citation 21819
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 7, 2021, 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, Amador Stage Lines, inc. was present through their President, William Allen. Mr. Allen 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 21819 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 706.203(4), related to failure to submit annual vehicle inspection reports;
3. To a fine in the amount of \$400.00 for the NAC 706.203(4) violations with \$200.00 of said fine amount suspended pending no further NAC 706 violations within one year and timely payment of the fine amount;
4. That the suspended fine of \$50.00 from prior Citation 20998 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 violation of NAC 706.203(4).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21819, issued to Amador Stage Lines, inc. for violation of NAC 706.203(4), is hereby AFFIRMED;
2. That the *total* fine for Citation 21819 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 the fine amount;

3. That the suspended fine of \$50.00 from prior Citation 20998 shall immediately become due and owing; 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

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#

12

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21821 issued to Anderson Towing)
Service, Inc. d/b/a Anderson Towing & Transport for) Citation 21821
violation of NAC 706.203(4).)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 7, 2021, 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, Anderson Towing Service, Inc. d/b/a Anderson Towing & Transport was present through their General Manager, Ronald Stewart. Mr. Stewart 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 21821 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 706.203(4) related to failure to submit annual vehicle inspection report;
3. To a fine in the amount of \$200.00 for the NAC 706.203 (4) violation; 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 706.203(4).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21821, issued to Anderson Towing Service, Inc. d/b/a Anderson Towing & Transport for violation of NAC 706.203(4), is hereby AFFIRMED;
2. That the *total* fine for Citation 21821 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

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 706.203 (4) 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#

13

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 21822 and 21823 issued to Eloisa)	
Moran de Delgado d/b/a 6 Angels Towing Service	)	Citations 21822 and 21823
for violations of NAC 706.2473 ref. 49 CFR 391.11,)	
NAC 706.2473 ref. 49 CFR 382.301 and NAC)	
706.2473 ref. 49 CFR 391.23.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On June 30, 2021, 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 21822 and 21823, Eloisa Moran de Delgado d/b/a 6 Angels Towing Service, was present through its Office Manager, Sandy Delgado. Ms. Delgado 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 21822 and 21823 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 ref. 49 CFR 391.11, related to allowing a driver to operate a vehicle without a valid medical card, violation of NAC 706.2473 ref. 49 CFR 382.301, related to failure to conduct pre-employment drug testing before allowing a driver to operate a vehicle and violation of NAC 706.2473 ref. 49 CFR 391.23, related to failure to perform a 3 year inquiry within 30 days of hire;
3. To a fine in the amount of \$150.00 for the violation of NAC 706.2473 ref. 49 CFR 391.11;
4. To a fine in the amount of \$200.00 for the violation of NAC 706.2473 ref. 49 CFR 382.301;
5. To a fine in the amount of \$200.00 for the violation of NAC 706.2473 ref. 49 CFR 391.23;
6. That the total fine shall be \$550.00;
7. That the \$50.00 suspended fine on prior Citation 20046 shall immediately become due and owing; and
8. 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 706.2473 ref. 49 CFR 391.11, NAC 706.2473 ref. 49 CFR 382.301 and NAC 706.2473 ref. 49 CFR 391.23.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaints 21822 and 21823, issued to Eloisa Moran de Delgado d/b/a 6 Angels Towing Service for violation of NAC 706.2473 ref. 49 CFR 391.11, NAC 706.2473 ref. 49 CFR 382.301 and NAC 706.2473 ref. 49 CFR 391.23, is hereby AFFIRMED;

2. That the *total* fine for Citation 21822 and 21823 shall be in the amount of Five Hundred Fifty Dollars and Zero Cents (\$550.00);
3. That the \$50.00 suspended fine from prior Citation 20046 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

George Assad, 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 21824 issued to Black Wolf Moving)
Nevada, LLC d/b/a Two Men and a Truck for) Citation 21824
violations of NAC 706.203(4) (5 counts).)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 7, 2021, 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, Black Wolf Moving Nevada, LLC d/b/a Two Men and a Truck was present through their General Manager, Robert Walker. Mr. Walker 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 21824 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 706.203(4) (5 counts) related to failure to submit periodic inspection report in a timely manner;
3. To a fine in the amount of \$400.00 per count for the NAC 706.203(4) violation for a total fine amount of \$2,000 with \$1,000.00 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 violations of NAC 706.203(4) (5 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21824, issued to Black Wolf Moving Nevada, LLC d/b/a Two Men and a Truck for violations of NAC 706.203(4) (5 counts), is hereby AFFIRMED;
2. That the *total* fine for Citation 21824 shall be in the amount of Two Thousand Dollars and Zero Cents (\$2,000.00), with One Thousand Dollars and Zero Cents (\$1,000.00) of said fine amount to be suspended pending no further NAC 706 violations 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

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: Citation 21825 issued to Ewing Bros. Inc.)
d/b/a Ewing Bros. Auto Body for violation of) Citation 21825
NAC 706.203(4).)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 7, 2021, 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, Ewing Bros. Inc. d/b/a Ewing Bros. Auto Body was present through their fleet contact, Dion Goodman. Mr. Goodman 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 21825 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 706.203(4) related to failure to submit annual vehicle inspection report;
3. To a fine in the amount of \$200.00 for the NAC 706.203 (4) violation; 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 706.203(4).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21825, issued to Ewing Bros. Inc. d/b/a Ewing Bros. Auto Body for violation of NAC 706.203(4), is hereby AFFIRMED;
2. That the *total* fine for Citation 21825 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

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 706.203 (4) 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: the impoundment pursuant to NRS 706.476	)	Impound 3956 and
of a vehicle registered to and Citations 21927 and	)	Citations 21927 and 21928
21928 issued to Vong Bao Nguyen for violations)	
of NRS 706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 9, 2021, 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 21927 and 21928 and registered owner of the impounded vehicle, Vong Bao Nguyen, 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 21927 and 21928, 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 Vong Bao Nguyen 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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. That a fine in the amount of \$100.00 be assessed for the impoundment of the vehicle in this matter;
7. 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;
8. That no fine or disqualification be imposed for the NRS 706A.280 violation; and
9. 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).

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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 for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application.

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 21927 and 21928, issued to Vong Bao Nguyen for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of One Hundred Dollars and Zero Cents (\$100.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 21927 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 21928 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
8. 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

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: the impoundment pursuant to NRS 706.476	)	Impound 3958 and
of a vehicle registered to and Citations 21933 and	)	Citations 21933 and 21934
21934 issued to Martinus Sutandar for violations)	
of NRS 706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 22, 2021, 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 21933 and 21934 and registered owner of the impounded vehicle, Martinus Sutandar, 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 21933 and 21934, 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 Martinus Sutandar 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That with respect to Citation 21934, the Respondent’s actions constituted a violation of NRS 706A.280 (in that he solicited a passenger for off-app transportation);
7. That a fine in the amount of \$200.00 be assessed for the impoundment of the vehicle in this matter;
8. 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;
9. That no fine or disqualification be imposed for the NRS 706A.280 violation; and
10. 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).

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 for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application.

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 21933 and 21934, issued to Martinus Sutandar for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of Two Hundred Dollars and Zero Cents (\$200.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 21933 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 21934 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

8. 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

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# 18

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: the impoundment pursuant to NRS 706.476 of a	)	Impound 3274 and
vehicle registered to and Citations 22249 and 22250	)	Citations 22249 and 22250
issued to Berhanu Sime Desta for violations of NRS)	
706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Deputy Commissioner Jennifer DeRose

ORDER

On June 25, 2021, 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 22249 and 22250 and registered owner of the impounded vehicle, Berhanu Sime Desta, 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 22249 and 22250, 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 Berhanu Sime Desta 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 fine in the amount of \$250.00 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;
3. That no fine be imposed for the NRS 706A.280 violation; and
4. That the Respondent shall be disqualified from driving under a TNC application.

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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 for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application; and
4. That Respondent will not be disqualified from driving for a TNC.

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 22249 and 22250, issued to Berhanu Sime Desta for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of Two Hundred Fifty Dollars and Zero Cents (\$250.00) shall be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22249 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 22250 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.

By the Authority,

Dawn Gibbons, Chairman

George Assad, 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: the impoundment pursuant to NRS 706.476 of a) Impound 3954 and
vehicle registered to and Citations 22448 and 22449) Citations 22448 and 22449
issued to Ejigu A. Birru for violations of NRS 706.386)
and NRS 706A.280.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Deputy Commissioner Jennifer DeRose

ORDER

On July 2, 2021, 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 22448 and 22449 and registered owner of the impounded vehicle, Ejigu A. Birru, 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 22448 and 22449, 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 Ejigu A. Birru 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 fine in the amount of \$150.00 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;
3. That no fine be imposed for the NRS 706A.280 violation; and
4. That the Respondent shall be disqualified from driving under a TNC application.

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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 for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application;
4. That a fine be assessed in the amount of \$2,500.00 for the NRS 706.386 violation with \$2,400.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount; and
5. That Respondent will not be disqualified from driving for a TNC.

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 22448 and 22449, issued to Ejigu A. Birru for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of One Hundred Fifty Dollars and Zero Cents (\$150.00) shall be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22448 shall be in the amount of Two Thousand Five Hundred Dollars and Zero Cents (\$2,500.00), with Two Thousand Four Hundred Dollars and Zero

Cents (\$2,400.00) 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 22449 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.

By the Authority,

Dawn Gibbons, Chairman

George Assad, 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 22468 issued to Slater Transfer and)	
Storage, Inc. for violation of NAC 706.2473 ref. 49	)	Citation 22468
CFR 391.23 and NAC 706.2473 ref. 49 CFR 391.51)	
(4 counts).)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On June 30, 2021, 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, Slater Transfer and Storage, Inc. was present through their Vice President of Operations, Mike Partridge. Mr. Partridge 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 22468 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 ref. 49 CFR 391.23, related to failure to conduct inquiry to state agencies within 30 days of hire and NAC 706.2473 ref. 49 CFR 391.51 (4 counts) related to failure to maintain proof of medical exam cards in driver files;
3. To a fine in the amount of \$400.00 for the NAC 706.2473 ref. 49 CFR 391.23;
4. To a fine in the amount of \$150.00 per violation of NAC 706.2473 ref. 49 CFR 391.51 (4 counts) violations for a total fine amount of \$600.00; 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 706.2473 ref. 49 CFR 391.23 and NAC 706.2473 ref. 49 CFR 391.51 (4 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22468, issued to Slater Transfer and Storage, Inc. for violation of NAC 706.2473 ref. 49 CFR 391.23 and NAC 706.2473 ref. 49 CFR 391.51 (4 counts) is hereby **AFFIRMED**;
2. That the *total* fine for Citation 22468 shall be in the amount of One Thousand Dollars and Zero Cents (\$1,000.00); 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

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: the impoundment pursuant to NRS 706.476	)	Impound 3993 and
of a vehicle registered to and Citations 22549 and	)	Citations 22549 and 22550
22550 issued to Khaled Ahmed for violations of)	
NRS 706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On June 28, 2021, 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 22549 and 22550 and registered owner of the impounded vehicle, Khaled Ahmed, 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 22549 and 22550, 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 Khaled Ahmed 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That with respect to Citation 22550, the Respondent's actions constituted a violation of NRS 706A.280 (in that he solicited a passenger for off-app transportation);
7. That a fine in the amount of \$100.00 be assessed for the impoundment of the vehicle in this matter;
8. 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;
9. That no fine or disqualification be imposed for the NRS 706A.280 violation; and
10. 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).

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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 for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application.

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 22549 and 22550, issued to Khaled Ahmed for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of One Hundred Dollars and Zero Cents (\$100.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22549 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 22550 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
8. 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

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: the impoundment pursuant to NRS 706.476	)	Impound 4004 and
of a vehicle registered to and Citations 22564 and	)	Citations 22564 and 22565
22565 issued to Adugnaw Zelalem Mengistu for)	
violations of NRS 706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On June 25, 2021, 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 22564 and 22565 and registered owner of the impounded vehicle, Adugnaw Zelalem Mengistu, 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 22564 and 22565, 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 Adugnaw Zelalem Mengistu 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That with respect to Citation 22565, the Respondent's actions constituted a violation of NRS 706A.280 (in that he solicited a passenger for off-app transportation);
7. That a fine in the amount of \$200.00 be assessed for the impoundment of the vehicle in this matter;
8. That a fine be assessed in the amount of \$2,500.00 for the NRS 706.386 violation with \$2,400.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount;
9. That no fine or disqualification be imposed for the NRS 706A.280 violation; and
10. 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).

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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 for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application.

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 22564 and 22565, issued to Adugnaw Zelalem Mengistu for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of Two Hundred Dollars and Zero Cents (\$200.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22564 shall be in the amount of Two Thousand Five Hundred Dollars and Zero Cents (\$2,500.00), with Two Thousand Four Hundred Dollars and Zero Cents (\$2,400.00) 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 22565 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
8. 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

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 22626 issued to American)	
Transport, LLC d/b/a Royal Towing for violation of	)	Citation 22626
NAC 706.203(4).)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 7, 2021, 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, American Transport, LLC d/b/a Royal Towing was present through their legal counsel, Tony Abbatangelo, Esq.

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 22626 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 706.203(4) related to failure to submit annual vehicle inspection report;
3. To a fine in the amount of \$100.00 for the NAC 706.203(4) violation with \$50.00 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 706.203(4).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22626, issued to American Transport, LLC d/b/a Royal Towing for violation of NAC 706.203(4), is hereby AFFIRMED;
2. That the *total* fine for Citation 22626 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 NAC violations 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

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 706.203 (4) 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 22627 issued to New Charters)	
Nevada, Inc. for violation of NAC 706.203(4).	)	Citation 22627
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 7, 2021, 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, New Charters Nevada, Inc. was present through Tony Dobs. Mr. Dobs 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 22627 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 706.203(4) related to failure to submit annual vehicle inspection report;
3. To a fine in the amount of \$100.00 for the NAC 706.203(4) violation with \$50.00 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 706.203(4).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22627, issued to New Charters Nevada, Inc. for violation of NAC 706.203(4), is hereby AFFIRMED;
2. That the *total* fine for Citation 22627 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 NAC violations 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

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 706.203 (4) 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 22629 issued to Move 4 Less, LLC)	
d/b/a Move 4 Less for violation of NAC 706.2473	)	Citation 22629
ref 49 CFR 391.23 and NAC 706.2473 ref. 49 CFR)	
391.11.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 7, 2021, 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, Move 4 Less, LLC d/b/a Move 4 Less was present through their President, Avraham Cohen. Mr. Cohen 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 amended Citation 22629 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 706.2473 ref. 49 CFR 391.23 (6 counts), related failure to conduct an inquiry to previous employer within 30 days of hire and NAC 706.2473 ref. 49 CFR 391.11 (2 counts), related to allowing a driver to drive without a valid medical card;
3. To a fine in the amount of \$400.00 for the NAC 706.2473 ref. 49 CFR 391.23 violations (6 counts) for a total fine amount of \$2,400.00 with \$1,200.00 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 a fine in the amount of \$150.00 for the NAC 706.2473 ref. 49 CFR 391.11 violations (2 counts) for a total fine amount of \$ \$300.00; 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 706.203(4) (15 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22629, issued to Move 4 Less, LLC d/b/a Move 4 Less for violation of NAC 706.203(4) (15 counts), is hereby AFFIRMED;
2. That the *total* fine for Citation 22629 shall be in the amount of Two Thousand Seven Hundred Dollars and Zero Cents (\$2,700.00), with Two Thousand Dollars and Zero

Cents (\$2,000.00) 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

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

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: the impoundment pursuant to NRS 706.476	)	Impound 3995 and
of a vehicle registered to and Citations 22680 and	)	Citations 22680 and 22681
22681 issued to Roberto Cosio-Maria for)	
violations of NRS 706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 19, 2021, 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 22680 and 22681 and registered owner of the impounded vehicle, Roberto Cosio-Maria, 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 22680 and 22681, 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 Roberto Cosio-Maria 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That with respect to Citation 22681, the Respondent's actions constituted a violation of NRS 706A.280 (in that he solicited a passenger for off-app transportation);
7. That a fine in the amount of \$200.00 be assessed for the impoundment of the vehicle in this matter;
8. 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;
9. That no fine or disqualification be imposed for the NRS 706A.280 violation; and
10. 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).

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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 for one violation of NRS 706A.280, related to providing passenger transportation services outside the TNC application.

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 22680 and 22681, issued to Roberto Cosio-Maria for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of Two Hundred Dollars and Zero Cents (\$200.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22680 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 22681 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
8. 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

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: Citation 23210 issued to Reno Sparks Cab)
for violation of NAC 706.3749 (2 counts).) Citation 23210
_____)

At a general session of the Nevada Transportation Authority held on August 26, 2021.

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

ORDER

On July 7, 2021, 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 Sparks Cab was present through their Human Resource 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 admit into evidence the Citation 23210 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 706.3749 (2 counts), related to failure to report taxicab crash as required;

3. To a fine in the amount of \$5,000.00 for each of the NAC 706.3749 violations (2 counts) for a total fine amount of \$10,000.00;
4. That the suspended fine amount of \$800.00 from prior Citation 23042 shall stay in abeyance;
5. That the suspended fine amount of \$1,400.00 from prior Citation 20910 shall stay 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 violation of NAC 706.3749 (2 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23210, issued to Reno Sparks Cab for violation of NAC 706.3749 (2 counts) is hereby AFFIRMED;
2. That the *total* fine for Citation 23210 shall be in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00);
3. That the suspended fine amount of \$800.00 from prior Citation 23042 stay in abeyance;
4. That the suspended fine amount of \$1,400.00 from prior Citation 20910 stay in abeyance; 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

George Assad, 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 706.203 (4) 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: the impoundment pursuant to NRS 706.476) Impound 3959
of a vehicle registered to Nansi Attia.)
_____)

At a general session of the Nevada Transportation Authority held on August 26, 2021.

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

ORDER

On April 1, 2021, a hearing on the above-captioned matter was held before Chairman Dawn Gibbons, serving in his capacity as Hearing Officer for the Nevada Transportation Authority (“Authority”). The registered owner of the impounded vehicle, Nansi Attia, 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 the Investigation Report for Impound 3959 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 registered owner of the impounded vehicle 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 (3) in that:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. That the impounded vehicle did not meet all required standards of the Authority;
4. That no fine be assessed for the impoundment of the vehicle in this matter; 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 the impoundment of the vehicle be deemed proper under NRS 706.476.

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 is hereby **AFFIRMED**;
2. That no fine shall be assessed for the impoundment of the vehicle in this matter;
3. 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; 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

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: the impoundment pursuant to NRS 706.476)
of a vehicle registered to Las Vegas Luxury Motor)
Co./UDrive Rent a Car.)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 21, 2021, 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 registered owner of the impounded vehicle, Las Vegas Luxury Motor Co./UDrive Rent a Car, was present through their authorized representative, Hector Lugo. Mr. Lugo 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 the Investigation Report for Impound 4007 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 a representative of the registered owner of the impounded vehicle 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 (3) in that:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. That the impounded vehicle did not meet all required standards of the Authority;
4. To a fine in the amount of \$500.00 for the impoundment of the vehicle in this matter; 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 the impoundment of the vehicle be deemed proper under NRS 706.476.

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 is hereby AFFIRMED;
2. That a fine in the amount of Five Hundred Dollars and Zero Cents (500.00) shall be assessed for the impoundment of the vehicle in this matter;

3. 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; 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

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 21440 and 21441 issued to Salt Flats	)	Citation 21440 and 21441
Towing for violations of NAC 706.203, NAC)	
706.194 and NAC 706.398.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On June 23, 2021, 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”). The Respondent, Salt Flats Towing, was present through their Owner, Stephen Perry and their Office Manager, Joseph Shaul. Mr. Perry and Mr. Shaul 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 Citations 21440 and 21441 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 Respondent pled no contest with the understanding that the following violations would be found;
3. That the Respondent's actions constituted violation of NAC 706.203 related to failure to make records available for inspection, violation of NAC 706.194 related to interference with inspection of records and violation of NRS 706.398 related to failure to comply with provisions of certificate; 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.

Authority Staff recommended the following fines and remedies:

Revocation of certificate as Respondent has several prior citations.

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 706.203, violation of NAC 706.194 and violation of NRS 706.398; and
3. That a fine in the amount of \$2,000.00 for the violations of NAC 706.203, NAC 706.194 and NAC 706.398 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.

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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 21440 and 21441, issued to Salt Flats Towing for violation of NAC 706.203, NAC 706.194 and NAC 706.398, is hereby AFFIRMED;
2. That the *total* fine for Citation Number 21440 and 21441 shall be in the amount of Two Thousand Dollars and Zero Cents (\$2,000.00), with One Thousand Dollars and Zero Cents (\$1,000.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within two years 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

George Assad, 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: Citations 21442 and 21443 issued to Atlas)	
Towing & Recovery for violations of NAC 706.2473	)	Citations 21442 and 21443
ref. 49 CFR 391.51 (2 counts), NAC 706.2473 ref. 49)	
CFR 391.23, NAC 706.206 and NAC 706.203.)	
_____)	
)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 15, 2021, 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 21442 and 21443, Atlas Towing & Recovery, was present through their legal counsel, Justin Townsend, Esq.

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 the alleged violation of NAC 706.203;
2. To the admission of amended Citation 21442 and Citation 21443 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;

3. That the Respondent's actions constituted violation of NAC 706.2473 ref. 49 CFR 391.51 (2 counts), related to allowing a driver to operate a vehicle without a valid medical card, violation of NAC 706.2473 ref. 49 CFR 391.23, related to failure to contact previous employer and violation of NAC 706.206, related to failure to notify Authority of change in domicile;
4. To a fine in the amount of \$150.00 for each of the violations of NAC 706.2473 ref. 49 CFR 391.51 (2 counts) for a total fine amount of \$300.00;
5. To a fine in the amount of \$400.00 for the violation of NAC 706.2473 ref. 49 CFR 391.23;
6. To a fine in the amount of \$400.00 for the violation of NAC 706.206; 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 706.2473 ref. 49 CFR 391.51 (2 counts), NAC 706.2473 ref. 49 CFR 391.23 and 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 Complaints 21442 and 21443, issued to Atlas Towing & Recovery for violation of NAC 706.2473 ref. 49 CFR 391.51 (2 counts), NAC 706.2473 ref. 49 CFR 391.23 and NAC 706.206, is hereby AFFIRMED;
2. That the *total* fine for Citation 21442 and 21443 shall be in the amount of Nine Hundred Fifty Dollars and Zero Cents (\$950.00); 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

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 21444 issued to Lostra Brothers)	
Towing for violations of NAC 706.2473 ref. 49	)	Citations 21444
CFR 391.51 (4 counts).)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On June 23, 2021, 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”). The Respondent, Lostra Brothers Towing was present through their Owner, Doug Bodel. Mr. Bodel 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 21444 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 ref. 49 CFR 391.51 (4 counts) related to failure to maintain medical cards for four (4) drivers;

3. To a fine in the amount of \$150.00 for each violation of NAC 706.2473 ref 49 CFR 391.51 (4 counts), for a total fine amount of \$600.00; 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 violations of NAC 706.2473 ref. 49 CFR 391.51 (4 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21444 issued to Lostra Brothers Towing for violation of NAC 706.2473 ref. 49 CFR 391.51 (4 counts) are hereby AFFIRMED;
2. The *total* fine for Citation 21444 shall be in the amount of Six Hundred Dollars and Zero Cents (\$600.00); 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

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#

33

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: the impoundment pursuant to NRS 706.476	)	Impound 3955 and
of a vehicle registered to and Citations 21926 and	)	Citations 21926 and 22450
22450 issued to Punahale Laasaga for violations of)	
NRS 706.758 and NRS 706.386.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 8, 2021, 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 21926 and 22450 and registered owner of the impounded vehicle, Punahale Laasaga, 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 21926 and 22450 and the 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;

2. That Punahale Laasaga 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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 or advertising undertaken by the Respondent in this matter;
5. That the Respondent's actions constituted one violation of NRS 706.758 and one violation of NRS 706.386 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That a fine in the amount of \$100.00 be assessed for the impoundment of the vehicle in this matter;
7. 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 NRS 706 or NAC 706 violations within one year;
8. To a fine 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
9. 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).

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; and
3. That findings enter against the Respondent for one violation of NRS 706.758, relating to holding oneself out to the public via unlawful advertisement as able to provide services requiring a certificate of public convenience and necessity and for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority.

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 Complaints 21926 and 22450, issued to Punahale Laasaga for violations of NRS 706.758 and NRS 706.386, is hereby AFFIRMED;
3. That a fine in the amount of One Hundred Dollars and Zero Cents (\$100.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citations 21926 and 22450 shall be in the amount of Three Thousand Five Hundred Dollars and Zero Cents (\$3,500.00), with Three Thousand Two Hundred Fifty Dollars and Zero Cents (\$3,250.00) of said fine amount assessed for the violations of NRS 706.758 and NRS 706.386 to be suspended pending no further violations NRS 706 or NAC 706 within one year and timely payment of the outstanding fine amount for the NRS 706.386 violation;
5. 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;

6. That pursuant to NRS 706.758, the Respondent is to **CEASE AND DESIST** the unlawful advertising;
7. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386; and
8. 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

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: Citations 21929 and 21930 issued to)	
Camilo Bermio Belarmino for violations of NRS	)	Citations 21929 and 21930
706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 16, 2021, 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 21929 and 21930, Camilo Bermio Belarmino, 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 Citations 21929 and 21930 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 no CPCN had been issued by the Authority authorizing the “off-app” operations undertaken by the Respondent in this matter;
3. That the Respondent’s actions constituted a violation of NRS 706.386 and one violation of NRS 706A.280 as alleged;
4. 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;
5. That no fines or remedies be imposed for the NRS 706A.280 violation; 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 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 providing passenger transportation services outside the TNC application.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citations and Verified Complaints 21929 and 21930, issued to Camilo Bermio Belarmino for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
2. That the *total* fine for Citation 21929 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;

3. That *no fine* or disqualification be imposed for Citation 21930 for the NRS 706A.280 violation;
4. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386; 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

George Assad, 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 22335 issued to Israel Moran Garcia)
and Maribel Andres Cruz d/b/a Max Towing for)
violation of NAC 706.2473 ref. 49 CFR 391.51 and)
NAC 706.203(4).)
Citation 22335

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 14, 2021, 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”). The Respondent, Israel Moran Garcia and Maribel Andres Cruz d/b/a Max Towing was present through their legal counsel, Alex Arroyo Esq.

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 22335 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 ref. 49 CFR 391.51 related to failure to possess a valid medical card and NAC 706.203(4) related to failure to submit annual vehicle inspection report;
3. To a fine in the amount of \$150.00 for the NAC 706.2473 ref. 49 CFR 391.51 violation and a fine in the amount of \$200.00 for the NAC 706.203(4) violation; 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 706.2473 ref. 49 CFR 391.51 and NAC 706.203(4).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22335, issued to Israel Moran Garcia and Maribel Andres Cruz d/b/a Max Towing for violation of NAC 706.2473 ref. 49 CFR 391.51 and NAC 706.203(4) is hereby AFFIRMED;
2. That the *total* fine for Citation 22335 shall be in the amount of Three Hundred Fifty Dollars and Zero Cents (\$350.00; 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

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 22484 issued to B & B Garner, Inc.)
d/b/a Atlas Towing and Recovery for a violation of)
NAC 706.203(4).)
_____)

Citation 22484

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 15, 2021, a hearing on the above-captioned matter was held before Commissioner Goerge Assad, serving in his capacity as Hearing Officer for the Nevada Transportation Authority (“Authority”). The Respondent, B & B Garner, Inc. d/b/a Atlas Towing and Recovery was present through their legal counsel, Justin Townsend, Esq.

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 22484 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 706.203(4) related to failure to submit annual vehicle inspection report;
3. To a fine in the amount of \$200.00 for the NAC 706.203(4) violation; 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 706.203(4).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22484, issued to B & B Garner, Inc. d/b/a Atlas Towing and Recovery for violation of NAC 706.203(4) is hereby AFFIRMED;
2. That the *total* fine for Citation 22484 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

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 22502 issued to Bell Transportation)
for violation of NAC 706.203(4) (5 counts).)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 12, 2021, 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”). The Respondent, Bell Transportation, was present through their legal counsel, Kimberly Maxson-Rushton, Esq.

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 22502 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 706.203(4) (5 counts) related to provide periodic inspection report in a timely manner; 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 \$1,000.00 for the violation of NAC 706.203(4) (5 counts).

Respondent requested a reduction in fine amount, stating four vehicles had been permanently removed from the fleet and that the vehicle inspection for Unit 817 had been done on time, but had not been submitted to the Authority.

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 706.203(4) (5 counts);
3. That a fine in the amount of \$200.00 be assessed.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 22502, issued to Bell Transportation for violation of NAC 706.203(4) (5 counts), is hereby AFFIRMED;
2. That the *total* fine for Citation Number 22502 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

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: the impoundment pursuant to NRS 706.476	)	Impound 3992 and
of a vehicle registered to and Citations 22542 and	)	Citations 22542 and 22543
22543 issued to Feven Zerom for violations of)	
NRS 706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On June 21, 2021, 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 22542 and 22543 and registered owner of the impounded vehicle, Feven Zerom, 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 22542 and 22543, 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 Feven Zerom 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That with respect to Citation 22543, the Respondent’s actions constituted a violation of NRS 706A.280 (in that he solicited a passenger for off-app transportation);
7. That a fine in the amount of \$250.00 be assessed for the impoundment of the vehicle in this matter;
8. 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;
9. That no fine or disqualification be imposed for the NRS 706A.280 violation; and
10. 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).

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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 for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application.

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 22542 and 22543, issued to Feven Zerom for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of Two Hundred Fifty Dollars and Zero Cents (\$250.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22542 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 22543 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
8. 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

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: the impoundment pursuant to NRS 706.476 of	)	Impound 4008 and
a vehicle registered to and Citation 22567 issued to	)	Citation 22567
Raul Marroquin for violation of NRS 706.386 and)	
NRS 706.758.)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 16, 2021, 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 Citation 22567 and registered owner of the impounded vehicle, Raul Marroquin, 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 22567 and the 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;
2. That Raul Marroquin 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for tow car services; and
 - b. 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 706.758 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That a fine in the amount of \$200.00 be assessed for the impoundment of the vehicle in this matter;
7. To a fine in the amount of \$5,000.00 for the NRS 706.386 violation with \$4,750.00 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;
8. 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 NRS 706 or NAC 706 violations within one year and timely payment of the outstanding fine amount for the NRS 706.386 violation; and
9. 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).

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; and
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 for one violation of NRS 706.758, relating to holding oneself out to the public via unlawful advertisement as able to provide services requiring a certificate of public convenience and necessity.

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 22567, issued to Raul Marroquin for violation of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
3. That a fine in the amount of Two Hundred Dollars and Zero Cents (\$200.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22567 shall be in the amount of Six Thousand Dollars and Zero Cents (\$6,000.00), with Five Thousand Seven Hundred Fifty Dollars and Zero Cents (\$5,750.00) 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 outstanding fine amount;
5. 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;
6. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386;

7. That pursuant to NRS 706.758, the Respondent is to **CEASE AND DESIST** the unlawful advertising; and
8. 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

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: the impoundment pursuant to NRS 706.476 of	)	Impound 3981 and
a vehicle registered to and Citations 22577 and 22578	)	Citations 22577 and 22578
issued to Aikins Ofori for violations of NRS 706.386)	
and NRS 706A.280.)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 12, 2021, 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”). The Respondent to Citations 22577 and 22578 and registered owner of the impounded vehicle, Aikins Ofori, 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 Citations 22577 and 22578, 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 Respondent pled no contest with the understanding that the following violations would be found;

3. That Aikins Ofori 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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 and one violation of NRS 706A.280 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper; 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.

Authority Staff recommended the following fines and remedies:

- a. That fine in the amount of \$500.00 be assessed for the impoundment of the vehicle in this matter;
- b. That a fine be assessed in the amount of \$5,000.00 for the NRS 706.386 violation with \$4,500.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount;
- c. That no fine be imposed for the NRS 706A.280 violation; and
- d. That the Respondent shall be disqualified from driving under a TNC application.

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 for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application;
4. That an impound fine of \$100.00 be assessed;
5. That a fine be assessed in the amount of \$5,000.00 for the NRS 706.386 violation with \$4,800.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount; and
6. That the Respondent will not be disqualified from driving under a TNC application.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 22577 and 22578, issued to Aikins Ofori for violation of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
2. That a fine in the amount of One Hundred Dollars and Zero Cents (\$100.00) shall be assessed for the impoundment of the vehicle in this matter;
3. That the *total* fine for Citation Number 22578 shall be in the amount of Five Thousand Dollars and Zero Cents (\$5,000.00), with Four Thousand Eight Hundred Dollars and Zero Cents (\$4,800.00) of said fine amount to be suspended pending no further violations of NRS 706 within one year and timely payment of fine amount;

4. That *no fine* or disqualification be imposed for Citation 22577 for the NRS 706A.280 violation; 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

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: the impoundment pursuant to NRS 706.476 of a	)	Impound 3982 and
vehicle registered to and Citations 22676 and 22677	)	Citations 22676 and 22677
issued to Andre Moody for violations of NRS 706.386)	
and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Deputy Commissioner Jennifer DeRose

ORDER

On July 26, 2021, 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 22676 and 22677 and registered owner of the impounded vehicle, Andre Moody, 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 22676 and 22677, 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 Andre Moody 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 \$5,000.00 be assessed for the impoundment of the vehicle in this matter;
2. That a fine be assessed in the amount of \$10,000.00 for the NRS 706.386 violation;
3. That no fine be imposed for the NRS 706A.280 violation; and
4. That Respondent be disqualified from driving for a TNC company.

As a basis for the recommended fines and remedies, Authority Staff stated that this was the third time the Respondent had been impounded and cited and that previous fines and remedies did not prove to be a deterrent.

Respondent requested leniency with the fine amounts.

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 for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application; and
4. That a fine in the amount of \$300.00 be assessed for the impoundment of the vehicle in this matter;
5. That a fine be assessed in the amount of \$10,000.00 for the NRS 706.386 violation with \$8,000.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount; and
6. Respondent will NOT be disqualified from driving for a TNC company.

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 22676 and 22677, issued to Andre Moody for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of Three Hundred Dollars and Zero Cents (\$300.00) shall be assessed for the impoundment of the vehicle in this matter;

4. That the *total* fine for Citation 22676 shall be in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00), with Eight Thousand Dollars and Zero Cents (\$8,000.00) 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 22677 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.

By the Authority,

Dawn Gibbons, Chairman

George Assad, 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: the impoundment pursuant to NRS 706.476 of	)	Impound 3994 and
a vehicle registered to and Citations 22678 and 22679	)	Citations 22678 and 22679
issued to Steven Farias for violations of NRS 706.386)	
and NRS 706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 12, 2021, 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 22678 and 22679 and registered owner of the impounded vehicle, Steven Farias, 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 22678 and 22679 and 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 Steven Farias 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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 or advertising 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 706.758 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That a fine in the amount of \$100.00 be assessed for the impoundment of the vehicle in this matter;
7. To a fine 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;
8. 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 NRS 706 or NAC 706 violations within one year and timely payment of the outstanding fine amount for the NRS 706.386 violation; and
9. 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).

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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; and
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 for one violation of NRS 706.758, relating to holding oneself out to the public via unlawful advertisement as able to provide services requiring a certificate of public convenience and necessity.

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 Complaints 22678 and 22679, issued to Steven Farias for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
3. That a fine in the amount of One Hundred Dollars and Zero Cents (\$100.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citations 22678 and 22679 shall be in the amount of Three Thousand Five Hundred Dollars and Zero Cents (\$3,500.00), with Three Thousand Two Hundred Fifty Dollars and Zero Cents (\$3,250.00) of said fine amount to be suspended pending no further NRS 706 violations within one year and timely payment of the outstanding fine amount;
5. 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;

6. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386;
7. That pursuant to NRS 706.758, the Respondent is to **CEASE AND DESIST** the unlawful advertising; and
8. 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

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: the impoundment pursuant to NRS 706.476 of	)	Impound 3996 and
a vehicle registered to and Citations 22682 and 22683	)	Citations 22682 and 22683
issued to Jermal Green for violations of NRS 706.386)	
and NRS 706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 26, 2021, 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 22682 and 22683 and registered owner of the impounded vehicle, Jermal Green, 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 22682 and 22683 and the 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;

2. That Jermal Green 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:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. 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 or advertising 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 706.758 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That a fine in the amount of \$100.00 be assessed for the impoundment of the vehicle in this matter;
7. To a fine 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;
8. 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 NRS 706 violations within one year and timely payment of the fine amount for the NRS 706.386 violation; and
9. 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).

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; and
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 706.758, relating to holding oneself out to the public via unlawful advertisement as able to provide services requiring a certificate of public convenience and necessity.

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 Complaints 22682 and 22683, issued to Jermal Green for violations of NRS 706.758 and NRS 706.386, is hereby AFFIRMED;
3. That a fine in the amount of One Hundred Dollars and Zero Cents (\$100.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citations 22682 and 22683 shall be in the amount of Three Thousand Five Hundred Dollars and Zero Cents (\$3,500.00), with Three Thousand Two Hundred Fifty Dollars and Zero Cents (\$3,250.00) of said fine amount assessed for the violations of NRS 706.386 and NRS 706.758 to be suspended pending no further violations NRS 706 within one year and timely payment of the outstanding fine amount for the NRS 706.386 violation;
5. 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;

6. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386;
7. That pursuant to NRS 706.758, the Respondent is to **CEASE AND DESIST** the unlawful advertising; and
8. 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

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: the impoundment pursuant to NRS 706.476 of	)	Impound 3997 and
a vehicle registered to and Citations 22684 and 22685	)	Citation 22684 and 22685
issued to Alexander Bull for violation of NRS)	
706.386 and NRS 706.758.)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 26, 2021, 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 22684 and 22685 and registered owner of the impounded vehicle, Alexander Bull, 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 22685;
2. To the admission of Citation 22684 and the 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 Alexander Bull 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 (3) in that:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. That the impounded vehicle did not meet all required standards of the Authority;
5. That no CPCN had been issued by the Authority authorizing the operations or advertising 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 a fine 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
8. 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 in the amount of \$150.00 be assessed for Impound I-3997.

Respondent requested a reduction in the impound fine, stating 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 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 no fine be assessed for the impounded vehicle.

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 22684, issued to Alexander Bull for violation of NRS 706.386, 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 22684 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 the Respondent is to immediately **CEASE AND DESIST** any and all use of the impounded vehicle in violation of the provisions of NRS 706;
6. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386; and

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7. 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

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 23067 issued to Mohammad Uddin)
for violation of NAC 706.3747.C1 (3 counts).)
_____) Citation 23067

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 15, 2021, 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”). The Respondent, Mohammad Uddin, 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 23067 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 706.3747.C1 (3 counts), related to failure to time stamp trip sheets at the end of each shift;

3. To a fine in the amount of \$300.00 for the NAC 706.3747.C1 (3 counts) violations with \$250.00 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 706.3747.C1 (3 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23067, issued to Mohammad Uddin for violation of NAC 706.3747.C1 (3 counts) is hereby AFFIRMED;
2. That the *total* fine for Citation 23067 shall be in the amount of Three Hundred Dollars and Zero Cents (\$300.00), with Two Hundred Fifty Dollars and Zero Cents (\$250.00) 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; 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

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 23068 issued to Whittlesea Taxi for)
violation of NAC 706.3761.5 (3 counts).)
_____)

Citation 23068

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 15, 2021, 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”). The Respondent, Whittlesea Taxi, was present through their Vice President of Operations, Mark Friedman. Mr. Friedman 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 23068 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 706.3761.5 (3 counts) related to failure to provide a time clock; 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 the suspended fine of \$800.00 from prior Citation 21429 immediately become due and owing;
2. That the suspended fine of \$10,000.00 from prior Citation 21362 immediately become due and owing;
3. A fine in the amount of \$1,200.00 for the NAC 706.3761.5 (3 counts) violation.

Respondent requested the abeyances remain suspended, stating new procedures are to begin to prevent further violations.

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 706.3761.5 (3 counts);
3. That the suspended fine of \$800.00 from prior Citation 21429 shall remain in abeyance for one additional year, to expire July 15, 2022.
4. That the suspended fine of \$10,000.00 from prior Citation 21362 shall remain in abeyance for one additional year, to expire July 15, 2022.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 23068, issued to Whittlesea Taxi for violation of NAC 706.3761.5 (3 counts), is hereby AFFIRMED;

2. That the *total* fine for Citation Number 23068 shall be in the amount of One Thousand Two Hundred Dollars and Zero Cents (\$1,200.00);
3. That the suspended fine of \$800.00 from prior Citation 21429 shall remain in abeyance for one additional year, to expire July 15, 2022;
4. That the suspended fine of \$10,000.00 from prior Citation 21362 shall remain in abeyance for one additional year, to expire July 15, 2022; 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

George Assad, 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 23211 issued to Atlas Towing &)
Recovery for violations of NAC 706.311 (5 counts)) Citations 23211
and NAC 706.420 (5 counts).)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 15, 2021, 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”). The Respondent, Atlas Towing & Recovery was present through their legal counsel, Justin Townsend, Esq.

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 23211 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 706.311 (5 counts) related to failure to charge rates in accordance with approved tariff and violation of NAC 706.420 (5 counts) related to failure to substantiate charges on tow bill;
3. To a fine in the amount of \$200.00 for each violation of NAC 706.311 (5 counts) and NAC 706.420 (5 counts) for a total fine amount of \$2,000.00 with \$1,500.00 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;
4. That Respondent shall submit to four (4) operational inspections within the next two years; 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 706.311 (5 counts) and NAC 706.420 (5 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23211 issued to Atlas Towing & Recovery for violation of NAC 706.311 (5 counts) and NAC 706.420 (5 counts) are hereby AFFIRMED;
2. The *total* fine for Citation 23211 shall be in the amount of Two Thousand Dollars and Zero Cents (\$2,000.00), with One Thousand Five Hundred Dollars and Zero Cents

(\$1,500.00) 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;

3. That Respondent shall submit to four (4) operational inspections within the next two years; 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

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: the impoundment pursuant to NRS 706.476)
of a vehicle registered to Lucelyn Belarmino.)
_____) Impound 3957

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 16, 2021, 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”). The registered owner of the impounded vehicle, Lucelyn Belarmino, 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 the Investigation Report for Impound 3957 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 registered owner of the impounded vehicle 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 (3) in that:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. That the impounded vehicle did not meet all required standards of the Authority;
4. To a fine in the amount of \$100.00 for the impoundment of the vehicle in this matter; 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 the impoundment of the vehicle be deemed proper under NRS 706.476.

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 is hereby **AFFIRMED**;
2. That a fine in the amount of One Hundred Dollars and Zero Cents (\$100.00) shall be assessed for the impoundment of the vehicle in this matter;
3. 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; 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

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 impoundment pursuant to NRS 706.476 of) Impound 4207
a vehicle registered to Sunset Limousine Services,)
LLC.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 8, 2021, 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”). The registered owner of the impounded vehicle, Sunset Limousine Services, LLC, was present through their legal counsel, Pete Cladianos III, Esq.

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 the Investigation Report for Impound 4207 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 Respondent pled no contest with the understanding that the following violation would be found; one violation of NRS 706.476;
3. That the registered owner of the impounded vehicle 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 (3) in that:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. That the impounded vehicle did not meet all required standards of the Authority; 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.

Authority Staff recommended the following fines and remedies:

1. That a fine in the amount of \$10,000.00 be assessed for the impoundment of the vehicle in this matter; and
2. That the suspended fine of \$9,000.00 from prior Citation 21396 shall immediately become due and owing.

Respondent requested a reduction in fine amount for the impoundment of the vehicle as the Respondent is trying to get a CPCN. Additionally, Respondent stated he was not aware that the abeyance could be triggered.

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 a fine in the amount of \$1,000.00 be assessed for the impoundment of the vehicle in this matter; and
4. That the suspended fine of \$9,000.00 from prior Citation 21396 shall immediately become due and owing.

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 is hereby AFFIRMED;
2. That a fine in the amount of One Thousand Dollars and Zero Cents (\$1,000.00) shall be assessed for the impoundment of the vehicle in this matter;
3. That the suspended fine of \$9,000.00 from prior Citation 21396 shall immediately become due and owing;
4. 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; 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

George Assad, 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# 50

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: the impoundment pursuant to NRS 706.476 of)
a vehicle registered to EAN Holdings, LLC.)
_____)

Impound 4224

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On July 13, 2021, 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”). The registered owner of the impounded vehicle, EAN Holdings, LLC., was present through its authorized representative, Sadie Maduri, Office Manager. Ms. Maduri 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. That Enterprise Leasing is the registered owner of the impounded vehicle (specifically, a 2019 Chevrolet Suburban bearing California license plate 8KYX869) and was present at the hearing regarding the vehicle through an authorized representative;

2. To the admission of the Notice of Hearing and the Investigation Report for Impound 4224 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 no certificate of public convenience and necessity had been issued by the Authority authorizing the use of the impounded vehicle to provide intrastate commerce for passenger transportation within the State of Nevada and that the impoundment of the vehicle pursuant to NRS 706.476 was therefore proper;
4. That the vehicle would be released to the registered owner without an administrative fine assessed pursuant to NRS 706.478 as:
 - a. EAN Holdings, LLC. is a short-term lessor of vehicles licensed by the Nevada Department of Motor Vehicles pursuant to NRS 482.363 and is engaged in the business of renting or leasing vehicles in accordance with NRS 482.295 to 482.3159, inclusive;
 - b. At the time of the impoundment, the vehicle was subject to a short-term lease;
 - c. At the time of the impoundment, the vehicle was in the care, custody, and control of the short-term lessee; and
 - d. The short-term lessor in this matter did not appear to be complicit or culpable regarding the vehicle rental to an uncertificated passenger carrier; 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.

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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;
and
2. That the impoundment of the vehicle be deemed proper under NRS 706.476.

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 is hereby AFFIRMED;
2. That no fine shall be assessed to EAN Holdings, LLC. for the impoundment of the vehicle pursuant to NRS 706.478; 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

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.

Agenda Item#

51

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21434 issued to Yellow Cab for violation of NAC 706.3761.)
) Citation 21434
)
_____)

At a general session of the Nevada Transportation Authority held on August 26, 2021.

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

ORDER

On May 26, 2021, 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, Yellow Cab was present through their Human Resource Representative 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 admit into evidence the Citation 21434 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 706.3761 related to failure to require a driver to time stamp trip sheet;
3. To a fine in the amount of \$400.00 for the NAC 706.3761 violation;
4. That the \$800.00 in abeyance for Citations 23043 and 21451 shall not be triggered;
5. That the \$1,000.00 in abeyance for Citations 20863 and 20917 shall not be triggered; 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 706.3761.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21434, issued to Yellow Cab for violation of NAC 706.3761, is hereby AFFIRMED;
2. That the *total* fine for Citation 21434 shall be in the amount of Four Hundred Dollars and Zero Cents (\$400.00);
3. That the \$800.00 in abeyance for Citations 23043 and 21451 shall not be triggered;
4. That the \$1,000.00 in abeyance for Citations 20863 and 20917 shall not be triggered; 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

George Assad, 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 706.3761 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#

52

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22563 issued to Francisco)	
Cubias/Taxi Ride Las Vegas for violation of NRS	)	Citation 22563
706.386 and NRS 706.758.)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On June 18, 2021, 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, Francisco Cubias/Taxi Ride Las Vegas 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 withdrawn Taxi Ride Las Vegas as Respondent on Citation 22563;
2. To admit into evidence the amended Citation 22563 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;

3. That no CPCN had been issued by the Authority authorizing the operations or advertising undertaken by the Respondent in this matter
4. That the Respondent's actions constituted one violation of NRS 706.386 and one violation of NRS 706.758 as alleged;
5. To a fine in the amount of \$5,000.00 for the NRS 706.386 violation with \$4,500.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount;
6. 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 NRS 706 violations within one year and timely payment of the outstanding fine amount for the NRS 706.386 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; and
2. That findings enter against the Respondent for violation of NRS 706.386, relating to operating as a fully regulated carrier without authority and for one violation of NRS 706.758, relating to holding oneself out to the public via unlawful advertisement as able to provide services requiring a certificate of public convenience and necessity.

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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 Complaint 22563, issued to Francisco Cubias for violation of NRS 706.386 and NRS 706.758 is hereby AFFIRMED;
2. That the *total* fine for Citation 22563 shall be in the amount of Six Thousand Dollars and Zero Cents (\$6,000.00), with Five Thousand Five Hundred Dollars and Zero Cents (\$5,500.00) of said fine amount to be suspended pending no further NRS 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

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#

53

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re the impoundment pursuant to NRS 706.476 of)
a vehicle registered to Zenaida Ana Solis Mendez.)
_____) Impound 4006

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

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

ORDER

On June 18, 2021, 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 registered owner of the impounded vehicle, Zenaida Ana Solis Mendez, 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 the Investigation Report for Impound 4006 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 registered owner of the impounded vehicle 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 (3) in that:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 - b. That the impounded vehicle did not meet all required standards of the Authority; 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.

Authority Staff requested a fine in the amount of \$250.00 for the impoundment of the vehicle in this matter.

Respondent requested a reduction in fine amount.

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; and
3. That a fine in the amount of \$150.00 be assessed for the impoundment of the vehicle in this matter.

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 is hereby AFFIRMED;

2. That a fine in the amount of One Hundred Fifty Dollars and Zero Cents (\$150.00) shall be assessed for the impoundment of the vehicle in this matter;
3. 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; 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

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#

54

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Clark County Liens,)
LLC d/b/a Scorpion Towing for a certificate of)
public convenience and necessity to provide consent) Docket 20-12016
and non-consent tow car service within the State of)
Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 15, 2020, Clark County Liens, LLC d/b/a Scorpion Towing ("Applicant") filed with the Authority an Application to provide consent and non-consent tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 20-12016.
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 Application was approved at the May 13, 2021 general session.
4. That the Applicant filed an amendment to the Application prior to the issuance of the Certificate of Public Convenience and Necessity ("CPCN") adding a second owner.
5. That the background investigation was completed with no areas of concern noted.
6. That by July 9, 2021, the Applicant had satisfactorily completed all compliance items as

required by the Compliance Order dated May 13, 2021.

7. That the Applicant filed a Request for Interim Temporary Authority to begin operations prior to the Authority vote on the amended Application at the August 26, 2021 general session.
8. That on July 12, 2021, the request was granted by Chairman Gibbons, serving as hearing officer in this matter.
9. That the Interim Temporary CPCN was issued on July 15, 2021 as follows:

INTERIM TEMPORARY:

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

Between points and places within the State of Nevada.

TEMPORAY AUTHORITY IN EFFECT during the time period of the pendency of the application in Docket 20-12016 or until the Authority orders otherwise, *whichever comes first*.

10. 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 7469 shall be CANCELLED, and a new Certificate of Public Convenience and Necessity identified as **CPCN 7469, Sub 1**, shall be issued to Clark County Liens, LLC d/b/a Scorpion Towing as specified below:

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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. 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. Provide a copy of the 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.
 - c. Remit to the Authority any noticing fees/and/or outstanding debt due to the Authority.
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.
11. 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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12. 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

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.

Docket 20-12016 Clark County Liens, LLC d/b/a Scorpion Towing
August 26, 2021 General Session

This Application was originally approved at the May 13, 2021 general session.

The background report erroneously reported that there was one owner, Tracey C. Anderson. There were in fact two owners, Ms. Anderson and her son Geordi R. Crespin. Each owner holds 50% of the business. Mr. Crespin will also serve as the manager.

The background investigation for both owners was completed with no areas of concern noted.

Based on the length of time it would take to place this application before the Authority, the Applicant filed for interim authority to begin operations – having completed all compliance items. The request was granted by Chairman Gibbons on July 12/2021. A temporary interim certificate was issued on July 15, 2021.

The Amended application, reflecting the two owners, is before the Authority for approval.

Amended

**STATE OF NEVADA
TRANSPORTATION AUTHORITY
BACKGROUND INVESTIGATION FOR NON-FULLY REGULATED CARRIERS**

DOCKET NUMBER: 20-12016	DATE APPLICATION WAS FILED: 12/15/2020
APPLICANT: TRACEY C. ANDERSON	TITLE: MANAGER
COMPANY NAME: CLARK COUNTY LIENS, LLC dba SCORPION TOWING	
ADDRESS: MAILING: P.O. BOX 570335, LAS VEGAS, NV 89157	
PHYSICAL: 210 W. WYOMING AVE., LAS VEGAS, NV 89102	
PHONE NUMBERS: 725-777-6782 FAX: 702-648-4878	
INVESTIGATOR: M. BURTON	DATE ASSIGNED: 12/24/2020

GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)

WHAT TYPE OF SERVICE IS PROPOSED?	
Charter Bus	<input type="checkbox"/>
*Tow Car	<input checked="" type="checkbox"/>
*Consent	<input checked="" type="checkbox"/>
*Non-Consent	<input checked="" type="checkbox"/>

IS APPLICANT PRESENTLY PROVIDING ANY TYPE OF SERVICE:				YES	NO	X	What type of service?
Charter Limousine		Charter Bus					Airport Transfer
Scenic Tours		Special Services					Tow Car
HHG		NEMT					Other States

Attach completed Application Oath page as Exhibit A	Exhibit A
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IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS					
Corporation		LLC	<input checked="" type="checkbox"/>	Partnership	
				Sole Proprietorship	

Identify each owner and their percentage of ownership:	
TRACEY C. ANDERSON – 50%	
GEORDI R. CRESPIAN – 50%	
Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B

Briefly describe the responsibilities of each owner.	
TRACEY C. ANDERSON – DAILY OPERATIONS, ADMINISTRATION, PAYROLL, HIRING/FIRING, SCHEDULING, DISPATCH, DRIVER QUALIFICATION FILES	
GEORDI R. CRESPIAN – DAILY OPERATIONS, DRIVER, TRAINING, HIRING/FIRING, DRIVER QUALIFICATION FILES, VEHICLE MAINTENANCE FILES	

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): TRACEY C. ANDERSON, GEORDI R. CRESPIAN			
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)			

	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:
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Describe the type and number of vehicles the applicant intends to operate:	
A. Type of Vehicles: FORD WHEEL LIFT, FORD ROLLBACK FLAT BED	
B. Number of Vehicles: 2	
	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: COMMERCIAL OFFICE WITH YARD			
Address (If Known): 210 W. WYOMING AVE., LAS VEGAS, NV 89102			
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

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 G
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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? ARCPPOINT				

Has the Applicant 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), 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	File a copy of tow bill in accordance with NAC 706.420, which includes the CPCN number granted.
8	File a copy of dispatch log in accordance with NAC 706.430.
9	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.
10	(Non-Consent tows) Inspect tow yard and attach inspection sheet.
11	(TOW CAR) Apply for a tow car plate(s).
12	(TOW CAR) Provide copy of Amber light Permit.
13	Business Licenses
14	Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list.
15	If vehicles are to be parked at a residence, 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.
16	Provide for approval by the Authority, a safety plan following the Nevada governmental guidelines and protocols for operations during the Covid-19 Pandemic.
17	Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

INVESTIGATOR: <i>M. Burton</i>	DATE: <i>7/12/21</i>
REVIEWED BY SUPERVISOR: <i>Renee R...</i>	DATE: <i>7/13/21</i>
REVIEWED BY APPLICATION MANAGER: <i>[Signature]</i>	DATE: <i>8/11/21</i>

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 Re: The Joint Application of Brian Garner to sell)
and transfer and Jeremy Muth to purchase and) Docket 21-03028
acquire 100% of the corporate stock of B&B)
Garner, Inc. d/b/a Atlas Towing and Recovery, a)
carrier authorized to provide consent and non-)
consent tow car services within the State of Nevada)
under CPCN 7193, Sub 1.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 March 24, 2021, a Joint Application was filed with the Authority by Brian Garner to sell and transfer and Jeremy Muth to purchase and acquire 100% of the corporate stock of B&B Garner, Inc. d/b/a Atlas Towing and Recovery, a carrier authorized to provide consent and non-consent tow car services within the State of Nevada granted under Certificate of Public Convenience and Necessity ("CPCN") 7193, Sub 1. Said Application was designated as Docket 21-03028.
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 the stock 100% by Brian Garner.
4. As a result of this sale and transfer the stock will be owned 100% by Jeremy Muth.
5. 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 7193, Sub 1, shall be CANCELLED, and a new Certificate of Public Convenience and Necessity identified as **CPCN 7193, Sub 2**, shall be issued to B&B Garner, Inc. d/b/a Atlas Towing and Recovery 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 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 vehicle(s) 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 a copy of the tow bill in accordance with NAC 706.420 which includes the CPCN number granted.
 - h. 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.
 - 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 NAC 706.430.
 - k. 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.

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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

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.

CPCN:	7193
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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:				

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. .	Exhibit D
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Will (Buyer) Applicant utilize the same domicile currently being used by Seller?	YES		NO	X
If not, what is the domicile address: 401 RAILROAD STREET #411 ELKO NV 89801				
Does the Applicant have an acceptable Timekeeping method?	YES	X	NO	
If Yes, Describe: TIMECLOCK/DISPATCH LOG				

Does the (Buyer) Applicant plan to store equipment at a location other than their legal domicile?	YES	X	NO	
If so, provide address (If known): 5345 MANZANITA DRIVE ELKO NV 89801				

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	

Attach appropriate proof of insurance, or ability to obtain, as an Exhibit	Exhibit E
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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		NO	X

If so, which laboratory? TBD DURING COMPLIANCE				
Does the Applicant (Buyer) have adequate personnel (drivers, managers, etc) to operate their business?	YES	X	NO	

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	Exhibit F
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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.

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 Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly registered in motor carrier's name, display CPCN number, name of motor carrier, or logo, and any other required markings. Provide copies of Insurance cab card, annual (USDOT) vehicle inspection, 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 CFR 382.301. Make available to Enforcement Staff for inspection their business and equipment domiciles.
- 6 Ensure vehicle maintenance files are setup in accordance with CFR 396.
- 7 File a copy of carrier's Tow Bill for review by Authority Staff, which includes the CPCN number granted.
- 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 tariff for approval by the Financial Analyst.
- 10 Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list.
- 11 Provide a Dispatch Log in accordance with NAC 706.442
- ✓ 12 Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

INVESTIGATOR: WOODS/BURTON

REVIEWED BY SUPERVISOR:

REVIEWED BY APPLICATION MANAGER:

DATE: 07/27/2021

DATE: 7/27/21

DATE: 8-16-21

DATE: 8/4/21

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.

Agenda Item#

56

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Dusty's Roadside Assistance and Tow, LLC for a certificate of public convenience and necessity to provide consent-only tow car service within the State of Nevada.)
)
) Docket 21-05013
)
)
_____)

At a general session of the Nevada Transportation Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 7, 2021, Dusty's Roadside Assistance and Tow, LLC ("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 21-05013.
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 7482** shall be issued to Dusty's Roadside Assistance and Tow, LLC 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 complying with all municipal, county, and homeowner's 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. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.
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.

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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

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: 21-05013	DATE APPLICATION WAS FILED: 05/07/21
APPLICANT: ANTONIO RIVERA	TITLE: MEMBER
COMPANY NAME: DUSTY'S ROADSIDE ASSISTANCE AND TOW, LLC	
ADDRESS: 418 DEAUVILLE ST., LAS VEGAS, NV 89106	
PHONE NUMBERS: 702-680-3132	
INVESTIGATOR: M. BURTON	DATE ASSIGNED: 05/20/21

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					Airport Transfer
Scenic Tours		Special Services					Tow Car
HHG		NEMT					Other States

Attach completed Application Oath page as Exhibit A	Exhibit A
--	----------------------

IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS							
Corporation		LLC	X	Partnership		Sole Proprietorship	

Identify each owner and their percentage of ownership: ANTONIO RIVERA – 100%
--

Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B
---	----------------------

Briefly describe the responsibilities of each owner. ANTONIO RIVERA – DRIVER, DAILY OPERATIONS, HIRING/FIRING, TRAINING SCHEDULING, DRIVER QUALIFICATION FILES, VEHICLE MAINTENANCE FILES

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): ANTONIO RIVERA			
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)			


DT

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.	Exhibit C
--	----------------------------

If the Applicant will be operating under a fictitious firm name, attach a copy of their fictitious firm name filing.	Exhibit N/A
---	------------------------------

Identify key personnel who have no ownership interest and briefly describe their responsibilities: NO OTHER PERSONNEL WILL HIRE AS BUSINESS DICTATES

Describe the type and number of vehicles the applicant intends to operate:
A. Type of Vehicles: 2005 FORD F450
B. Number of Vehicles: 1

Attach photographs of vehicles as an exhibit.	Exhibit D
If available, provide copies of vehicle titles and registration. COMPLIANCE	

Describe the facilities to be used for this operation: RESIDENCE
Address (If Known): 418 DEAUVILLE ST., LAS VEGAS, NV 89106
Does the Applicant have an acceptable Timekeeping method? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
If Yes, Describe: DISPATCH LOG

Does the Applicant plan to store their vehicles at a location other than their business domicile? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
Provide address (If known): COMPLIANCE

Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	Exhibit E
Can the Applicant secure insurance as required by NAC 706.191? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
Attach appropriate proof of insurance, or ability to obtain, as an exhibit.	

Attach copies of the Applicant's tow bill, and of a tariff.	Exhibit F
--	----------------------------

Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance driver qualification files? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
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 <input checked="" type="checkbox"/> NO <input type="checkbox"/>	
Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	
If so, which laboratory? COMPLIANCE	

Has the Applicant signed the NTA Knowledge Statement?	YES	X	NO	
Attach signed Knowledge Statement.				Exhibit G

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.
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	File a copy of consent only tow invoice which includes the CPCN number granted.
9	File a copy of dispatch log in accordance with consent only 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	(TOW CAR) Apply for a tow car plate(s).
12	(TOW CAR) 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	If vehicles are to be parked at a residence, 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.
15	Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

INVESTIGATOR: <i>M. Buxton</i>	DATE: <i>6/22/21</i>
REVIEWED BY SUPERVISOR: <i>[Signature]</i>	DATE: <i>6/22/21</i>
REVIEWED BY FINANCIAL ANALYST <i>NIA</i>	DATE:
REVIEWED BY APPLICATION MANAGER <i>[Signature]</i>	DATE: <i>7/16/21</i>

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#

57

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Gladiator Towing, LLC)
for a certificate of public convenience and necessity)
to provide consent-only tow car service within the) Docket 21-05034
State of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 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 25, 2021, Gladiator Towing, LLC ("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 21-05034.
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 7483** shall be issued to Gladiator Towing, LLC 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 complying with all municipal, county, and homeowner's 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. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.
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

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: 21-05034	DATE APPLICATION WAS FILED: 05/25/21
APPLICANT: Yosbany Napoles Manso	TITLE: Owner
COMPANY NAME: Gladiator Towing, LLC	
ADDRESS: 4408 Stewart Ave., Las Vegas, NV 89110	
PHONE NUMBERS: 702-929-5726	
INVESTIGATOR: D. Main	DATE ASSIGNED: 06/14/21

GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)

WHAT TYPE OF SERVICE IS PROPOSED?	
Charter Bus	<input type="checkbox"/>
*Tow Car	<input checked="" type="checkbox"/>
*Consent	<input checked="" type="checkbox"/>
*Non-Consent	<input type="checkbox"/>

IS APPLICANT PRESENTLY PROVIDING ANY TYPE OF SERVICE:				YES	NO	X	What type of service?
Charter Limousine		Charter Bus		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Airport Transfer
Scenic Tours		Special Services		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Tow Car
HHG		NEMT		<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Other States
				<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	US DOT Authority

Attach completed Application Oath page as Exhibit A	Exhibit A
--	----------------------

IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS				
Corporation		LLC	<input checked="" type="checkbox"/>	Partnership
				Sole Proprietorship

Identify each owner and their percentage of ownership: Yosbany Napoles Manso – 100%	Exhibit B
Attach as an exhibit, appropriate proof of ownership interest where applicable	

Briefly describe the responsibilities of each owner. Mr. Manso will handle the day-to-day operations of the business to include maintaining the driver qualification and vehicle maintenance files, hiring, firing, and training of all drivers. Mr. Manso does not intend to be a driver himself and plans to hire a driver to work for him.	
---	--

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): Yosbany Napoles Manso – no issues of concern were noted during this process			
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
 7/29/21
 DT

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.	Exhibit N/A
---	----------------

If the Applicant will be operating under a fictitious firm name, attach a copy of their fictitious firm name filing.	Exhibit N/A
--	----------------

Identify key personnel who have no ownership interest and briefly describe their responsibilities: There will not be any other key personnel.
--

Describe the type and number of vehicles the applicant intends to operate: A. Type of Vehicles: International type tow truck or similar B. Number of Vehicles: 1
--

Attach photographs of vehicles as an exhibit.	Exhibit C
If available, provide copies of vehicle titles and registration.	COMPLIANCE -----

Describe the facilities to be used for this operation: Home Office			
Address (If Known): 4408 Stewart Ave, Las Vegas, NV 89110			
Does the Applicant have an acceptable Timekeeping method?	YES	NO	X
If Yes, Describe:	COMPLIANCE		

Does the Applicant plan to store their vehicles at a location other than their business domicile?	YES	X	NO
Provide address (If known): Commercial Storage Facility to be determined			

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
Attach appropriate proof of insurance, or ability to obtain, as an exhibit.	Exhibit D		

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 E
--	--------------

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	
Attach signed Knowledge Statement.			Exhibit	F

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	File a copy of tow invoice which includes the CPCN number granted.
8	File a copy of dispatch log in accordance with NRS 706.4465
9	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.
10	(TOW CAR) Apply for a tow car plate(s).
11	(TOW CAR) Provide copy of Amber light Permit.
12	Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list.
13	If vehicles are to be parked at a residence, 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.
14	Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

INVESTIGATOR: <i>D. Maw</i>	DATE: 07/26/21
REVIEWED BY SUPERVISOR: <i>[Signature]</i>	DATE: 7/28/21
REVIEWED BY FINANCIAL ANALYST: N/A	DATE:
REVIEWED BY APPLICATION MANAGER: <i>[Signature]</i>	DATE: 7/29/21

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#

58

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Jylan Transport, LLC for)
a certificate of public convenience and necessity to)
provide consent-only tow car service within the) Docket 21-06015
State of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 June 9, 2021, Jylan Transport, LLC ("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 21-06015.
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 7484** shall be issued to Jylan Transport, LLC 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 complying with all municipal, county, and homeowner's 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. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.
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

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: 21/06015	DATE APPLICATION WAS FILED: 06/09/2021
APPLICANT: Marveli Hernandez	TITLE: Owner
COMPANY NAME: Jylan Transport, LLC	
ADDRESS: 3012 Vegas Drive Las Vegas NV89106	
PHONE NUMBERS: 702 469 0575	
INVESTIGATOR: Woods	DATE ASSIGNED: 07/23/2021

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					Airport Transfer
Scenic Tours		Special Services					Tow Car
HHG		NEMT					Other States
							US DOT Authority

Attach completed Application Oath page as Exhibit A	Exhibit A
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IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS

Corporation		LLC	X	Partnership		Sole Proprietorship	
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Identify each owner and their percentage of ownership:
MARVELI HERNANDEZ 100%

Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B
---	------------------

Briefly describe the responsibilities of each owner.

MARVELI HERNANDEZ: BILLING, HIRING AND FIRING, DRIVER TRAINING, DRIVER QUALIFICATION AND VEHICLE MAINTENCE FILES, PAYROLL, AND DAY TO DAY OPERATIONS

Has the criminal background check disclosed any issue of concern?	YES		NO	X
Name(s): MARVELI HERNANDEZ				
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)		NONE		

ENTERED
8/6/21 **AB** *PT*

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.	Exhibit
	N/A

If the Applicant will be operating under a fictitious firm name, attach a copy of their fictitious firm name filing.	Exhibit
	N/A

Identify key personnel who have no ownership interest and briefly describe their responsibilities: DRIVER TO BE HIRED DURING COMPLIANCE PHASE
--

Describe the type and number of vehicles the applicant intends to operate:
A. Type of Vehicles: INTERNATIONAL MEDIUM DUTY TOW
B. Number of Vehicles: 1

Attach photographs of vehicles as an exhibit. If available, provide copies of vehicle titles and registration.	Exhibit
	C N/A

Describe the facilities to be used for this operation: COMMERCIAL OFFICE SPACE			
Address (If Known): 3012 Vegas Dr. LAS VEGAS NV 89106			
Does the Applicant have an acceptable Timekeeping method?	YES	X	NO
If Yes, Describe: TIMECLOCK			

Does the Applicant plan to store their vehicles at a location other than their business domicile?	YES		NO	X
Provide address (If known): N/A				

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	
Attach appropriate proof of insurance, or ability to obtain, as an exhibit.				Exhibit D

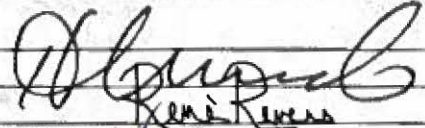


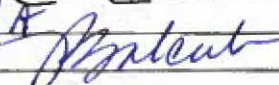
Attach copies of the Applicant's copy of a tariff.	Exhibit E
--	--------------

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? ARC POINT				

Has the Applicant signed the NTA Knowledge Statement?	YES	X	NO	
Attach signed Knowledge Statement.			Exhibit	F

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	File a copy of consent only tow invoice which includes the CPCN number granted.
8	
9	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.
10	File a dispatch log in accordance with NRS 706.4465
11	(TOW CAR) Apply for a tow car plate(s).
12	(TOW CAR) 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	If vehicles are to be parked at a residence, 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.
15	Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

INVESTIGATOR: WOODS		DATE: 7/26/21
REVIEWED BY SUPERVISOR:		DATE: 8/2/21
REVIEWED BY FINANCIAL ANALYST		DATE:
REVIEWED BY APPLICATION MANAGER		DATE: 8/6/21

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#

59

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Application of Allusion)
Transportation, LLC d/b/a Allusion Transportation for) Docket 21-02021
a Certificate of Public Convenience and Necessity to)
provide intrastate charter bus service within the State)
of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 February 24, 2021, Allusion Transportation, LLC d/b/a Allusion Transportation ("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 21-02021.
2. That the Application was properly noticed to the public and no Petitions for Leave to Intervene or Protests were filed.
3. 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 2289** shall be issued to Allusion Transportation, LLC d/b/a Allusion Transportation authorizing operation in intrastate commerce 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 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 number.
 - 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 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.
 - 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. **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 above-referenced Certificate.**
6. If Applicant is cited by the Authority for any violation of NRS 706 or NAC 706 prior to the issuance of the above-referenced Certificate, 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 all requirements herein having been met by the Applicant.

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

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: 21-02021	DATE APPLICATION WAS FILED: 02/24/21
APPLICANT: JOEL MONTOYA	TITLE:
COMPANY NAME: ALLUSION TRANSPORTATION, LLC dba ALLUSION TRANSPORTATION	
ADDRESS: 1201 N. RAINBOW BLVD, UNIT 13, LAS VEGAS, NV 89108	
PHONE NUMBERS: 702-426-1686	
INVESTIGATOR: M. BURTON	DATE ASSIGNED: 02/26/21

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	NO	X	What type of service?
Charter Limousine		Charter Bus					Airport Transfer
Scenic Tours		Special Services					Tow Car
HHG		NEMT					Other States

Attach completed Application Oath page as Exhibit A	Exhibit A
--	------------------

IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS				
Corporation		LLC	X	Partnership
				Sole Proprietorship

Identify each owner and their percentage of ownership: JOEL MONTOYA – 100%	
Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B

Briefly describe the responsibilities of each owner. JOEL MONTOYA – DRIVER, DAILY OPERATIONS, HIRING/FIRING, TRAINING, DRIVER QUALIFICATION FILES, VEHICLE MAINTENANCE FILES	
--	--

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): JOEL MONTOYA			
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
 7/16/21
 DT

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.	Exhibit N/A
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If the Applicant will be operating under a fictitious firm name, attach a copy of their fictitious firm name filing.	Exhibit C
--	------------------

Identify key personnel who have no ownership interest and briefly describe their responsibilities: NO OTHER PERSONNEL AT THIS TIME WILL HIRE AS BUSINESS DICTATES
--

Describe the type and number of vehicles the applicant intends to operate: A. Type of Vehicles: 2014 FORD F- 450 B. Number of Vehicles: 1-2

Attach photographs of vehicles as an exhibit. If available, provide copies of vehicle titles and registration. COMPLIANCE	Exhibit D
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Describe the facilities to be used for this operation: COMPLIANCE Address (If Known): Does the Applicant have an acceptable Timekeeping method? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> If Yes, Describe: TIME CLOCK

Does the Applicant plan to store their vehicles at a location other than their business domicile? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> Provide address (If known): COMPLIANCE

Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> Can the Applicant secure insurance as required by NAC 706.191? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>

Attach appropriate proof of insurance, or ability to obtain, as an exhibit.	Exhibit E
---	------------------

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 F
--	------------------

Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance driver qualification files? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records? YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
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 <input checked="" type="checkbox"/> NO <input type="checkbox"/>
Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> If so, which laboratory? COMPLIANCE

Has the Applicant signed the NTA Knowledge Statement?	YES	X	NO	
Attach signed Knowledge Statement.				Exhibit G

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	File a copy of Charter Order if Charter Bus Service with CPCN
9	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.
10	Provide copy of contract with a laboratory to perform and monitor their substance abuse program and a list of enrolled drivers.
11	If vehicles are to be parked at a residence, 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.
12	Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

INVESTIGATOR:	<i>M. Burton</i>	DATE:	<i>6/25/21</i>
REVIEWED BY SUPERVISOR:	<i>R. R. R.</i>	DATE:	<i>6/28/21</i>
REVIEWED BY FINANCIAL ANALYST	<i>N/A</i>	DATE:	
REVIEWED BY APPLICATION MANAGER	<i>M. R.</i>	DATE:	<i>7/10/21</i>

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# 60

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Application of Premier)
Transportation, LLC d/b/a VIP Party Bus for a) Docket 21-05007
Certificate of Public Convenience and Necessity to)
provide intrastate charter bus service within the State)
of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 6, 2021, Premier Transportation, LLC d/b/a Las Vegas VIP Bus ("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 21-05007.
2. That the Application was properly noticed to the public and no Petitions for Leave to Intervene or Protests were filed.
3. That on May 21, 2021, the applicant filed a notice amending the Fictitious Firm Name to VIP Party Bus.
4. 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 2288** shall be issued to Premier Transportation, LLC d/b/a VIP Party Bus authorizing operation in intrastate commerce 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 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 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 number.
 - 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. 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. **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 above-referenced Certificate.**
6. If Applicant is cited by the Authority for any violation of NRS 706 or NAC 706 prior to the issuance of the above-referenced Certificate, 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 all requirements herein having been met by the Applicant.

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

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: 21-05007	DATE APPLICATION WAS FILED: 05/06/2021
APPLICANT: Daniel Soffer	TITLE: Co-Owner
COMPANY NAME: Premier Transportation, LLC dba Las Vegas VIP Bus <i>VIP Party Bus</i>	
ADDRESS: 10300 W. Charleston Ave STE 13-437 Las Vegas NV 89135	
PHONE NUMBERS: 702-580-7079	
INVESTIGATOR: Woods	DATE ASSIGNED: 05/19/2021

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	NO	What type of service?	
Charter Limousine		Charter Bus				Airport Transfer	
Scenic Tours		Special Services				Tow Car	
HHG		NEMT				Other States	

Attach completed Application Oath page as Exhibit A	Exhibit A
--	----------------------

IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS					
Corporation		LLC	X	Partnership	
					Sole Proprietorship

Identify each owner and their percentage of ownership: Daniel Soffer 85% Michael Soffer 15%	
--	--

Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B
---	----------------------

Briefly describe the responsibilities of each owner. DANIEL SOFFER: WILL BE RESPONSIBLE FOR DRIVER TRAINING, HIRING, FIRING, MAINTAINING DRIVER QUALIFICATION AND VEHICLE MAINTAINENCE FILES, DAY TO DAY OPERATIONS MICHAEL SOFFER: MARKETING, CONTRACTS, SAFETY TRAINING, HIRING AND FIRING	
---	--

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): DANIEL SOFFER, MICHAEL SOFFER			
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) n/a			

ok
celo

ENTERED
7/19/21

DT

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	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: NONE NOTED AT THIS TIME
--

Describe the type and number of vehicles the applicant intends to operate:
A. Type of Vehicles: Ford E 450 16 passenger
B. Number of Vehicles: 1

	Exhibit
Attach photographs of vehicles as an exhibit.	D
If available, provide copies of vehicle titles and registration.	

Describe the facilities to be used for this operation:
Commercial Business Property

Address (If Known):
5450 West Sahara STE #109 Las Vegas NV 89146

Does the Applicant have an acceptable Timekeeping method?	YES	X	NO	
If Yes, Describe: Timeclock				

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.	E

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
	F

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		X		

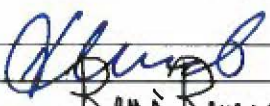


substance abuse program?	YES		NO
If so, which laboratory? ARC POINT			

Has the Applicant signed the NTA Knowledge Statement?	YES	X	NO
---	-----	---	----

Attach signed Knowledge Statement.	Exhibit
	G

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	File a copy of Charter Order if Charter Bus Service with CPCN
9	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.
10	Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list.
11	Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

INVESTIGATOR: WOODS		DATE: 7/12/21
REVIEWED BY SUPERVISOR:		DATE: 7/12/21
REVIEWED BY FINANCIAL ANALYST	N/A	DATE:
REVIEWED BY APPLICATION MANAGER		DATE: 7/14/21

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# 61

AWG Ambassador, LLC d/b/a Universal Limousine Services
Operated by Universal Limousine Services, LLC d/b/a ULS, CPCN 1068
Docket 21-07027
August 26, 2021 General Session

This logo request is for vehicles operated under CPCN 1068. This is the same logo that is approved for operations conducted under Universal Limousines Services, d/b/a ULS, (“ULS”) CPCN 1132.

This is the same logo that ULS has been operating since CPCN 1132 was issued. The logo was part of their initial application, Docket 16-05028.

The logo is 8” by 23” but may vary by size of the vehicle window.

7/29/21 rmb
DT/NTA



21-07027

07/28/2021
Nevada Transportation Authority
3300 W. Sahara Ave. Suite 200
Las Vegas, NV 89102

OBJECT: ACKNOWLEDGMENT OF LOGO SPECIFICATIONS

Dear NTA

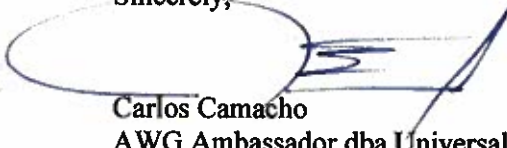
This letter will acknowledge logo specifications such as lettering type and size for CPCN 1068.

- Lettering type: Times New Roman
- Lettering size: Logo size will vary, depending on where logo is located (i.e. window, door). Keep in mind, windows and/or doors on vehicles can be different on size depending on vehicle manufacture. The sizes of vehicles will determinate size of the logo.

Feel welcome to contact me with questions/concerns you might still have.

Unless we hear from you, we shall assume said specifications are mutually satisfying.

Sincerely,



Carlos Camacho
AWG Ambassador dba Universal Limousine Services Operated by
UNIVERSAL LIMOUSINE SERVICES d/b/a/ ULS
Managing/Member
ulslv@outlook.com
702-807-5084

UNIVERSAL LIMOUSINE SERVICES d/b/a ULS
3525 W. Hacienda Ave. Suite B
Las Vegas, NV 89118
Phone # 702-807-5084 Fax # 702-975-5441



UNIVERSAL LIMOUSINE

— S E R V I C E S —

Agenda Item# 62

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Arkidian Towing)
 Services, LLC to discontinue operations authorized) Docket 21-07016
 under Certificate of Public Convenience and)
 Necessity 7351, from June 29, 2021 through)
 December 29, 2021.)
 _____)

At a general session of the Nevada Transportation Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 19, 2021, Robert Johnson-Palomares, Owner of Arkidian Towing Services, LLC (“Petitioner”) filed a Request, designated as Docket 21-07016, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity (“CPCN”) 7351, for the period of June 29, 2021 through December 29, 2021. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes (“NRS”) and the Nevada Administrative Code (“NAC”).
2. That said Request requires retroactive approval.
3. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
4. 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 Arkidian Towing Services, LLC to temporarily discontinue operations authorized

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under CPCN 7351, is hereby GRANTED for the period June 29, 2021 through December 29, 2021 subject to the condition set forth in subparagraph 2 below.

2. Prior to resuming operations under CPCN 7351, submit to the Authority staff, on company letterhead, a request to resume operations, 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 a list of all current drivers,
 - d. Provide proof of enrollment in a random drug testing consortium and current enrollment list,
 - e. Provide a list of all current vehicles along with copies of current registrations and AVIRs,
 - f. Ensure all vehicles have current decals, and
 - g. Pay all fines and fees due to the Authority.
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

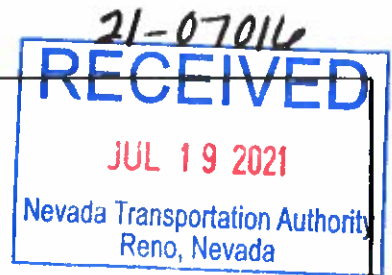
George Assad, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

7/19/21 rmb
DT/NTA

State of Nevada
Department of Business and Industry
Nevada Transportation Authority



Request to Temporarily Discontinue Service

Company Name: ARKIDIAN TOWING SERVICES LLC
Address: 291 WASHINGTON ST
City, State, Zip: RENO, NV, 89503
CPCN: 7351

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 06-29-2021 to 12-29-21. (Not to exceed 6 months)

This request is due to: INSURANCE COVERAGE BEING TOO EXPENSIVE AND NOT ENOUGH WORK

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

ROBERT A JOHNSON-PALOMARES
Printed name of Certificate Holder

775-240-8404
Phone number Fax number

MENARKIDIAN@GMAIL.COM
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority

3300 West Sahara Avenue	or	1755 E Plumb Lane
Suite 200		Suite 229
Las Vegas, NV 89102		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 Fragela Towing, LLC)
to discontinue operations authorized under Certificate)
of Public Convenience and Necessity 7427, from July)
20, 2021 through January 20, 2022.)
_____) Docket 21-07019

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 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 22, 2021, Isby Maria Fragela Abreu, Owner of Fragela Towing, LLC ("Petitioner") filed a Request, designated as Docket 21-07019, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7427, for the period of July 20, 2021 through January 20, 2022. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That said Request requires retroactive approval.
3. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
4. 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 Fragela Towing, LLC to temporarily discontinue operations authorized

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under CPCN 7427, is hereby GRANTED for the period July 20, 2021 through January 20, 2022 subject to the condition set forth in subparagraph 2 below.

2. Prior to resuming operations under CPCN 7427, submit to the Authority staff, on company letterhead, a request to resume operations, 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 a list of all current drivers,
 - d. Provide proof of enrollment in a random drug testing consortium and current enrollment list,
 - e. Provide a list of all current vehicles along with copies of current registrations and AVIRs,
 - f. Ensure all vehicles have current decals, and
 - g. Pay all fines and fees due to the Authority.
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

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

7/23/21 rmb
DT/NTA

State of Nevada
Department of Business and Industry
Nevada Transportation Authority



Request to Temporarily Discontinue Service

Company Name: FRAGELA TOWING LLC

Address: 3445 COLEMAN ST

City, State, Zip: N LAS VEGAS, NV 89032

CPCN: 7427

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 7/20/2021 to 01/20/2022. (Not to exceed 6 months)

This request is due to: FINANCIAL HARDSHIP

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

ISBEY MARIA FRAGELA ABREU

Printed name of Certificate Holder

702 542 6044

Phone number

Fax number

isbey74@yahoo.com

Email Address

Submit both pages of this Request to:

Nevada Transportation Authority
3300 West Sahara Avenue or 1755 E Plumb Lane
Suite 200 Suite 229
Las Vegas, NV 89102 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 Ring Tours & Travel)	
Company, Inc. d/b/a Ring Tours & Travel Company	)	Docket 20-04035
to discontinue operations authorized under Certificate)	
of Public Convenience and Necessity 2255 from)	
March 29, 2021 through September 29, 2021.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 28, 2020, Ricardo Souza, Owner of Ring Tours & Travel Company, Inc. d/b/a Ring Tours & Travel Company ("Petitioner") filed a Request, designated as Docket 20-04035, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2255 for the period of March 28, 2020 through September 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 July 22, 2020 general session
4. That on September 17, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of September 29, 2020 through March 29, 2021.
5. That the request was granted at the October 15, 2020 general session.

6. That on July 29, 2021, the Petitioner filed a third request with the Authority to extend the period of temporary discontinuance of operations for the period March 29, 2021 through December 29, 2021.
7. That the Request was limited to 180 days pursuant to NAC 706.356, subsection 4, to the period March 29, 2021 through September 29, 2021.
8. That the Request requires retroactive approval.
9. 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.
10. 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 Ring Tours & Travel Company, Inc. d/b/a Ring Tours & Travel Company to temporarily discontinue operations authorized under CPCN 2255 is hereby GRANTED for the period March 29, 2021 through September 29, 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 2255 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, and
 - d. 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

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

RECEIVED

JUL 29 2021

Nevada Transportation Authority
Las Vegas Nevada

Request to Temporarily Discontinue Service

Company Name: RING TOURS & TRAVEL CO., INC

Address: 53 Megan Drive

Extension 20-04035

City, State, Zip: Henderson, NV 89074

CPCN: 2255

9/29/21

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 03/29/2021 to 12/29/2021. (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

RICARDO SOUSA

Printed name of Certificate Holder

702-379-6800 725-222-7609

Phone number Fax number

RINGTOURSNV@GMAIL.COM

Email Address

Submit both pages of this Request to:

Nevada Transportation Authority
3300 West Sahara Avenue or 1755 E Plumb Lane
Suite 200 Suite 229
Las Vegas, NV 89102 Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item#

65

In the Matter of the Request of Nevada Relocation Services, LLC to discontinue operations authorized under Certificate of Public Convenience and Necessity 3367, from May 16, 2021 through November 15, 2021.

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)
)
)
)

Docket 20-05017

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

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

1. That on May 13, 2020, Sherry Pakdaman, Owner of Nevada Relocation Services, LLC (“Petitioner”) filed a Request, designated as Docket 20-05017, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity (“CPCN”) 3367 for the period of May 15, 2020 through November 14, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes (“NRS”) and the Nevada Administrative Code (“NAC”).
2. That said request was granted at the July 22, 2020 General Session.
3. That on October 27, 2020, the Petitioner filed a second Request, designated as Docket 20-05017 with the Authority to extend the period of temporary discontinuance of operations authorized under CPCN 3367, for the period of November 15, 2020, through May 15, 2021.
4. That the request was granted at the December 17, 2020 general session.

5. That on July 9, 2021, the Petitioner filed a third request with the Authority to extend the period of temporary discontinuance of operations for the period May 16, 2021 through November 16, 2021.
6. That the Request requires retroactive approval.
7. 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.
8. 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 Nevada Relocation Services, LLC to temporarily discontinue operations authorized under CPCN 3367 is hereby GRANTED for the period May 15, 2021, through November 16, 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 3367, 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, and
 - c. 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

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority



Request to Temporarily Discontinue Service

Company Name: Nevada Relocation Services, LLC

Address: 1266 Moon Vision

City, State, Zip: Henderson, NV 89052

CPCN: 3367

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 5/16/21 to 11/16/21. (Not to exceed 6 months)

This request is due to: Restructuring Company due to COVID

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

Sherry Pakdaman
Printed name of Certificate Holder

702-885-9061
Phone number Fax number

Sayarah@aol.com
Email Address

Submit both pages of this Request to:

Nevada Transportation Authority
3300 West Sahara Avenue or 1755 E Plumb Lane
Suite 200 Suite 229
Las Vegas, NV 89102 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 Desert Sky)	
Transportation, Inc. d/b/a Desert Sky to discontinue	)	Docket 20-07020
operations authorized under Contract Carrier Permit)	
MV 6138, Sub 2 from March 15, 2021 through)	
September 15, 2021.)	
_____)	

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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, Yoshitaro Hentona, Manager of Desert Sky Transportation, Inc. d/b/a Desert Sky ("Petitioner") filed a Request, designated as Docket 20-07020, with the Authority to temporarily discontinue operations authorized under Contract Carrier Permit MV 6138, Sub 2 for the period of March 15, 2020 through September 15, 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 July 22, 2020 general session.
4. That on September 9, 2020, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of September 15, 2020 through March 15, 2021.
5. That the request was granted at the October 15, 2020 general session.

6. That on July 26, 2021, the Petitioner filed a third request with the Authority to extend the period of temporary discontinuance of operations for the period March 15, 2021 through September 15, 2021.
7. That the Request requires retroactive approval.
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 Desert Sky Transportation, Inc. d/b/a Desert Sky to temporarily discontinue operations authorized under MV 6138, Sub 2 is hereby GRANTED for the period March 15, 2021 through September 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 6138, Sub 2 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 carrier has current decals on vehicles, 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

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

7/28/20 rmb
DT/NTA

State of Nevada
Department of Business and Industry
Nevada Transportation Authority



Request to Temporarily Discontinue Service

Company Name: Desert Sky Transportation, INC

Address: 6135 Harrison Dr. # 10

City, State, Zip: Las Vegas, NV 89120

CPCN: MV 6138

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 03/15/2020 to 9/15/2020.

(Not to exceed 6 months)

This request is due to: Covid-19 affecting the carrier business limiting other country come to the state with quarantine
restrictions.

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.

Yoshi H
Signature of Certificate Holder

Yoshitaro Hentona
Printed name of Certificate Holder

702-278-3479
Phone number Fax number

Submit both pages of this Request to:

Nevada Transportation Authority
3300 West Sahara Avenue or 1755 E Plumb Lane
Suite 200 Suite 229
Las Vegas, NV 89102 Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item#

67

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of C&J Development)
Enterprises d/b/a Custom Towing to discontinue) Docket 20-10044
operations authorized under CPCN 7061 from July 30,)
2021 through January 30, 2022.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 27, 2020, Joseph Causey, owner of C&J Development Enterprises d/b/a Custom Towing ("Petitioner") filed a Request, designated as Docket 20-10044, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7061 for the period of October 23, 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 required retroactive approval.
3. That the Request was granted at the December 17, 2020 general session.
4. That on January 26, 2021, the Petitioner filed a second request with the Authority to extend the period of temporary discontinuance of operations for the period of January 30, 2021 through July 30, 2021.
5. That the request was granted at the December 17, 2020 general session.
6. That on July 15, 2021, the Petitioner filed a third request with the Authority to extend the period of temporary discontinuance of operations for the period July 30, 2021 through January 30, 2022.

7. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
8. 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 C&J Development Enterprises d/b/a Custom Towing to temporarily discontinue operations authorized under CPCN 7061 is hereby GRANTED for the period July 30, 2021 through January 30, 2022.
2. Petitioner shall advise the Authority of their intent to resume operations authorized under CPCN 7061 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 a list of all current drivers,
 - d. Provide proof of enrollment in a random drug testing consortium and current enrollment list,
 - e. Provide a list of all current vehicles along with copies of current registrations and AVIRs,
 - f. Ensure all vehicles have current decals, and
 - g. Pay all fines and fees due to the Authority.

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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

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

State of Nevada
Department of Business and Industry
Nevada Transportation Authority



Request to Temporarily Discontinue Service

Company Name: CUSTOM TOWING
Address: 3735 N NELLIS BLVD # 100 E
City, State, Zip: LAS VEGAS NV 89115
CPCN: 7061

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from JULY 2021 to JAN 2022. (Not to exceed 6 months)

This request is due to: COVID & HIGH COST OF INSURANCE

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

JOSEPH CAUSEY

Printed name of Certificate Holder

JOSEPH CAUSEY

Phone number Fax number

702 368 7800 702 368 0522

Email Address

Submit both pages of this Request to:

Nevada Transportation Authority
3300 West Sahara Avenue or 1755 E Plumb Lane
Suite 200 Suite 229
Las Vegas, NV 89102 Reno, NV 89502

If you have any questions, please contact us at 702-486-3303, extension 66546.

Agenda Item# 68

20-03018

REGGIES TOWING LLC

5200 Indian River Dr Apt 304

Las Vegas, NV 89103

CPCN 7450

RECEIVED

JUL 23 2021

NTA APPLICATIONS
Las Vegas, Nevada

July 19, 2021

Nevada Transportation Authority
3300 W Sahara Ave,
Las Vegas, NV 89102

Re: Motion to Extend Compliance Period

To whom it may concern:

I would like to request Motion to Extend Compliance Period for CPCN 7450. The reason for this is that I bought a tow truck, but the engine failed and needs to be repair so that I can then register the vehicle with DMV.

I greatly appreciate if you can extend the Compliance Period 60 or 90 days if possible.



Vregh Amirian

Staff supports 90 days

Agenda Item# 69

TRIPLE JJJ CORP
dba AMERICAN TOWING & RECOVERY
1910 WESTERN AVE, LAS VEGAS, NV 89102
CPCN 7434



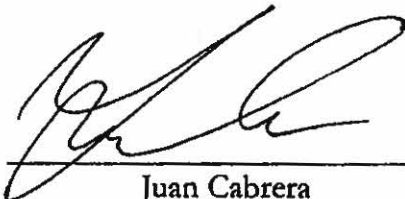
July 19, 2021

Nevada Transportation Authority
3300 W Sahara Ave,
Las Vegas, NV 89102

Re: Motion to Extend Compliance Period

To whom it may concern:

I would like to request Motion to Extend Compliance Period for CPCN 7434. The reason for this is that we are in the process of registering a tow truck that we just bought and need extra time for this to be done. I greatly appreciate if you can extend the Compliance Period 30 more days if possible.



Juan Cabrera

Staff Request 90 days

Agenda Item#

70

JAMES STUART KENT
ATTORNEY AND COUNSELOR AT LAW



July 28, 2021

Desiree Main
Compliance/Audit Investigator II
Nevada Transportation Authority
3300 W. Sahara Ave., Suite 200
Las Vegas, Nevada 89102

VIA EMAIL TO dmain@nta.nv.gov
AND ORIGINAL UPON REQUEST

RE: Vegas One Transportation, LLC
Docket 20-09032

Dear Ms. Main:

On behalf of my client, Vegas One Transportation, LLC, I am respectfully requesting an extension of their compliance period to April 2022.

Currently, Vegas One has completed most of the compliance items, with the main item of purchasing a new vehicle still to be completed. Due to COVID and its effects upon industry (such as computer chips and other parts for vehicles), the manufacturing is behind. Attached is documentation from the Mercedes Benz of Henderson dealership indicating the anticipated delivery date of "estimate +9 months" to support the request.

Thank you very much for your consideration of this request.

Very truly yours,



James S. Kent, Esq.

JSK/ad
cc: Vegas One Transportation, LLC
Enclosure as stated.

Retail Purchase Order



Mercedes-Benz
OF HENDERSON

Purchaser's Name(s) VEGAS ONE TRANSPORTATION

Deal No.: 85500

Customer No.:

Date: 07/12/2021

Purchaser's Address: 2264 SUMMER HOME ST, LAS VEGAS, NV 89135

County: CLARK

Home Phone: N/A

Work Phone: N/A

Cell Phone: (702) 927-2699

DOB: /Y/

E-Mail: N/A

Salesperson(s): WOODFORD, RICHARD

The above information has been requested so that we may verify your identity in accordance with the USA Patriot Act. By signing below, you represent that you are at least 18 years of age and have authority to enter into this Agreement. The Odometer Reading for the vehicle you are purchasing is accurate unless otherwise indicated. Please refer to the Federal Statement for full disclosure.

<input checked="" type="checkbox"/> New <input type="checkbox"/> Used	Year <u>2021</u>	Make <u>MERCEDES-BENZ</u>	Model <u>SPRINTER 3500 170" WHEEL BASE EXT.</u>	Color <u>BLACK</u>	Stock Number
Serial Number <u>SUBJECT TO MERCEDES-BENZ PRODUCTION</u>			Odometer Reading <u>N/A</u> <input type="checkbox"/> Not Accurate		
Vehicle Usage <input type="checkbox"/> Personal Use <input checked="" type="checkbox"/> Business Use <input type="checkbox"/> Agricultural Use			Prior Use <input type="checkbox"/> Demo <input type="checkbox"/> Rental <input type="checkbox"/> Other		
TRADE-IN VEHICLE INFORMATION					
Year	Make	Model	Color	Cash Price of Vehicle	71101.00
VIN	Odometer Reading		<input type="checkbox"/> Not Accurate	16 PASSENGER LIMO BY ADF	54396.50
Trade-In Allowance	Trade-In Payoff	Payoff To	Stock No.		
<input type="checkbox"/> Deposit <input type="checkbox"/> Partial Payment A deposit/partial payment in the amount of \$ has been received from you. It is NOT refundable, except as set forth in this Agreement. In the case of a Deposit, we will refrain from selling the vehicle for _____ days. X _____					
WARRANTY					
Our Dealership is selling this Vehicle to you AS-IS. We make no representations, promises or warranties express or implied, as to the merchantability of the Vehicle or whether the Vehicle is suitable or fit for particular purpose intended, unless we have done so in this Retail Purchase Order or in a separate written agreement signed by us. However, if we make an express warranty in this Order or in a separate written agreement or, within 90 days after the date of this Order, we enter into a service contract with you that applies to the Vehicle, the exclusion of implied warranties set forth in this paragraph does not exclude any implied warranties that may exist with respect to the Vehicle during the term of the agreement in which the express warranty is made. Any warranties by a manufacturer or supplier other than our Dealership are theirs, not ours, and only such manufacturer or supplier shall be liable for performance under such warranties. We neither assume nor authorize any other person to assume for us any liability in connection with the sale of the Vehicle and the related goods and services.					
CONTRACTUAL DISCLOSURE STATEMENT (Used Vehicle Only)					
The information you see on the window sticker for this Vehicle is part of this contract. Information on the window sticker overrides any contrary provisions in the sale contract. <input type="checkbox"/> Used Vehicle Limited Warranty We are providing the attached Used Vehicle Limited Warranty in connection with this transaction. Any implied warranties apply for the duration of the Limited Warranty.					
OTHER AGREEMENTS					
<input type="checkbox"/> If box is checked, please see attached Delivery Confirmation. <input type="checkbox"/> If box is checked and you sign here, the attached Spot Delivery Agreement — Notice of Recession is applicable to this agreement. X _____					
<u>VEHICLE PRODUCTION SUBJECT TO MERCEDES-BENZ VANS</u> <u>AVAILABILITY & ALLOCATION SCHEDULE ESTIMATE + 9 MONTHS</u>				60 PAYMENTS OF \$1508.91 UNPAID BALANCE DUE 80000.00	

I hereby acknowledge that this Retail Purchase Order Agreement is complete and accurate. I have read and accept the terms and conditions of this Agreement, including the terms and conditions that appear on the reverse side. This Agreement shall not become binding until accepted by an Authorized Dealership Representative.

Purchaser _____ Date 07/12/2021

Authorized Dealership Representative [Signature] Date 07/12/2021

Purchaser _____ Date _____

ADDITIONAL AGREEMENTS BETWEEN THE DEALERSHIP AND PURCHASER(S)

Terms Used In This Agreement: This Retail Purchase Agreement contains the following words and phrases that appear throughout this Agreement and have particular meanings:

- **Agreement** - Means this Retail Purchase Agreement together with any documents incorporated into this Order by reference, whether such reference is made in this Order or in the document itself.
- **You, Your** - Means the Lessee(s) identified on the front side of this Agreement.
- **We, Us, Our** - Means the Dealership that is identified on the front side of this Agreement and its Authorized Representatives.
- **Manufacturer** - Means the company that manufactured the vehicle.
- **Vehicle** - Means the vehicle you are leasing as described on the front of this Agreement.
- **Trade-In Vehicle** - Means the vehicle you are delivering to us as part of this transaction as identified on the front side of this Agreement.

Our Right to Increase the Price: We may increase the price of the Vehicle after we accept this Agreement if the Trade-In Vehicle is reappraised, the addition of new equipment is required by state or federal law, or the increase is caused by state or federal tax rate changes. If the price is increased, you may cancel this Agreement with full refund of any Down Payment, provided that the cancellation occurs prior to you taking delivery of the purchased Vehicle.

Manufacturer's Design Changes: In the event the Manufacturer changes or modifies the design of or any part or accessory of the Vehicle after your order for the Vehicle has been entered by us, you will not have any claim or right against us if the Vehicle does not contain such changes or modifications, nor shall we be required to effect such changes or modifications to the Vehicle.

Remedies Upon Cancellation for Our Failure to Deliver: You agree that we are not liable for any damages resulting from our failure to deliver the Vehicle if the failure is caused by the manufacturer, an accident, fire, act of nature or any other causes beyond our control. This Agreement may be renegotiated or canceled (with full refund of any Down Payment) if the Vehicle is not delivered to you as specified on the front side of this Agreement. If you have delivered a Trade-In Vehicle to us, the Trade-In Vehicle will be returned to you if we have not already sold it. If we have already sold the Trade-In Vehicle, we will refund the agreed upon Trade-In Allowance. Regardless of whether we return the Trade-In Vehicle or have already sold it, you shall be responsible for paying to us the Payoff Balance on the Trade-In Vehicle if we have paid the Payoff Balance to the Lienholder. We may keep any portion of the amount you have paid to us as a Down Payment any any Trade-In Allowance we owe to you to offset against the amount you owe us. If the actual amount you owe to us is greater than the amount of the Down Payment, you agree to pay the difference to us. If the actual amount you owe is less than the amount of the Down Payment, we will pay the difference to you.

Your Representations Regarding the Trade-In Vehicle: Any Trade-In Vehicle delivered by you to us in connection with this transaction shall be accompanied by documents sufficient to enable us to obtain a Certificate of Title to the Trade-In Vehicle in accordance with applicable state law. You warrant that the Trade-In Vehicle delivered to us is properly titled to you; has never been titled as or declared a salvage, junk, rebuilt, or lemon buyback; that you have the right to sell or otherwise convey such vehicle; that such vehicle is free and clear of liens or encumbrances, except as may be noted on the front side of this Agreement; that all emission control equipment is on the vehicle and in satisfactory working order; and, unless you have disclosed otherwise, that you have not removed any equipment from the vehicle subsequent to our appraisal and that the odometer reading shown is accurate.

Trade-In Vehicle Payoff: If you are delivering a Trade-In Vehicle in connection with this transaction and the actual amount of the Payoff Balance on the Trade-In Vehicle is greater than the amount of the Payoff Balance as listed in this Agreement, you agree to pay the difference to us. If the actual amount of the Payoff Balance is less than the amount listed, we will pay or credit the difference to you.

Our Appraisal of Your Trade-In Vehicle: If you are delivering a Trade-In Vehicle to us in connection with this transaction and the delivery will not be made until delivery of the Vehicle you are leasing, we shall have the right to reappraise your Trade-In Vehicle at the time of delivery. The reappraised amount shall be the amount allowed for the Trade-In Vehicle in this transaction. If you are dissatisfied with the reappraisal, you may cancel this Agreement with full refund of any Down Payment, provided that the cancellation occurs prior to you taking delivery of the purchased Vehicle.

Your Failure to Perform Obligations: If you fail to perform your obligations under this Agreement, including but not limited to any failure to take delivery of or to pay the agreed upon price for the Vehicle, you will be responsible for paying the amount of any actual damages we incur due to your default. If you have delivered a Trade-In Vehicle to us as part of this transaction, we may return the Trade-In Vehicle to you if we have not already sold it. If we have already sold the Trade-In Vehicle, we will refund the agreed upon Trade-In Allowance. Regardless of whether we return the Trade-In Vehicle or have already sold it, you shall be responsible for paying to us the Payoff Balance on the Trade-In Vehicle if we have paid the Payoff Balance to the Lienholder and any reasonable expenses incurred by us in connection with preparing or reconditioning the Trade-In Vehicle for sale. We may keep any portion of the amount you have paid to us as a Down Payment and any Trade-In Allowance we owe to you to offset against the amount you owe us. If the actual amount you owe to us is greater than the amount of the Down Payment, you agree to pay the difference to us. If the actual amount you owe is less than the amount of the Down Payment, we will pay the difference to you.

Other Products and Lending Sources: You are not required to purchase any other goods or services from us, nor are you required to finance any amounts due under this Agreement with a particular lending source. In the event this Agreement includes a charge for other goods or services for which you must complete an application for coverage, and for any reason such coverage cannot be provided, you will receive a credit for the amount charged. If the cost of other goods or services was included in the amount to be financed in connection with this transaction, then this credit will be applied to the outstanding balance you owe to the lessor.

Spot Deliveries-Notice of Rescission Rights: If you have entered into a Retail Spot Delivery Agreement, the purchase of the Vehicle is conditioned on final approval of financing by a lender. We will retain possession of your Trade-In Vehicle until financing is approved and, if final financing approval is not obtained from a lender with whom we regularly do business, we will return the Trade-In Vehicle and any payments you have made toward the purchase of the Vehicle to you in accordance with this Agreement and the Retail Spot Delivery Agreement.

Entire Agreement and Signing of Other Documents: The front and back of this Agreement and any documents incorporated herein by reference comprise the entire Agreement affecting this transaction. No other Agreement or understanding of any nature has been made. You agree to sign any and all documents necessary to complete the terms of this transaction.

Agenda Item#

71

PLATINUM
TRANSPORTATION **LV**



*approved
July 1st 2021
D. Silva*



07/01/2021

FROM: Makenzie Schafer
Whittlesea Checker Taxi
105 Sunshine Lane
Reno, NV. 89502

TO: Deputy Commissioner, Chairwoman and
Nevada Transportation Authority
1755 East Plumb Lane #229
Reno, NV. 89502

RE: Request for interim authority for Petition to Deviate from NAC 706.3745

Dear Deputy Commissioner, Chairwoman and Nevada Transportation Authority,

We are requesting the interim authority to request the petition to deviate from NAC 706.3745.

Sincerely,

Makenzie Schafer

General Manager

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 TO DEVIATE

To: Deputy Commissioner, Nevada Transportation Authority

Company Name: Whittle Sea Checker taxi

Telephone: 775-399-1001

Mailing Address: 105 Sunshine Lane Reno, NV. 89502

Reason for request: We are requesting that the retirement
dates for the vehicles listed below be extended
for a period of 12 months: C-2, C-3, C-4, C-5
C-6, C-7, C-8, C-9, C-12, C-13, C-15, C-20,
C-21, C-794, C-796, C-798, C-799.

Signature: Makenzie Schafer

Date: 07/01/2021

Printed Name and Title: Makenzie Schafer General Manager

CPCN: 2118

☒ \$50 Filing Fee

☒ \$50 Interim Authority Fee

For NTA Office Use Only

Docket # _____

Assigned Hearing Officer: _____



07/01/2021

FROM: Makenzie Schafer
Whittlesea Checker Taxi
105 Sunshine Lane
Reno, NV. 89502

TO: Deputy Commissioner, Chairwoman and
Nevada Transportation Authority
1755 East Plumb Lane #229
Reno, NV. 89502

RE: Petition to Deviate from NAC 706.3745

Dear Deputy Commissioner, Chairwoman and Nevada Transportation Authority,

We would like to file for a deviation from NAC 706.3745 pursuant to NAC 706.1305 with regards to removing aged-out vehicles.

During the pandemic, several of our vehicles were not leased out to drivers, inhibiting our ability to use the below vehicles for their full 5-year life span. Some of these vehicles are currently in our minimal fleet, however they still have an extended life. We are requesting that the retirement dates for the vehicles listed below be extended for a period of 12 months to enhance our growing fleet and provide vehicles to new and transitioning drivers. This will allow us to better service our community and continue to provide transportation to and from Reno.

Unit number	Year	Make	Model	Vin	Current retire date	Requested Retire date
C-794	2015	TOYOTA	SIENNA	5TDJK3DC5FS097562	2/10/2021	2/10/2022
C-799	2015	TOYOTA	SCION	JTLZE4FE4FJ067999	2/18/2021	2/18/2022
C-796	2015	TOYOTA	SCION	JTLZE4FE4FJ067663	2/20/2021	2/20/2022
C-798	2015	TOYOTA	SCION	JTLZE4FE2FJ069394	2/20/2021	2/20/2022
C-03	2015	TOYOTA	SIENNA	5TDKK3DC1FS572113	3/18/2021	3/18/2022
C-04	2015	TOYOTA	SIENNA	5TDKK3DCXFS591310	5/12/2021	5/12/2022
C-05	2015	TOYOTA	SIENNA	5TDKK3DCXFS586639	5/12/2021	5/11/2022
C-06	2015	TOYOTA	SIENNA	5TDKK3DC9FS585885	5/12/2021	5/12/2022
C-07	2015	TOYOTA	SIENNA	5TDKK3DC2FS561282	5/12/2021	5/12/2022
C-08	2015	TOYOTA	SIENNA	5TDKK3DC5FS585740	5/12/2021	5/12/2022

PLATINUM TRANSPORTATION LV



C-09	2015	TOYOTA	SIENNA	5TDKK3DC4FS574602	5/13/2021	5/13/2022
C-13	2015	TOYOTA	SIENNA	5TDKK3DC2FS589888	7/18/2021	7/18/2022
C-15	2015	TOYOTA	SIENNA	5TDKK3DCXF5583885	7/18/2021	7/18/2022
C-12	2015	TOYOTA	SIENNA	5TDKK3DC4FS580450	7/19/2021	7/19/2022
C-02	2014	TOYOTA	SIENNA	5TDKK3DC4ES494859	9/30/2021	9/30/2022
C-20	2015	CHEVROLET	SUBURAN	1GNSKJKC0FR606376	11/15/2021	11/15/2022
C-21	2015	CHEVROLET	SUBURAN	1GNSKJKC1FR599910	11/15/2021	11/15/2022

Thank you for your consideration.

Sincerely,

Makenzie Schafer

General Manager

Agenda Item#

72

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application Bell Trans, A Nevada)
Corporation d/b/a Bell Trans, Bell Limousine for) Docket 21-07012
authority to modify tariff rates for Tariff 1-A)
pursuant to NAC 706.1384.)
_____)

At a general session of the Nevada Transportation
Authority held on August 26, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
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 Bell Trans, A Nevada Corporation d/b/a Bell Trans, Bell Limousine ("Applicant"), a carrier certificated to provide airport transfer, special service, charter limousine, and charter bus services as described in Certificate of Public Convenience and Necessity ("CPCN") 1023, Sub 2 for authority to modify tariff rates for Tariff 1-A pursuant to NAC 706.1384.
2. That the carrier simultaneously filed a Petition for Interim Authority requesting to have the new rates effective on August 1, 2021.
3. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene ("PLTI") or Protests filed.
4. That the period to file a PLTI did not expire until July 29, 2021.
5. That the request was granted on July 26, 2021, by Commissioner George Assad, acting as Presiding Officer in this matter, the modification to be effective August 1, 2021,

conditioned on no PLTIs being filed by July 29, 2021.

6. That should a PLTI be filed, the matter would be brought back for reconsideration.
7. That the Applicant seeks to make the following changes:

Tariff 1-A

Increase the discounted rate for customers with 200 hours or more in a given calendar month, for vehicles with a maximum passenger capacity of ten, excluding the driver, from \$46.00 per hour and \$23.00 per each subsequent half hour to \$51.00 per hour and \$25.50 for each subsequent half hour.

8. That the proposed rates are within the range of rates that are currently used by the industry.
9. That the carrier's last tariff modification was in June 2021.
10. 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 Bell Trans, A Nevada Corporation d/b/a Bell Trans, Bell Limousine for Tariff 1-A 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

Attest: _____
Jennifer De Rose, Deputy Commissioner



Dated: _____
Las Vegas, Nevada

Docket 21-07012

1. That the Applicant seeks to make the following changes:

a. Tariff 1-A

- i. Increase the discounted rate for customers with 200 hours or more in a given calendar month, for vehicles with a maximum passenger capacity of ten, excluding the driver, from \$46.00 per hour and \$23.00 per each subsequent half hour to \$51.00 per hour and \$25.50 for each subsequent half hour.

OK
 

BELL TRANS

CHARTER AND SPECIAL SERVICES TARIFF 1-A

RATES AND CHARGES CHARTER SERVICES

Discounted Rates: The following tariffs require usage by customer of 200 hours or more in any calendar month, only if the previously three (3) months of customer usage averages 200 hours or more per month. Rates shown are for transportation in vehicles of American manufacturing.

- | | | |
|-----|--|------------------|
| (1) | For vehicles with a maximum passenger capacity of ten, excluding the Driver: | |
| | Minimum charge, one hour | \$46.00 |
| | Each subsequent one-half hour or less | 23.00 |
| (2) | For vehicles with a maximum passenger capacity of 25, excluding the driver: | |
| + | Minimum charge one-hour | 80.00 |
| + | Each subsequent one-half hour or less | 80.00 |

<p>Issued:</p> <p>5/18/2021</p>	<p>Issued by:</p> <p>Brent Bell, President 1900 Industrial Road Las Vegas, Nevada 89102</p>	<p>Effective:</p> <div data-bbox="1161 1785 1510 2016"> <p>ACCEPTED INTERIM JUN 01 2021 21-05027 Nevada Transportation Authority Las Vegas, Nevada</p> </div>
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BELL TRANS

CHARTER AND SPECIAL SERVICES TARIFF 1-A

RATES AND CHARGES CHARTER SERVICES

Discounted Rates: The following tariffs require usage by customer of 200 hours or more in any calendar month, only if the previously three (3) months of customer usage averages 200 hours or more per month. Rates shown are for transportation in vehicles of American manufacturing.

- (1) For vehicles with a maximum passenger capacity of ten, excluding the Driver:

Minimum charge, one hour

\$51.00

Each subsequent one-half hour or less

\$25.50

- (2) For vehicles with a maximum passenger capacity of 25, excluding the driver:

+ Minimum charge one-hour

\$60.00

+ Each subsequent one-half hour or less

30.00

Issued:

7/13/2021

Issued by:

Brent Bell, President
1900 Industrial Road
Las Vegas, Nevada 89102

Effective:



Agenda Item# 73

Public
Comment

Agenda Item# 74

Web Ex Instructions



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 August 26, 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: **146 049 8678**

The next screen will ask for a password. Type in the following: **GWvSsUQp445**

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: **146 049 8678**

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.

Agenda Item# 75

Public
Comment

Agenda Item#

76



DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY

NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION

Docket ☐ / Citation ☐ / Impound ☐ / Permit ☒ #: 11907

Petitioner's Name: Ziyao Zhang Telephone: 626-379-4687

Mailing Address: 24859 Sagecrest Circle Stevenson Ranch CA 91381

Reason for request: I never received any notification to appear for my 4/8 agenda meeting

Therefore I did not appear, I have contacted NTA to be reconsidered and put back on the
agenda. Thank you

Signature: _____

Date: _____

4/29/2021

\$50 Filing Fee

Agenda Item#

77

STEVE SISOLAK
Governor

6/2/21 rmb
DT

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

PETITION FOR RECONSIDERATION

Docket ☐ / Citation ☐ / Impound ☐ / Permit ☒ #: _____

Petitioner's Name: Huey P Stanley Telephone: (775) 999-1150 ⁽⁷⁷⁵⁾ ³⁰⁰⁻⁴⁸⁸¹

Mailing Address: 1501 Montello St Reno, NV, 89512

Reason for request: I Miss Phone App. Also They
Had wrong Address Mail. I work Night
Was sleep, when Boss Call and told
me about phone App. I call but
I write down There NTA number wrong
so I miss that App. I know That
my back ground is OK, I Love my
job and need a change to do it.

Signature: _____

Huey P. Stanley Jr.

Date: _____

June 2, 21

\$50 Filing Fee

Agenda Item# 78

6/30/21 rmb
DT



DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION



Docket ☐ / Citation ☐ / Impound ☐ / Permit ☒ #: 12084

Petitioner's Name: Justin Marcel Hunter Telephone: 562 212 8240

Mailing Address: 525 Bonanza #151 Las Vegas, NV 89101

Reason for request: on may 6, 2020 I Justin marcel Hunter
was notified to attend a online meeting regarding
my NTA Permit. During this meeting we agreed on
meeting on the first of June. as I just
recieved the conference information on the 26th of
June 2020 and it has a date for the 14th
of June. I Live in a halfway house and the mail
gets misplace. I Really Love and need my job
for survival Please reconsider.

Signature: _____

Date: June 28 2020

\$50 Filing Fee

Agenda Item# 79

STEVE SISOLAK
Governor

7/26/21 rmb
DT

STATE OF NEVADA



24-07020
RECEIVED

JUL 22 2021

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 ☐ #: 20753

Petitioner's Name: HENOK GEBREMEDHIN Telephone: (725) 243-2808

Mailing Address: 5055 W. HACIENDA #2124 LV, NV 89118

Reason for request: I have not been able to work
due to the COVID restrictions and
fell behind on payments.

Signature: [Signature]

Date: Jul 15, 2021

\$50 Filing Fee

Debt Summary Review

21-07020 Petition for Reconsideration from Henok Gebremedhin for reconsideration Citation 20753 – *FOR POSSIBLE ACTION*

Outstanding Citation Debt Summary:

- Citation 20753 was issued to Henok Gebremedhin 11/27/2018 by Investigator DiMonaco for violations of NRS/NAC 706.228 and NAC706.2473. The hearing date for the citation indicated 01/09/2019 at 8:30am. On 12/18/2018, Respondent Henok Gebremedhin requested a continuance due to being out of country and the hearing date was rescheduled to 05/29/2019 at 8:30am. The respondent failed to appear to the hearing as scheduled. Return Mail was received for Stipulated Continuance approval.
- Respondent Gebremedhin was fined for citation 20753, a total of \$2,200 by the State of Nevada Transportation Authority (NTA) pursuant to the conditions set forth in the Order of the Authority approved at the 07/18/2019 General Session Meeting. Additionally, the \$400 abeyance from Citation 20017 was triggered due, bringing the total amount of fines due to \$2,600. The order and corresponding debt letter were sent 07/26/2019 with payment due within 20 days.
- PFR 19-08007 was filed on 08/06/2019 and the PFR docket was scheduled to be heard on the August 23, 2019 General Session Meeting Agenda. Mr. Gebremedhin failed to appear at the agenda and the request was denied. On 08/30/2019 the PFR denial and Final Debt letter was sent with payment due within 14 days of 08/30/2019.
- PFR 19-08037 was filed on 08/27/2019 and the PFR docket was scheduled to be heard on the September 27, 2019 General Session Meeting Agenda. On 09/27/2019 the PFR was granted, and the matter was reset for hearing.
- As a result of the hearing, Respondent Gebremedhin was fined for citation 20753, a total of \$1,100 by the State of Nevada Transportation Authority (NTA) pursuant to the conditions set forth in the Order of the Authority approved at the 11/08/2019 General Session Meeting. Additionally, the \$400 abeyance from Citation 20017 was triggered due, bringing the total amount of fines due to \$1,500. The order and corresponding debt letter were sent 11/19/2019 with payment due within 20 days. No payment was received.
- A final letter was sent on 03/12/2020, with payment due within 14 days. No payment was received. A 2nd Final Letter was sent upon noticing an incorrect address, with payment due within 14 days. No payment was received but we did receive a Return Receipt card on 08/24/2020.
- On 09/11/2020 the debt in the total amount of \$1,500 was submitted to the State Controller's Office (SCO) for debt collection.
- On 04/15/2021 and 06/07/2021 Mr. Gebremedhin inquired with respect to his debt and remedy options were provided both verbally and via email.
- On 07/13/2021 Brent Carson requested citation information to file PFR on respondent's behalf.
- On 07/22/2021 Mr. Gebremedhin filed a third Petition for Reconsideration (PFR) regarding Citation 20753.

The citation debt currently resides with the SCO in which the respondent secured a payment plan and is subject to SCO fees. Staff recommends that the debt remain in the possession of the SCO, regardless of whether adjustments to the debt are made.

0.20753

County of Clark City of Las Vegas
 Time 1418 M. Day of Tuesday Date 11 27, 2018
 Location Flamingo Hotel : Casino
 Name Gebre-medhin Henok Mekonnen
 Last First Middle
 Residence Address 3483 Lucido Dr Unit 13
Las Vegas NV 89103
 City State Zip

Operator License No. [Redacted] State NV

D.O.B. [Redacted] M 5'11" 150 BLK BRN
 Mo. Day Yr. Sex Ht. Wt. Hair Eyes

Company Name Eagle Limo LLC MV CPCN 1110

Company Address 4850 W. Flamingo Rd Ste 15

Las Vegas NV 89103
 City State Zip

Vehicle 2017 Chevrolet Suburban BLK
 Year Make Body Color

Vehicle License EL310 Nevada 9/5/2019
 Number State Year

Respondent Gebre-medhin, Henok Mekonnen

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation Solicitation NRS/NAC 706.228 ☐ CFR ☒ Other

To wit: Respondent did solicit the Public for passenger transportation

2. Violation Medical Card NRS/NAC 706.2473 ☒ CFR 391.41 ☐ Other

To wit: Respondent did not have valid medical card on his person

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 <u>Dardenaco</u>	Officer / Complainant's Signature 	P No. <u>3051</u>	Date <u>11/27/18</u>
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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 January 9, 2019, at 0830 am pm
 Month Day

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 of this citation. Signing does not constitute an admission of guilt or responsibility.**

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Administrative Citation Number 20753)
issued to Henok Gebremedhin)

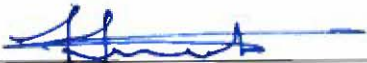
STIPULATED CONTINUANCE
REQUEST AND ORDER

REQUEST

Date: Dec 18, 2018

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 Jan 9, 201~~8~~⁹ at 8:30 am / pm.
- Requesting a 120 -day continuance.
- Reason for request out of country.
- Matter rescheduled to May 29, 201~~8~~⁹ at 8:30 a.m / p.m. and Respondent waives further notice of hearing reschedule date.



Respondent Signature



Deputy AG Signature

Respondent Printed Name

Louis Crockett
Deputy AG Printed Name

Respondent Address: 3683 Lucid dr
Las Vegas, NV 89103

Telephone number: 702-366-3163 / 702-372-1740

ORDER

Continuance GRANTED / DENIED.



Hearing Officer

Dated this 18th day of December, 2018 / Las Vegas, Nevada.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 20753 issued to Henok Mekonnen)
Gebremedhin for violations of NAC 706.228 and)
NAC 706.2473/49 CFR 391.41.)
_____)

Citation 20753

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 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 Las Vegas office of the Authority at 8:30 a.m. on January 9, 2019. The matter was rescheduled for hearing on May 29, 2019, 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 of the May 29, 2019 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, by and through Deputy Attorney General Louis Csoka, requested that findings be entered against the Respondent for the violations alleged in Citation 20753 and that fines be imposed for said violations.

Commissioner George Assad, serving in his capacity as Hearing Officer for the Authority, considered the allegations and assertions contained in Citation 20753 and the related

Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and entered findings against the Respondent for one violation of NAC 706.228, related to solicitation of passengers, and for one violation of NAC 706.2473/49 CFR 391.41, related to failure to have a valid medical card.

Authority Staff requested that fines be assessed in the amount of \$1,600.00 for the NAC 706.228 violation and in the amount of \$600.00 for the NAC 706.2473/49 CFR 391.41 violation.

Additionally, Staff requested the suspended fine amount of \$400.00 from Citation 20017 be deemed immediately due and owing.

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 20753, issued to Henok Mekonnen Gebremedhin for violations of NAC 706.228 and NAC 706.2473/49 CFR 391.41, is hereby AFFIRMED;
2. That the *total* fine for Citation 20753 shall be in the amount of Two Thousand Two Hundred Dollars and Zero Cents (\$2,200.00);
3. That the \$400.00 abeyance from Citation 20017 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

Dawn Gibbons, Chairman

George Assad

George Assad, Commissioner

David Newton

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.



DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

HENOK M. GEBREMEDHIN
3683 LUCIDO DR. #13
LAS VEGAS, NV 89103

SUBJECT: **ORDER OF THE AUTHORITY**

Dear HENOK GEBREMEDHIN:

On July 18, 2019, you were fined \$2,200 by the State of Nevada Transportation Authority (NTA) for Citation number 20753 for a violation of NRS or NAC 706. In addition, \$400 that was previously held in abeyance for Citation number 20017 is due pursuant to the conditions set forth in the enclosed Order of the Authority.

Your payment of \$2,600 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.

If payment is not received timely, 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,

A handwritten signature in blue ink that reads "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 6732

STEVE SISOLAK
Governor

8/6/19 rmb
DT

STATE OF NEVADA



19-08007
RECEIVED

AUG 06 2019

Nevada Transportation Authority
Las Vegas, Nevada

MICHAEL BROWN
Director B&I

PAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION

Docket/Citation/Impound/Permit #: 20753

Driver/Company Name: Eagle Limousine / Henok M. Gebremedhin Telephone: 702-372-1740

Mailing Address: hmetkon1@asu.edu / 8457 Antique Cameo Ave Las Vegas 89145

Reason for request: To NTA, I Henok Metkonnen have been
out side the country on a family ~~spare~~ matter. I couldn't
come to the United States as my family and I were grieving from
loosing loved ones. I kindly ask for a reconsideration hearing
and hope you accept my request. I am here ready to start work.
Thank you for your time.

k

Signature: Henok

Date: August 6, 2019



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

HENOK M. GEBREMEDHIN
3683 LUCIDO DR. #13
LAS VEGAS, NV 89103
Via First Class/Cert Mail #7014 2870 0001 8498 6883

SUBJECT: FINAL NOTICE

Dear HENOK M. GEBREMEDHIN:

On July 18, 2019, you were fined \$2,200 by the State of Nevada Transportation Authority (NTA) for Citation number 20753 for a violation of NRS or NAC 706. In addition, \$400 that was previously held in abeyance for Citation number 20017 is due pursuant to the conditions set forth in the Order of the Authority. On August 23, 2019, the Nevada Transportation Authority (NTA) denied your Petition for Reconsideration, Docket No. 19-08007, regarding the fine for Citation number 20753 as a result of your failure to appear.

As of this date, your payment has not been received. This letter will serve as final demand that you pay the full amount of \$2,600 owed to the NTA within fourteen (14) days from the date of this letter. Payments may be mailed or hand delivered to either of our office locations. Additional processing may be necessary to remedy any failure to appear.

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,

A handwritten signature in blue ink that reads "Jennifer De Rose".

Jennifer De Rose, Deputy Commissioner

Dated: 8/30/19
Las Vegas, Nevada

19-08037

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

PETITION FOR RECONSIDERATION

Docket/Citation/Impound/Permit #: 20753

Driver/Company Name: Henok Mekonnen Telephone: 702 372-1740

Mailing Address: 8457 Antique Cameo ave Las Vegas NV, 89147

Reason for request: Hello Nevada Transportation Authority, I missed a hearing
for my consideration for meeting notice and agenda. I sincerely apologize
missing my appointment on the 23rd of August. I would have honestly
believed it was today and showed up but I already had missed it.

I would kindly request a meeting notice agenda. I sincer
ely apologize for missing it. I promise I will be there on the
date you scheduled me.

Signature: Henok

Date: Aug 17, 2019.



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

HENOK GEBREMEDHIN
3683 LUCIDO DR UNIT 13
LAS VEGAS NV 89103

BRENT CARSON ESQ
7935 W SAHARA AVE STE 101
LAS VEGAS NV 89117

SUBJECT: **ORDER OF THE AUTHORITY**

Dear HENOK GEBREMEDHIN:

On November 8, 2019, you were fined \$1,100 by the State of Nevada Transportation Authority (NTA) for Citation number 20753 for a violation pursuant to Chapter 706 of the Nevada Revised Statutes/Nevada Administrative Code pursuant to the conditions set forth in the enclosed Order of the Authority. The abeyance for Citation 20017 in the amount of \$400 is triggered due.

Your payment of \$1,500 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,

A handwritten signature in blue ink that reads "Jennifer De Rose".

Jennifer De Rose, Deputy Commissioner

Dated: 11/19/19
Las Vegas, Nevada

Enclosure

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

Citation Issued to Henok Mekonnen)	
Gebremehdin for violation of NAC 706.228)	Citation No. 20753
and NAC 706.2473)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 8, 2019.

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. On November 27, 2018, the Enforcement Staff of the Nevada Transportation
Authority (“Staff”) issued Citation No. 20758 to Henok Mekonnen Gabremedhin
(“Respondent”), driving in the employ of Eagle Limo, LLC.
2. Respondent was cited for violation of Nevada Administrative Code (“NAC”),
sections 706.228, for solicitation, and 706.2473, incorporating Title 49, U.S. Code of
Federal Regulations (“CFR”), section 391.41, for failure to have valid medical card
on his person.
3. Citation No. 20753 was originally set for hearing on January 9, 2019, and then
continued to May 29, 2019, with notice to Respondent, after Respondent failed to
appear.

4. On May 29, 2019, the Authority convened a hearing on Citation No. 20753 before Commissioner George Assad, Presiding Officer, and Respondent again failed to appear.
5. On July 26, 2019, the Authority issued an order finding Respondent in violation of both charges in the citation and entered fines accordingly based on his failures to appear.
6. On August 6, 2019, Respondent filed a petition for reconsideration of his violations and fines imposed as a result of the instant citation. That petition was designated Docket No. 19-08007 by the Authority and was placed on the agenda for the general session on August 23, 2019, after due notice to Respondent. Respondent failed to appear at the general session for the vote on the petition. As a result, the petition was denied.
7. On August 27, 2019, Respondent filed another petition for reconsideration of his violations and fines. That petition was designated Docket No. 19-08037 by the Authority and was granted by the Authority at the general session held September 27, 2019.
8. On October 23, 2019, the Authority convened a hearing on the citations before Chairman Dawn Gibbons, Presiding Officer, in accord with the order granting reconsideration.
9. Appearance at the hearing was made by Louis V. Csoka, Esq., on behalf of Staff, and by Brent A. Carson, Esq., on behalf of Respondent.
10. John Foster and William DiMonaco, both Compliance Enforcement Officers for the Authority, testified on behalf of Staff.

11. Staff offered into evidence its Citation Report, designated State's Exhibit 1. The officers testified this report was prepared November 29, 2018. Respondent offered no exhibits. All exhibits were admitted by stipulation of the parties.
12. The officers testified that on November 27, 2018, they were at the Flamingo Hotel and Casino in Las Vegas, Nevada, in or near the pick-up and drop-off area for transportation network company ("TNC") vehicles, when they observed a black limousine enter the area.
13. The officers observed this limousine as it pulled up in the TNC lane and observed the driver initiate a conversation with a man and woman walking in the area.
14. The officers testified that they stopped the man and woman after their brief interaction with the driver and asked what he said to them. They told the officers that the driver asked whether they needed a ride.
15. The officers next approached the vehicle and identified themselves as officers and asked Respondent for his identifying information.
16. The officers testified that he did not have a medical card in his vehicle. They testified they had Respondent contact his employer to send the card electronically to his cellular telephone. The officers could not recall, because of the passage of time, whether Respondent had a card visible on his cellular telephone when he was stopped.
17. The officers cited Respondent for violation of NAC 706.228, unlawful solicitation, and NAC 706.2473, referencing 49 CFR 391.41, for not having his medical card on his person.
18. Respondent testified on his own behalf.

19. Respondent testified that he did not solicit the man or woman at the casino. He testified that they made eye contact with him or started to approach and only then did he ask whether they needed a ride.
20. Respondent testified that he did in fact have his medical card with him on his telephone but that the image was admittedly unclear and cut off at the edges. He testified that the image sent by his employer was clear and not cut off.
21. NAC 706.228 prohibits an employee of a common motor carrier from soliciting passengers. The section defines "solicit" to include, without limitation, inducing or attempting to induce persons by communication or other action to be transported. The section does, however, permit an employee to answer questions posed by a potential passenger if the conversation is initiated by the potential passenger.
22. In this instance, Respondent admitted that neither the man nor the woman spoke to him first. He testified that they appeared to have an inquiry for him by their expressions or their gait in his direction. The officers, as noted above, testified that they observed Respondent speak to the man and woman first and that they told the officers that he asked whether they needed a ride.
23. Respondent engaged in soliciting as that term is defined in the regulation. NAC 706.228, sub. 6(b). He attempted by his words and actions to induce the man and woman to accept a ride from him. He was not answering a question posed by them. NAC 706.228, sub. 2(a). He did not make inquiry with a non-soliciting approach, such as *May I help you?* or *Good afternoon*. Compare NAC 706.228, sub. 2(g).
24. The Authority finds that Respondent violated NAC 706.228 as alleged in Citation No. 20757.

25. NAC 706.2473 incorporates 49 CFR Part 391. Section 391.41(a) requires that a driver have in his possession the original or a copy of the medical card attesting that the driver is physically qualified to drive a commercial motor vehicle.
26. The officers' report, State's Exhibit 1, and Respondent's testimony both reveal that Respondent had to have someone from his employer's office text his card to his telephone for verification by the officers. That fact suggests quite strongly that Respondent did not have the card available in readable form on his person or on his telephone when stopped. A card that is illegible or cut off is not in compliance with section 391.41(a).
27. The Authority finds and concludes that Respondent did not have his medical card in his possession when stopped by the officers, in violation of NAC 706.2473.
28. In light of Respondent's previous violation history as shown in the Citation Report, State's Exhibit 1, Attachment E, and the violations herein, it is in the public interest to fine Respondent \$800.00 for violation of NAC 706.228 and \$300.00 for violation of NAC 706.2473.
29. The officers' report, at Attachment E, shows that the Authority ordered on Citation No. 20017, issued against Respondent on December 26, 2017, that \$400.00 of the fine assessed therein remain suspended for two years on the condition that Respondent violates no provision of NRS or NAC Chapter 706.
30. The Authority finds that, by his violations herein, Respondent triggered the amount suspended in the order on Citation No. 20017 and that said amount is now due and owing.

BASED ON THE FOREGOING, it is ORDERED that:

1. Respondent Hanok Mekonnen Gabremedhin committed the violations as alleged in Citation No. 20753;
2. For violation of NAC 706.228, Respondent is FINED \$800.00;
3. For violation of NAC 706.2473, Respondent is FINED \$300.00;
4. The amount of \$400.00 suspended in the order on Citation No. 20017 is now due and owing; and
5. 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
George Assad, Commissioner

David Newton
David Newton, Commissioner

Attest: Jennifer De Rose
Jennifer De Rose, Deputy Commissioner

Dated: 11/19/19
Las Vegas, Nevada



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

HENOK GEBREMEDHIN
3683 LUCIDO DR UNIT 13
LAS VEGAS NV 89103
Via First Class and Certified Mail #7018 0680 0000 4634 4203

BRENT CARSON ESQ
7935 W SAHARA AVE STE 101
LAS VEGAS NV 89117

SUBJECT: FINAL NOTICE

Dear HENOK GEBREMEDHIN:

On November 8, 2019, you were fined \$1,100 by the State of Nevada Transportation Authority (NTA) for Citation number 20753 for a violation pursuant to Chapter 706 of the Nevada Revised Statutes/Nevada Administrative Code pursuant to the conditions set forth in the Order of the Authority. The abeyance for Citation 20017 in the amount of \$400 is triggered due.

As of this date, your payment has not been received. This letter will serve as final demand that you pay the full amount of \$1,500 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,

A handwritten signature in blue ink that reads "Jennifer De Rose".

Jennifer De Rose, Deputy Commissioner

Dated: 3/12/2020
Las Vegas, Nevada



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

HENOK GEBREMEDHIN
8457 ANTIQUE CAMEO AVE
LAS VEGAS NV 89147
Via First Class and Certified Mail #77014 2870 0001 8498 4490

BRENT CARSON ESQ
7935 W SAHARA AVE STE 101
LAS VEGAS NV 89117

SUBJECT: 2nd FINAL NOTICE

Dear HENOK GEBREMEDHIN:

In reviewing your account processing, it appears the address in previous communications may not have reflected your current address. Previous communications are attached for your records.

On November 8, 2019, you were fined \$1,100 by the State of Nevada Transportation Authority (NTA) for Citation number 20753 for a violation pursuant to Chapter 706 of the Nevada Revised Statutes/Nevada Administrative Code pursuant to the conditions set forth in the Order of the Authority. The abeyance for Citation 20017 in the amount of \$400 is triggered due.

As of this date, your payment has not been received. This letter will serve as final demand that you pay the full amount of \$1,500 owed to the NTA within fourteen (14) days from the date of this letter. Due to COVID-19 office closures, we accept payments in the form of check, money order or cashier check sent to either of our office locations via mail service.

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 our NTA General Email at nta@nta.nv.gov or you may leave a detailed voice message for call back during limited staffing hours with Hope DiBartolomeo at (702) 486-6533.

Sincerely,

A handwritten signature in blue ink that reads "Jennifer De Rose".

Jennifer De Rose, Deputy Commissioner

Dated: 8/14/2020
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

HENOK GEBREMEDHIN
3683 LUCIDO DR UNIT 13
LAS VEGAS NV 89103

BRENT CARSON ESQ
7935 W SAHARA AVE STE 101
LAS VEGAS NV 89117

SUBJECT: ORDER OF THE AUTHORITY

Dear HENOK GEBREMEDHIN:

On November 8, 2019, you were fined \$1,100 by the State of Nevada Transportation Authority (NTA) for Citation number 20753 for a violation pursuant to Chapter 706 of the Nevada Revised Statutes/Nevada Administrative Code pursuant to the conditions set forth in the enclosed Order of the Authority. The abeyance for Citation 20017 in the amount of \$400 is triggered due.

Your payment of \$1,500 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,

A handwritten signature in blue ink that reads "Jennifer De Rose".

Jennifer De Rose, Deputy Commissioner

Dated: 11/19/19
Las Vegas, Nevada

Enclosure

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

Citation Issued to Henok Mekonnen)	
Gebremehdin for violation of NAC 706.228	)	Citation No. 20753
and NAC 706.2473)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 8, 2019.

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. On November 27, 2018, the Enforcement Staff of the Nevada Transportation Authority ("Staff") issued Citation No. 20758 to Henok Mekonnen Gabremedhin ("Respondent"), driving in the employ of Eagle Limo, LLC.
2. Respondent was cited for violation of Nevada Administrative Code ("NAC"), sections 706.228, for solicitation, and 706.2473, incorporating Title 49, U.S. Code of Federal Regulations ("CFR"), section 391.41, for failure to have valid medical card on his person.
3. Citation No. 20753 was originally set for hearing on January 9, 2019, and then continued to May 29, 2019, with notice to Respondent, after Respondent failed to appear.

4. On May 29, 2019, the Authority convened a hearing on Citation No. 20753 before Commissioner George Assad, Presiding Officer, and Respondent again failed to appear.
5. On July 26, 2019, the Authority issued an order finding Respondent in violation of both charges in the citation and entered fines accordingly based on his failures to appear.
6. On August 6, 2019, Respondent filed a petition for reconsideration of his violations and fines imposed as a result of the instant citation. That petition was designated Docket No. 19-08007 by the Authority and was placed on the agenda for the general session on August 23, 2019, after due notice to Respondent. Respondent failed to appear at the general session for the vote on the petition. As a result, the petition was denied.
7. On August 27, 2019, Respondent filed another petition for reconsideration of his violations and fines. That petition was designated Docket No. 19-08037 by the Authority and was granted by the Authority at the general session held September 27, 2019.
8. On October 23, 2019, the Authority convened a hearing on the citations before Chairman Dawn Gibbons, Presiding Officer, in accord with the order granting reconsideration.
9. Appearance at the hearing was made by Louis V. Csoka, Esq., on behalf of Staff, and by Brent A. Carson, Esq., on behalf of Respondent.
10. John Foster and William DiMonaco, both Compliance Enforcement Officers for the Authority, testified on behalf of Staff.

11. Staff offered into evidence its Citation Report, designated State's Exhibit 1. The officers testified this report was prepared November 29, 2018. Respondent offered no exhibits. All exhibits were admitted by stipulation of the parties.
12. The officers testified that on November 27, 2018, they were at the Flamingo Hotel and Casino in Las Vegas, Nevada, in or near the pick-up and drop-off area for transportation network company ("TNC") vehicles, when they observed a black limousine enter the area.
13. The officers observed this limousine as it pulled up in the TNC lane and observed the driver initiate a conversation with a man and woman walking in the area.
14. The officers testified that they stopped the man and woman after their brief interaction with the driver and asked what he said to them. They told the officers that the driver asked whether they needed a ride.
15. The officers next approached the vehicle and identified themselves as officers and asked Respondent for his identifying information.
16. The officers testified that he did not have a medical card in his vehicle. They testified they had Respondent contact his employer to send the card electronically to his cellular telephone. The officers could not recall, because of the passage of time, whether Respondent had a card visible on his cellular telephone when he was stopped.
17. The officers cited Respondent for violation of NAC 706.228, unlawful solicitation, and NAC 706.2473, referencing 49 CFR 391.41, for not having his medical card on his person.
18. Respondent testified on his own behalf.

19. Respondent testified that he did not solicit the man or woman at the casino. He testified that they made eye contact with him or started to approach and only then did he ask whether they needed a ride.
20. Respondent testified that he did in fact have his medical card with him on his telephone but that the image was admittedly unclear and cut off at the edges. He testified that the image sent by his employer was clear and not cut off.
21. NAC 706.228 prohibits an employee of a common motor carrier from soliciting passengers. The section defines "solicit" to include, without limitation, inducing or attempting to induce persons by communication or other action to be transported. The section does, however, permit an employee to answer questions posed by a potential passenger if the conversation is initiated by the potential passenger.
22. In this instance, Respondent admitted that neither the man nor the woman spoke to him first. He testified that they appeared to have an inquiry for him by their expressions or their gait in his direction. The officers, as noted above, testified that they observed Respondent speak to the man and woman first and that they told the officers that he asked whether they needed a ride.
23. Respondent engaged in soliciting as that term is defined in the regulation. NAC 706.228, sub. 6(b). He attempted by his words and actions to induce the man and woman to accept a ride from him. He was not answering a question posed by them. NAC 706.228, sub. 2(a). He did not make inquiry with a non-soliciting approach, such as *May I help you?* or *Good afternoon*. Compare NAC 706.228, sub. 2(g).
24. The Authority finds that Respondent violated NAC 706.228 as alleged in Citation No. 20757.

25. NAC 706.2473 incorporates 49 CFR Part 391. Section 391.41(a) requires that a driver have in his possession the original or a copy of the medical card attesting that the driver is physically qualified to drive a commercial motor vehicle.
26. The officers' report, State's Exhibit 1, and Respondent's testimony both reveal that Respondent had to have someone from his employer's office text his card to his telephone for verification by the officers. That fact suggests quite strongly that Respondent did not have the card available in readable form on his person or on his telephone when stopped. A card that is illegible or cut off is not in compliance with section 391.41(a).
27. The Authority finds and concludes that Respondent did not have his medical card in his possession when stopped by the officers, in violation of NAC 706.2473.
28. In light of Respondent's previous violation history as shown in the Citation Report, State's Exhibit 1, Attachment E, and the violations herein, it is in the public interest to fine Respondent \$800.00 for violation of NAC 706.228 and \$300.00 for violation of NAC 706.2473.
29. The officers' report, at Attachment E, shows that the Authority ordered on Citation No. 20017, issued against Respondent on December 26, 2017, that \$400.00 of the fine assessed therein remain suspended for two years on the condition that Respondent violates no provision of NRS or NAC Chapter 706.
30. The Authority finds that, by his violations herein, Respondent triggered the amount suspended in the order on Citation No. 20017 and that said amount is now due and owing.

BASED ON THE FOREGOING, it is ORDERED that:

1. Respondent Hanok Mekonnen Gabremedhin committed the violations as alleged in Citation No. 20753;
2. For violation of NAC 706.228, Respondent is FINED \$800.00;
3. For violation of NAC 706.2473, Respondent is FINED \$300.00;
4. The amount of \$400.00 suspended in the order on Citation No. 20017 is now due and owing; and
5. 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
George Assad, Commissioner

David Newton
David Newton, Commissioner

Attest: *Jennifer De Rose*
Jennifer De Rose, Deputy Commissioner

Dated: 11/19/19
Las Vegas, Nevada

STEVE SISOLAK
Governor

STATE OF NEVADA



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

DAVID NEWTON
Commissioner

HENOK GEBREMEDHIN
3683 LUCIDO DR UNIT 13
LAS VEGAS NV 89103
Via First Class and Certified Mail #7018 0680 0000 4634 4203

BRENT CARSON ESQ
7935 W SAHARA AVE STE 101
LAS VEGAS NV 89117

SUBJECT: FINAL NOTICE

Dear HENOK GEBREMEDHIN:

On November 8, 2019, you were fined \$1,100 by the State of Nevada Transportation Authority (NTA) for Citation number 20753 for a violation pursuant to Chapter 706 of the Nevada Revised Statutes/Nevada Administrative Code pursuant to the conditions set forth in the Order of the Authority. The abeyance for Citation 20017 in the amount of \$400 is triggered due.

As of this date, your payment has not been received. This letter will serve as final demand that you pay the full amount of \$1,500 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,

A handwritten signature in blue ink that reads "Jennifer De Rose".

Jennifer De Rose, Deputy Commissioner

Dated: 3/12/2020
Las Vegas, Nevada

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:

HENOK GEBREMEDHIN
8457 ANTIQUE CAMEO AVE
LAS VEGAS, NV 89147



9590 9402 4545 8278 3713 90

2. Article Number (Transfer from service label)

7014 2870 0001 8498 4490

COMPLETE THIS SECTION ON DELIVERY

A. Signature

☐ 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

RECEIVED

AUG 24 2020

Nevada Transportation Authority

3. Service type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☒ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery

Mail

Mail Restricted Delivery

DO

- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

COMPLETE THIS SECTION

te items 1, 2, and 3.

ur name and address on the reverse
we can return the card to you.

his card to the back of the mailpiece,
e front if space permits.

addressed to:

OK GEBREMEDHIN
ANTIQUE CAMEO AVE
VEGAS, NV 89147



90 9402 4545 8278 3713 90

umber (Transfer from service label)

14 2870 0001 8498 4490

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]*

☐ 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

RECEIVED

AUG 24 2020

Nevada Transportation Authority

3. Service type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery

- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

Mail
Mail Restricted Delivery
(DO)

811, July 2015 PSN 7530-02-000-9053

Domestic Return Receipt

From: [Hope DiBartolomeo](#) on behalf of [nta](#)
To: hmekonn1@asu.edu
Cc: [nta](#); [Ron Delgado](#); [Hope DiBartolomeo](#)
Subject: NTA Debt Remedy Cite# 20753
Date: Friday, April 16, 2021 8:51:33 AM
Attachments: [2019-11-19 \(20753\) Agenda LTR and Order #19.pdf](#)
[2020-03-12 \(20753\) Final Ltr.pdf](#)
[2020-08-14 \(20753\) 2nd Final Ltr.pdf](#)
Importance: High

Good afternoon Mr. Gebremedhin,

Per our conversation, your debt in the total amount of \$1,500 for Citation 20753 was sent to State Controller's Office Collection Unit and your driver's license was suspended due to your failure to make timely payment on the fines. The following option is available for you to remedy your fine at this time:

You may contact the State Controller's Office Debt Collection (SCO) to secure a minimal 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 suspension release to DMV. Please let me know once you have completed this portion and make sure to maintain payment of the monthly installments to avoid resuspension.**

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#

80

7/26/21 rmb
DT

STEVE SISOLAK
Governor

STATE OF NEVADA



21-07021

TERRY REYNOLDS
Interim 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 ☐ #: 13872

Petitioner's Name: Derek Cornell Telephone: 702-901-1972

Mailing Address: 3630 Basin Street, N. Las Vegas, 89030

Reason for request: It was not me at the meeting, nor was I aware of any fines and I have never
been notified that I owed anything by phone or by mail.

Signature: 

Date: 04/26/2021

\$50 Filing Fee

Docket 21-07021 PFR Derek Cornell
August 26, 2021 General Session

Brent Carson, Esq. filed this PFR on behalf of the petitioner. Staff inquired as to the purpose of the filing and Mr. Carson was not able at that time to provide any detail.

Staff information:

This gentleman's name came up in conjunction with an application for tow car authority, Docket 20-08013, Up in the Attic, LLC d/b/a Wolf Pack Towing ("WPT"), for consent and non-consent towing.

Commissioner Newton, the assigned hearing officer noted the name Derek Cornell ("DC") in the background information, specifically on the Secretary of State ("SOS") where indicated as registered agent and also as a managing member. Commissioner Newton remembered that there was history with this person and was not prepared to move forward without a hearing.

In a conversation with Kenya Renee Cornell, managing member of WPT, Ms. Cornell indicated that DC was her X husband, that he had no interest in the company, that he had been removed and she was 100% owner. Upon further review it was determined that DC was still on the SOS records. Ms. Cornell filed the appropriate information with the SOS and DC was removed from that LLC and the application moved forward without a hearing.

There was a fine levied against DC in some prior citations from years ago. There is a collection item with the State Controller's Office that remains unpaid.

Debt Summary Review

21-07021 Petition for Reconsideration from Derek Cornell for reconsideration Citation 13872 – FOR POSSIBLE ACTION

Outstanding Citation Debt Summary:

- Citation 13872 was issued to Derek Cornell/Sin City Metro Towing 02/07/2008 by Investigator Hatch for violations of NRS 706.386 and 706.758. The hearing date for the citation indicated 03/05/2008 at 1:30pm in which the respondent was present.
- Respondent Cornell was fined for citation 13872, a total of \$3,500 with \$3,000 suspended by the State of Nevada Transportation Authority (NTA) pursuant to the conditions set forth in the Order of the Authority approved at the 04/17/2008 General Session Meeting. Additionally, the respondent voluntarily disconnect 702-399-9497 and 702-399-9739.
- The order and corresponding debt letter were sent 04/22/2008 with payment due on or before 05/12/2008.
- Mr. Cornell secured a payment plan with Management Analyst II Ron Delgado on 05/06/2008, with payment terms of \$100 due 05/15/2008 and four (4) equal payments of \$100 due 05/29, 06/12, 06/26 and 07/10. Initial payment of \$100 was received.
- Phone conversations were held on 06/18/08, 09/03/08 and 09/25/08 regarding the past due status of the payment arrangement.
- A final letter was sent to Mr. Cornell 12/15/2008 as a result of failing to maintain timely payment per the arrangement.
- On 03/02/2009 the debt in the total principal amount of \$3,400 was submitted to the State Controller's Office (SCO) for debt collection.
- 11/2020 - Mr. Cornell inquired with respect to his outstanding debt. During this conversation, he was informed that notices were sent to an address we had on file at the time to which Mr. Cornell confirmed the address was a good address and that he resides there still. Mr. Cornell provided information regarding a bankruptcy. It was determined that the NTA/SCO were not listed as creditors and that the debt was still valid and remained with the SCO. Remedy options were provided both verbally and via email to Mr. Cornell.
- On 07/22/2021 Mr. Cornell filed a Petition for Reconsideration (PFR) regarding Citation 13872.

The citation debt currently resides with the SCO and is subject to fees. The respondent has not secured a payment plan or made any payments towards the debt while in SCO possession. Staff recommends that the debt remain in the possession of the SCO, regardless of whether adjustments to the debt are made.

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 13872

STATE OF NEVADA

County of CLARK City of LAS VEGAS

Time 1:00 P. M. Day of THURSDAY Date 02 07 2008

Location 3510 PECOS AVE LAS VEGAS NV

Operator License No. [REDACTED] State NV

Name CORNEIL DELEK JASON
Last First Middle

Residence Address 3630 BASIN ST.
NORTH LAS VEGAS NV 89030
City State Zip

D.O.B. [REDACTED] M 507 160 BRO BRO
Mo. Day Yr. Sex Ht. Wt. Hair Eyes

Company Name SIN CITY METRO TOWING MV / CPCN

Company Address 848 N. RAINBOW STE. 2YS
LAS VEGAS NV
City State Zip

Vehicle 2007 CHEVROLET C3500 SILVERADO W/HR
Year Make Body Color

Vehicle License 477 UHA NV 08
Number State Year

Respondent DELEK CORNEIL AND/OR SIN CITY METRO

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACOINS: TOWING

1. Violation CPCN REQUIRED 706.386 ☒ NRS / NAC ☐ CFR ☐ Other

To wit: RESPONDENT DID PROVIDE TOW WITHIN THE STATE OF NEVADA WITHOUT THE PROPER AUTHORITY

2. Violation UNLAWFUL ADVERTISING 706.758 ☒ NRS / NAC ☐ CFR ☐ Other

To wit: RESPONDENT DID UNLAWFULLY ADVERTISE

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 PRINTED Name	Officer / Complainant's Signature	P No.	Date
<u>D. S. HATCH</u>	<u>[Signature]</u>	<u>3028</u>	<u>2/7/08</u>

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:

☒ 2290 S. Jones, Suite 110, Las Vegas, Nevada 89146

☐ 1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502

on the 5th day of MARCH, 20 08, at 1:30 P.M.

Signature Delek Corneil

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



BEFORE THE NEVADA TRANSPORTATION AUTHORITY



In Re Citation Number 13872 issued to Derek
Cornell and/or Sin City Metro Towing for violations
of NRS 706.386 and NRS 706.758.

) Citation No. 13872
)
)
)

At a general session of the Nevada Transportation
Authority held on April 17, 2008.

PRESENT: Chairman Andrew J. MacKay
Commissioner Michael J. Kloberdanz
Commissioner Monica B Metz

ORDER

On March 5, 2008, a hearing on the above-captioned matter was held before Commissioner Monica B Metz, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Derek Cornell, 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 stipulated and agreed as follows:

1. To amend the Investigation Report for Citation No. 13872 by adding the Respondent's prototype business card as an additional exhibit;
2. To the admission of Citation No. 13872 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 no certificate of public convenience and necessity had been issued by the Authority authorizing the operations or advertising undertaken by the Respondent in this matter;
4. That the Respondent's actions constituted one violation of NRS 706.386 and one violation of NRS 706.758 as alleged;
5. To a fine in the amount of \$2,500.00 for the NRS 706.386 violation with \$2,000.00 suspended for a period of one year pending no further violations of NRS 706 and timely payment of the fine amount;
6. To a fine in the amount of \$1,000.00 for the NRS 706.758 violation with \$1,000.00 suspended for a period of one year pending no further violations of NRS 706 and disconnection of the phone numbers used in the unlawful advertisement, (702) 399-9497 and (702) 399-9739, within five (5) days of receipt of the Authority's final Order in this matter; 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.

Authority Staff explained that the agreed amounts of the fines were based on the Respondent's knowledge of the requirements to obtain a CPCN based on his prior employment with a certificated tow carrier in the State of Nevada. High amounts of the fines were agreed to be suspended, however, based on the Respondent's provision of helpful information to NTA Enforcement Staff.

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 NRS 706.386, related to operating as a fully regulated carrier without authority, and for one violation of NRS 706.758, related to the unlawful advertisement of the services of a fully regulated carrier.

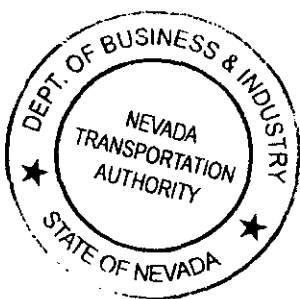
ORDER

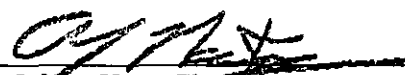
IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint No. 13872, issued to Derek Cornell and/or Sin City Metro Towing for violations of NRS 706.386 and NRS 706.758, is hereby **AFFIRMED**;
2. That the *total* fine for Citation Number 13872 shall be in the amount of Three Thousand Five Hundred Dollars and Zero Cents (\$3,500.00), with Two Thousand Dollars and Zero Cents (\$2,000.00) of said fine to be suspended for a period of one year pending no further violations of NRS 706 and timely payment of the fine amount, and with One Thousand Dollars and Zero Cents (\$1,000.00) of said fine to be suspended for a period of one year pending no further NRS 706 violations, timely payment of the fine amount, and the Respondent voluntarily disconnecting telephone numbers (702) 399-9497 and (702) 399-9739 and as ordered in paragraph 5 hereinbelow within five (5) days of receipt of this Order;
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 **CEASE AND DESIST** unlawful advertising;
5. That, in addition to the fines imposed, the Respondent is further ordered as to the telephone numbers appearing in the unlawful advertising, (702) 399-9497 and (702) 399-9739, pursuant to NRS 706.758 as follows:
 - a. **Respondent shall cause the telephone numbers included in the advertising to be disconnected within five (5) days of receipt of this Order;**
 - b. Respondent shall not forward calls from the numbers appearing in the unlawful advertising to any other telephone or pager number;

6. If Respondent fails to comply with ordering paragraph 5 hereinabove within five (5) days of the date of receipt of this Order, the Authority will order the appropriate provider of telephone service to disconnect the telephone numbers included in the unlawful advertising; and
7. That the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

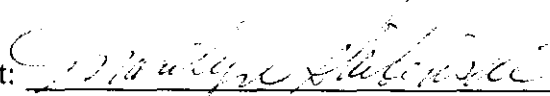
By the Authority,

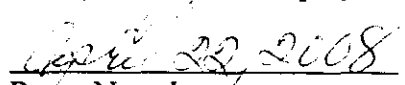



Andrew J. MacKay, Chairman


Michael J. Klobendanz, Commissioner


Monica B. Metz, Commissioner

Attest: 
Marilyn Skibinski, Deputy Commissioner

Dated: 
Reno, Nevada

JIM GIBBONS
Governor

STATE OF NEVADA

ANDREW J. MACKAY
Chairman

MENDY K. ELLIOTT
Director
Business and Industry



MICHAEL J. KLOBERDANZ
Commissioner

MONICA B. METZ
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

1755 E. Plumb Lane, Suite 216
Reno, Nevada 89502
(775) 688-2800 • Fax (775) 688-2802
Website: www.nta.nv.gov

April 22, 2008

Derek Jason Cornell &/Or
Sin City Metro Towing
3630 Basin St
N Las Vegas NV 89030

Dear Derek Jason Cornell &/Or Sin City Metro Towing:

On April 17, 2008, you were fined \$3,500.00 by the State of Nevada Transportation Authority (NTA) for citation number 13872 for a violation of NRS or NAC 706. \$3,000.00 of that amount is being held in abeyance pursuant to the conditions as set forth in the attached order. Please mail or hand-deliver your payment of \$500.00 to arrive at our office not later than May 12, 2008.

Payment must be presented in the form of cash, check or money order. Cash payments must be made in person at our office located at 2290 So Jones, Suite 110, Las Vegas between the hours of 8:00 am and 5:00 pm, Monday through Friday.

Should you wish to discuss your debt, please contact me at (775) 688-2800, at your earliest convenience.

Sincere Regards,


Marilyn Skibinski
Deputy Commissioner

By First Class Mail and Certified Mail # 7099 3220 0010 2498 7885



JIM GIBBONS
Governor

STATE OF NEVADA

ANDREW J. MACKAY
Chairman

MENDY K. ELLIOTT
Director
Business and Industry



MICHAEL J. KLOBERDANZ
Commissioner

MONICA B. METZ
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

2290 S. Jones Boulevard, Suite 110
Las Vegas, Nevada 89146
(702) 486-3303 • Fax (702) 486-2590
Website: www.nta.nv.gov

PAYMENT PLAN

May 6, 2008

Derek Jason Cornell &/Or
Sin City Metro Towing
3630 Basin St
N Las Vegas NV 89030

Dear Derek Jason Cornell &/Or Sin City Metro Towing:

On April 17, 2008, you were fined \$3,500.00 by the State of Nevada Transportation Authority (NTA) for citation number 13872 for a violation of NRS or NAC 706 and whereas \$3,000.00 of that amount is being held in abeyance pursuant to the conditions set forth in the order of the Authority.

You have requested and been approved for a payment plan to satisfy this debt of \$500.00 to the State of Nevada. You are to make a payment of \$100.00 by May 15, 2008 and four equal payments, thereafter, of \$100.00 by May 29, June 12 & 26 and July 10, 2008. Failure to meet these terms will result in the entire balance becoming immediately due and in the debt being turned over for collection without any further negotiations. Let this also be a reminder that part of the condition for the abeyance amount held is prompt payment of the fine and if any of the conditions are not complied with, the amount held in abeyance will also become due and payable.

Payment must be presented in the form of cash, money order, or check. Cash payment must be made in person at our office located at 2290 S. Jones, Suite 110 in Las Vegas between the hours of 8:00 am and 5:00 pm, Monday through Friday.

Should you wish to discuss this matter please contact me at (702) 486-3303, extension 401.

Sincerely,

A handwritten signature in black ink, appearing to read "Ron Delgado".

Ron Delgado
Management Analyst II

Ron Delgado

From: Michael Bradford
Sent: Monday, May 12, 2008 10:41 AM
To: Ron Delgado
Subject: April Agenda Special Abeyances

The following citations have complied with their ordered abeyances including disconnecting telephone numbers and removing advertisements.

Citation #s

13984
13814
13929
13954
13544
13850
13872
13977
14001

Also citation # 14008, which I do not think came to agenda yet.

Mike Bradford

STATE OF NEVADA
DEPARTMENTS OF BUSINESS AND INDUSTRY
TRANSPORTATION SERVICES AUTHORITY
2290 S. Jones Boulevard, Suite 110
Las Vegas, Nevada 89146

LV 5798

RECEIPT

RECEIVED FROM:

Date

Amount:

11.12

and

100 dollars

How Paid:	Cash X	Check	Money Order	Draft
-----------	-----------	-------	-------------	-------

Type of Receipt:	Filing Fee	Taxi/Tow	Van Pool	Impound	Citation X	Warehouse	Copy Fee	Other
------------------	------------	----------	----------	---------	---------------	-----------	----------	-------

	Paid In Full	On Account
Account:		
Amount of Account	\$	
Amount Paid	\$	11.12
Balance Due	\$	

MEMO

Received by



JIM GIBBONS
Governor
DIANNE CORNWALL
Director
Business and Industry

STATE OF NEVADA



13872
ANDREW J. MACKAY
Chairman
MICHAEL J. KLOBERDANZ
Commissioner
MONICA METZ
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

2290 S. Jones Boulevard, Suite 110
Las Vegas, Nevada 89146
(702) 486-3303 • Fax (702) 486-2590
Website: www.nta.nv.gov

FINAL NOTICE

December 15, 2008

Derek Jason Cornell &/Or
Sin City Metro Towing
3630 Basin St
N Las Vegas NV 89030

Dear Derek Jason Cornell &/Or Sin City Metro Towing:

This office, the State of Nevada, Department of Business and Industry, Nevada Transportation Authority (NTA), issued citation number 13872 and levied a fine in the amount of \$3,500.00 against you pursuant to Chapter 706 of the Nevada Revised Statutes/Nevada Administrative Code and whereas \$3,000.00 of said fine was held in abeyance pursuant to the conditions set forth in the order of the Authority.

Our letter dated May 6, 2008 confirmed that a payment plan was arranged per your request. As of this date we have received only \$100.00 from you and since you failed to comply with the payment plan agreement, the outstanding balance of \$400.00 is now due in full. This letter will serve as final demand that you pay the sum of \$400.00 to the NTA within twenty (20) days from the date of this letter. Please make your check or money order payable to the Nevada Transportation Authority and mail it to the address listed above.

If you fail to pay the amount due as set forth in this letter within twenty (20) days, this matter will be turned over to a collection agency for collection as allowed by NRS Chapter 353C. If this debt is turned over to collection, any amount that was held in abeyance in return for timely payment of the amount owed in this matter will become due and payable and subject to collection.

Please be aware that pursuant to NRS Chapter 353C, if this matter is turned over to a collection agency, you and your company will be required to pay collection costs and fees of up to 25 percent of the debt or \$25,000, whichever is less. In addition, information concerning your debt can be placed on the website of the State of Nevada Controller's Office for public inspection. NRS Chapter 353C allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold, including vehicle licenses and registration, hunting or fishing licenses, or certain other licenses.

Thank you for your prompt and immediate attention to this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Marilyn Skibinski".
Marilyn Skibinski
Deputy Commissioner

By First Class Mail and Certified Mail # 7099 3220 0010 2498 9698

Agenda Item#

81

Interim Approved

BEFORE THE TRANSPORTATION SERVICES AUTHORITY OF NEVADA

**Joint Petition of STRIP LIMOUSINE)
SERVICES, LLC and STRIP LIMO, LLC, for a)
Temporary Transfer of Operating Rights)
)
)
)**

DOCKET NO. 18-03017



**Petition to Extend Temporary Transfer of Operating Rights
And Request for an Interim Order
(Second Request)**

Joint Petitioners, by and through Attorney, Brent Carson, hereby move the Nevada Transportation Authority (NTA) for an extension of Temporary Transfer of Operating Rights previously granted by this Authority.

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:**

STRIP LIMO, LLC is currently operating CPCN 1131 under a temporary transfer of operating authority. See Ex. 1, CPCN.

The Joint Petitioners have previously submitted and were granted an extension of this time period. Since the granting of the first request, Petitioners have submitted an application for sale and transfer with the NTA. This request is made to allow Strip Limo, LLC to continue to operate while the applications is pending approval.

As the NTA is well aware, well regulated and safe transportation in Las Vegas is a necessity, even now, more than ever.

**II.
AUTHORITY:**

NAC 706.359 states in part: Temporary transfer of operating rights

1. 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)


As stated in the regulation, the parties hereto have determined to move forward into “a permanent transaction of sale and purchase of the rights.”

III. **CONCLUSION:**

Wherefore, based upon the foregoing, Joint Petitioners respectfully request an additional 9 month extension of the temporary transfer rights so that the final sale and transfer can be completed.

DATED this 10 day of August, 2021

ATTORNEY BRENT CARSON, LLC.


BRENT A. CARSON
Nevada Bar No. 5903
7935 W. Sahara Ave., Suite 101
Las Vegas, Nevada 89117
Counsel for Petitioners

INTERIM ORDER

Wherefore, based upon the foregoing, and good cause appearing, the undersigned Commissioner for the Nevada Transportation Authority hereby approves the Petition and Request for an Interim Order.

DATED this 10 day of August, 2021


Commissioner, Nevada Transportation Authority



Agenda Item#

82

ORIGINAL

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AUG 05 2021

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

Nevada Transportation Authority
Las Vegas, Nevada

JOINT PETITION OF UNIVERSAL LIMOUSINE
SERVICES, LLC, and AWG AMBASSADOR, LLC
FOR A TEMPORARY TRANSFER OF
OPERATING RIGHTS

Docket No. 19-07033

*Grant the
interim
request
Dawn Sibbons
8/6/2021*

**PETITION FOR EXTENSION OF TIME FOR THE TEMPORARY TRANSFER OF
OPERATING RIGHTS, INCLUDING GAP INTERIM AUTHORITY APPROVAL**

Joint Petitioners' Universal Limousine Services, LLC, (ULS) and AWG Ambassador, LLC (AWG), by and through their attorney, James S. Kent, Esq., of James S. Kent, Ltd., hereby jointly Petition the Nevada Transportation Authority (NTA) for an Extension of the Temporary Transfer of Operating Rights pursuant to NAC 706.359, which was filed on July 29, 2019, and approved at the Agenda on August 23, 2019. Petitioners respectfully request an extension of nine (9) months. Petitioners further seek interim approval for the gap from August 23, 2021, to the date of approval of this request.

The parties are still intent on finalizing a sale and transfer, and will hopefully have that filed within the next 30-60 days. The reason for the delay has been the COVID pandemic, and ULS was waiting for services to be back closer to normal so that he could provide a more accurate picture of the financial aspects of the sale and transfer. There is no intent to delay this matter any longer than necessary. This is Petitioners' first request for an extension.

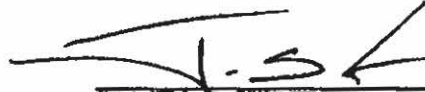
ULS and AWG both continue to be certificated carriers in good standing with the NTA. Both are currently providing continuous transportation services to numerous individuals in Las Vegas and the State of Nevada. The benefits to the traveling public that these companies provide are unquestioned, especially in light of other carriers and TNC services being limited. The Authority has already determined that both of these companies meet the statutory requirements to operate in our State, and that they have qualified, and were approved for, the temporary transfer of the operating rights. .

NAC 706.359(3) limits temporary transfers to a period of 2 years, "[u]nless unusual circumstances are involved . . ." Petitioners cite that COVID certainly, and unfortunately, constitutes an unusual circumstance to justify this extension. Hoping that there is not a repeat of 2020, Petitioners plan and expect to have the sale and transfer completed within the extension time requested.

1 Wherefore, Petitioners respectfully request an extension of nine (9) months for their Temporary
2 Transfer of Operating Rights. Petitioners further seek interim approval for the gap from August 23, 2021,
3 to the date of approval of this request.

4 DATED this 5th day of August, 2021.

5 JAMES S. KENT, LTD.

6 

7 JAMES S. KENT
8 Nevada Bar No. 5034
9 9480 S. Eastern Ave., #228
10 Las Vegas, NV 89123
11 Counsel for Universal Limousine Services, LLC
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RECEIVED
AUG 19 2021
Nevada Transportation Authority
Las Vegas, Nevada

1 JTB Americas, Ltd. More specifically, JTB Americas as the parent company of Lassen Tours and
2 SPTNV seek retroactive approval of an internal transfer of interest whereby JTB Americas will be
3 recognized as the sole shareholder of Sunrise Plaza. See, NAC 706.1375.

4 Shortly thereafter, on November 30, 2020, Applicants Jack and Judy Swen (Sellers) and
5 JTB USA, Inc. (Buyer) filed a joint ex post facto application with the NTA requesting authority for
6 the Sellers to sell and transfer and Buyer to purchase and acquire 30% of the stock of Lassen Tour
7 and Travel, Inc. ("Lassen"). Lassen is the 100% owner of SPTNV, a common motor carrier
8 authorized to provide transportation services within the State of Nevada under Certificate of Public
9 Convenience and Necessity ("CPCN") 2028. Said application was designated as Docket 20-11020.
10

11 On or about March 19, 2021, SPTNV and JTB Americas filed amendments to the subject
12 Application (Docket 20-11021) in response to the retirement of Mr. Gido Kido, and the
13 corresponding appointment of Mr. Shigeyuki Suzuki as the Chairman of the Board of JTB
14 Americas. Thereafter, Mr. Suzuki was instructed to submit his fingerprints to the Nevada Dept. of
15 Public Safety as part of the background investigation. To date, this aspect of the background
16 investigation has not been completed¹.
17

18 In addition to Mr. Suzuki's background investigation the NTA has yet to complete the
19 required Compliance Investigations for the respective Dockets. This is due, in part, to the complex
20 nature of JTB's corporate structure coupled with the fact that since March 2020, Sunrise Plaza has
21 been under a temporary discontinuance of services. Recognizing that a critical component of the
22 application process is the Compliance investigation, which has not been completed, SPTNV
23 respectfully submits this Motion requesting the Authority's consideration of the subject
24 Applications.
25

26 ¹ Mr. Suzuki has submitted his fingerprint to DPS however the prints have been deemed to be "unreadable." As such
27 Mr. Suzuki plans to submit a new set of fingerprints.
28

1 In support of the request set forth herein, SPTNV and the related Applicants submit that the
2 public interest as well as the safety of the traveling public will not be negatively impacted should
3 the Authority approve the Applications. Primarily, because SPTNV remains under temporary
4 discontinuance of service and will not be authorized to return to service until an operational
5 inspection has been completed. Thereby, allowing NTA Staff to complete the requisite
6 Compliance Investigation.

7
8 Additionally, Applicant's note the fact that the approvals sought are *ex post facto* in that
9 both transactions have previously occurred. Thus, the intent of both Applications is to request
10 recognition of an internal transfer/restructuring of the JTB corporation. As such, there are no
11 material changes to SPTNV's operations as a common motor carrier.

12 For the reasons set forth herein, Applicant's request the Authority's consideration and
13 approval of these Applications and agree to the not resume transportation services in Nevada until
14 the Compliance Investigation has been completed and no areas of concern having been identified.
15

16 II. 17 CONCLUSION

18 Based on the arguments set forth herein Applicant's respectfully request the NTA's
19 consideration and approval of the Joint Applications to Sale and Transfer CPCN 2028 otherwise
20 referred to as Dockets 20-11020 and 20-11021.

21 DATED this 18th day of August, 2021.

22 COOPER LEVENSON, P.A.

23 /s/Kimberly Maxson-Rushton

24 Kimberly Maxson-Rushton, Esq.
25 Nevada Bar No. 5065
26 3016 W. Charleston Boulevard, #195
27 Las Vegas, NV 89102
28

1
2 **CERTIFICATE OF SERVICE**

3 I HEREBY CERTIFY that on the 18th day of August, 2021, I did deposit for mailing in the
4 United States mail at Las Vegas, Nevada, a true and correct copy of the above and foregoing
5 MOTION REQUESTING CONSIDERATION OF DOCKETS 20-11020 and 20-11021 in a sealed
6 envelope with first class postage fully prepaid thereon, addressed to:
7

8
9 Louis Csoka, Deputy Attorney General
10 Office of the Attorney General
11 555 E. Washington Ave., Suite 390
12 Las Vegas, NV 89101

13 /s/Theresa Rutkowski
14 An employee of COOPER LEVENSON
15
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26 #6519477.1
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Agenda Item#

83

Item #83

Docket

20-11020

Will be heard in conjunction
with Item #84

Docket 20-11021

Agenda Item#

84

**Sunrise Plaza Transportation of Nevada, Inc.
Sale and Transfer Applications
Dockets 20-11020 and 20-11021
August 26, 2021 General Session**

Application Summary:

Lassen Tour and Travel, Inc. (“Lassen”) is the parent company of Sunrise Plaza Transportation of Nevada, Inc. d/b/a Lassen Tours (“Sunrise”). Sunrise operates CPCN 2028, Sub 3 with the following authorities: charter bus service, airport transfer service, scenic tour service, and special service with no fleet size restrictions. ([Attachment A](#))

On November 23, 2020, Lassen’s shareholders filed two joint, sale and transfer applications:

- 1) An ex post facto stock transfer of 30% of the stock of Lassen from Jack and Judy Swen (30% shareholders of Lassen) to JTB USA, Inc. (70% shareholder of Lassen), resulting in JTB USA, Inc. being the sole shareholder of Lassen. Lassen is the sole shareholder of Sunrise. This requires retroactive approval. (Docket 20-11020)
- 2) An ex post facto stock transfer of 100% of the stock of Sunrise from Lassen to JTB Americas, LTD resulting in JTB Americas, LTD being the sole shareholder of Sunrise. (Docket 20-11021)

Sunrise has been on a temporary discontinuance since March 30, 2020 due to the COVID-19 pandemic. Staff’s policy is to not schedule a sale and transfer application on an agenda if the carrier is not operating. On June 14, 2021, Kimberly Maxson-Rushton, Esq., filed a Motion for the Authority to waive said policy. The Motion was granted on June 21, 2021 by the hearing officer.

As of this writing, August 18, 2021, the background reports for dockets 20-11020 and 20-11021 remain incomplete. On August 18, 2021, Kimberly Maxson-Rushton, Esq., filed a Motion Requesting Consideration of Applications to have the applications heard at the August 26, 2021 General Session.

Staff Analysis:

Setting aside that the Applicant is under a temporary discontinuance, staff supports these applications for financial fitness only, since the background investigations are not complete as of the time of this writing, August 18, 2021.

The following procedures were performed by Staff with acceptable results and their basis to support the financial fitness of the Applicant:

- 1) The application was noticed and no petitions for leave to intervene or protests were filed.
- 2) The 5/31/2021 actual balance sheet reported an equity ratio of 94% and a current ratio of 18 to 1. The income statement for the 5 months ending 5/30/2021 reported \$0 in revenues and a net loss of \$(65,243). As stated earlier, the Applicant hasn’t operated since March of 2020 and is the factor that contributed to their net loss. ([Attachment B](#))
- 3) Capital Infusion is not required since the Applicant met the equity ratio requirement.
- 4) Tariff – The Applicant proposed no changes to the tariff.

Attachments:

- A. CPCN 2028, Sub 3
- B. Balance Sheet and Income Statement

Compliance Items in addition to those generally included in the background report:

1. Provide copies of the Applicant’s 2018 and 2019 IRS transcripts and that the reported amounts materially trace to the tax returns previously provided to staff.
2. Provide copies of cancelled and reissued stock certificates for Sunrise.

NEVADA TRANSPORTATION AUTHORITY
ORDER
and
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

Sunrise Plaza Transportation of Nevada, Inc.
d/b/a Lassen Tours

CPCN 2028, Sub 3
15-11008

The Nevada Transportation Authority ("Authority") finds that the above-named carrier has complied with this Authority's Compliance Order dated March 2, 2017, the findings of fact and conclusions of law which are hereby incorporated by this reference, and therefore is entitled to receive authority from this Authority to engage in transportation in intrastate commerce as a motor carrier.

IT IS ORDERED that the certificate of public convenience and necessity identified as CPCN 2028, Sub 2, is hereby cancelled and Sunrise Plaza Transportation of Nevada, Inc. d/b/a Lassen Tours is hereby granted this certificate of public convenience and necessity identified as CPCN 2028, Sub 3, as evidence of the authority of the holder to engage in transportation in intrastate commerce as a common carrier by motor vehicle subject to applicable statutes, rules and regulations of the Authority, and such terms, conditions and limitations as are now or may hereafter be attached to the exercise of the privileges herein granted.

IT IS FURTHER ORDERED and made a condition of this certificate that the holder shall render reasonably continuous and adequate service to the public in pursuance of the authority herein granted, and that failure to do so shall constitute sufficient grounds for suspension, modification or revocation of this certificate.

IT IS FURTHER ORDERED that nothing contained herein shall be construed to be either a franchise or irrevocable and that failure to comply with rules, regulations and orders of the Authority and applicable statutory provisions shall constitute sufficient grounds for suspension or revocation of this certificate.

IT IS FURTHER ORDERED that this authority shall not be sold or transferred without the Authority's prior approval.

IT IS FURTHER ORDERED that the transportation service to be performed by said carrier shall be as specified below:

On-call irregular route transportation of passengers in charter service using buses between points and places in Nevada.

Operate as a common carrier in airport transfer service, on-call, over irregular routes via buses,

Provide scenic tours of passengers at a per capita or hourly rate.

Provide special service transportation of passengers who have acquired the exclusive use of a vehicle at a per capita rate.

IT IS FURTHER ORDERED that the Authority retains jurisdiction for the purpose of correcting any errors which may have occurred in the drafting or issuance of this Order and Certificate of Public Convenience and Necessity.

By the Authority,


Alaina Burtenshaw, Chairman

Attest: 
David Newton, Administrative Attorney

Dated: May 19, 2017
Las Vegas, Nevada



Attachment A

BALANCE SHEET (Total Company)

(8,3) Name of Carrier Business Sunrise Plaza Transportation of Nevada

MV/CPCN # 2028

(5) As of 5/31/2021

Basis of Accounting (MUST BE ACCRUAL)

ASSETS

Current Assets:

1. Cash.....	48,838.63
2. Accounts Receivable.....	258,957.43
3. Inventories.....	-
(30) 4. Prepaid Exp. & Other Current Assets (List Separate)	<u>6,119.47</u>
5. TOTAL CURRENT ASSETS	<u>313,915.53</u>

Equipment Property and Other Assets:

(31) 6. Revenue Equipment	150,960.22	
(31) 7. Less: Accumulated Depreciation	<u>(150,960.22)</u>	-
(31) 8. Other Equipment	1,199.00	
(31) 9. Less: Accumulated Depreciation	<u>(1,199.00)</u>	-
(31) 10. Buildings	-	
(31) 11. Less: Accumulated Depreciation.....	-	-
(31) 12. Leasehold Improvements	-	
(31) 13. Less: Accumulated Depreciation.....	-	-
14. TOTAL EQUIPMENT & PROPERTY.....		-
15. Land		-
(32) 16. Other Assets (At Book Value) (List Separate).....		<u>10,355.64</u>
(38) 17. TOTAL ASSETS (Line 5 + 14 + 15 + 16)		<u>324,271.17</u>

LIABILITIES and EQUITY / CAPITAL

Current Liabilities:

(33) 18. Current Portion of Long-term Debt	-
(33) 19. Current Portion of Notes Payable	-
20. Accounts Payable	10,984.71
21. Accrued Expenses	5,716.95
22. TOTAL CURRENT LIABILITIES	<u>16,701.66</u>
(34) 23. Long-Term Debt	-
(34) 24. Long-Term Notes Payable.....	-
(35) 25. Other Liabilities (List Separately)	-
26. TOTAL LIABILITIES (Line 22 + 23 + 24 + 25).....	<u>16,701.66</u>

Equity / Capital:

(36) 27. Owner/Partnership Equity (Beginning Balance)	
(36) 28. Current Net Income (Loss) - Total Company	
(36) 29. LESS: Drawings	
30. TOTAL OWNER/PARTNERSHIP EQUITY (Ending Balance) (Line 27 + 28 - 29).....	

Attachment B 1/4

OR

	31. Common and Preferred Stock		-
	32. Paid in Capital		400,000.00
	33. Treasury Stock		-
(37)	34. Retained Earnings: Beginning Balance	-27,187.00	
(37)	35. Net Income (Loss) Total Co....	-65,243.49	
(37)	36. Less: Dividends/Distributions	-	
	37. Ending Balance		(92,430.49)
	TOTAL CAPITAL (Line 31 + 32 - 33 + 37)		307,569.51
(38)	39. TOTAL LIABILITIES & EQUITY/CAPITAL		324,271.17
	(Line 26 + 30 <u>OR</u> Line 26 + 38)		

94%

B 2/4

STATEMENT OF OPERATIONS

(8,3) Name of Carrier Business Sunrise Plaza Transportation of Nevada

MV/CPCN # 2028

(5) For the 5 Months Ended 5/31/2021

Basis of Accounting MUST BE ACCRUAL

Total Company (Inter/Intra- State & Other Column 1	Nevada Intrastate Certificated Operations Column 2	Percent of Nevada Certificated to Total Column 3
---	--	--

(15,16,17)

REVENUES

(18) 1. Charter Limousine				
Sedan	\$		\$	%
Stretch				%
Livery				%
(19) 2. Per Capita (Per Person)		-	#DIV/0!	%
(20) 3. Contract (Identify)				%
(21) 4. Other Revenue (List Separately)				
Charter Bus/ Mini Bus/ Van		-	#DIV/0!	%
Guide Service		-	#DIV/0!	%
Interest Income		11.60	0	%
Rent Income		4,000.00	0	%
Gain on Fixed Assets		-	#DIV/0!	
TOTAL REVENUE.....		4,011.60	0	%

EXPENSES

(22) 5. Officers Salaries				%
6. Drivers Wages		-	#DIV/0!	%
7. Dispatch Wages.....				%
8. Management Salaries/Wages....		8,860.88	0	%
(23) 9. Other Salaries & Wages (List Separate)				%
(24) 10. Payroll Overhead		-	#DIV/0!	%
<div style="border: 1px solid black; padding: 5px; display: inline-block;"> NV INTRASTATE Certificated Only Gal. ____ Mi. ____ Gal. ____ Mi. ____ </div>				
(24) 11. Gasoline		-	#DIV/0!	%
(25) 12. Diesel				%
13. Rent or Lease – Equipment				%
14. Buildings		-	#DIV/0!	%
15. Maintenance		(95.00)	(95.00)	100 %
Depreciation – (Straight Line)				
(26) 16. Rev. Equip.		-	#DIV/0!	%
(26) 17. Other Equip.				%

B 3/4

(26)	18. Other Total				%
	19. Advertising (Telephone Directory, Internet, magazines, etc.)	-	-		%
	20. Credit Card Fees.....	-	-	#DIV/0!	%
	21. Dispatch Expense				%
	22. Referral Fees.....				%
	23. Professional Fees.....	7,917.08	7,917.08	100	%
	24. Insurance:				
	Vehicle.....	9,345.81	9,345.81	100	%
	Other	12,496.90	12,496.90	100	%
(27)	25. Operating Taxes-Not Fed. Inc. Taxes	-	-	#DIV/0!	%
	26. Licenses	(332.74)	(332.74)	100	%
	27. Federal Income Taxes	-	-	#DIV/0!	%
(28)	28. Other Oper. Exp. (Excl. Interest)	31,062.16	31,062.16	100	%
	(attach separate sheet if greater than \$500)				
	29. TOTAL OPERATING EXPENSE	69,255.09	60,394.21	87	%
	30. Interest Expense	-	-	#DIV/0!	%
	31. TOTAL EXPENSES	69,255.09	60,394.21	87	%
(29)	32. NET INCOME (LOSS)	(65,243.49)	(60,394.21)	93	%

B 4/4

Agenda Item# 84

**Additional material provided
after initial posting of
supporting material but prior to
meeting.**

RECEIVED
AUG 19 2021
Nevada Transportation Authority
Las Vegas, Nevada

1 JTB Americas, Ltd. More specifically, JTB Americas as the parent company of Lassen Tours and
2 SPTNV seek retroactive approval of an internal transfer of interest whereby JTB Americas will be
3 recognized as the sole shareholder of Sunrise Plaza. See, NAC 706.1375.

4 Shortly thereafter, on November 30, 2020, Applicants Jack and Judy Swen (Sellers) and
5 JTB USA, Inc. (Buyer) filed a joint ex post facto application with the NTA requesting authority for
6 the Sellers to sell and transfer and Buyer to purchase and acquire 30% of the stock of Lassen Tour
7 and Travel, Inc. ("Lassen"). Lassen is the 100% owner of SPTNV, a common motor carrier
8 authorized to provide transportation services within the State of Nevada under Certificate of Public
9 Convenience and Necessity ("CPCN") 2028. Said application was designated as Docket 20-11020.
10

11 On or about March 19, 2021, SPTNV and JTB Americas filed amendments to the subject
12 Application (Docket 20-11021) in response to the retirement of Mr. Gido Kido, and the
13 corresponding appointment of Mr. Shigeyuki Suzuki as the Chairman of the Board of JTB
14 Americas. Thereafter, Mr. Suzuki was instructed to submit his fingerprints to the Nevada Dept. of
15 Public Safety as part of the background investigation. To date, this aspect of the background
16 investigation has not been completed¹.
17

18 In addition to Mr. Suzuki's background investigation the NTA has yet to complete the
19 required Compliance Investigations for the respective Dockets. This is due, in part, to the complex
20 nature of JTB's corporate structure coupled with the fact that since March 2020, Sunrise Plaza has
21 been under a temporary discontinuance of services. Recognizing that a critical component of the
22 application process is the Compliance investigation, which has not been completed, SPTNV
23 respectfully submits this Motion requesting the Authority's consideration of the subject
24 Applications.
25

26 ¹ Mr. Suzuki has submitted his fingerprint to DPS however the prints have been deemed to be "unreadable." As such
27 Mr. Suzuki plans to submit a new set of fingerprints.
28

1 In support of the request set forth herein, SPTNV and the related Applicants submit that the
2 public interest as well as the safety of the traveling public will not be negatively impacted should
3 the Authority approve the Applications. Primarily, because SPTNV remains under temporary
4 discontinuance of service and will not be authorized to return to service until an operational
5 inspection has been completed. Thereby, allowing NTA Staff to complete the requisite
6 Compliance Investigation.

7
8 Additionally, Applicant's note the fact that the approvals sought are *ex post facto* in that
9 both transactions have previously occurred. Thus, the intent of both Applications is to request
10 recognition of an internal transfer/restructuring of the JTB corporation. As such, there are no
11 material changes to SPTNV's operations as a common motor carrier.

12 For the reasons set forth herein, Applicant's request the Authority's consideration and
13 approval of these Applications and agree to the not resume transportation services in Nevada until
14 the Compliance Investigation has been completed and no areas of concern having been identified.
15

16 II. 17 CONCLUSION

18 Based on the arguments set forth herein Applicant's respectfully request the NTA's
19 consideration and approval of the Joint Applications to Sale and Transfer CPCN 2028 otherwise
20 referred to as Dockets 20-11020 and 20-11021.

21 DATED this 18th day of August, 2021.

22 COOPER LEVENSON, P.A.

23 /s/Kimberly Maxson-Rushton

24 _____
25 Kimberly Maxson-Rushton, Esq.
26 Nevada Bar No. 5065
27 3016 W. Charleston Boulevard, #195
28 Las Vegas, NV 89102

1
2 **CERTIFICATE OF SERVICE**

3 I HEREBY CERTIFY that on the 18th day of August, 2021, I did deposit for mailing in the
4 United States mail at Las Vegas, Nevada, a true and correct copy of the above and foregoing
5 MOTION REQUESTING CONSIDERATION OF DOCKETS 20-11020 and 20-11021 in a sealed
6 envelope with first class postage fully prepaid thereon, addressed to:
7

8
9 Louis Csoka, Deputy Attorney General
10 Office of the Attorney General
11 555 E. Washington Ave., Suite 390
12 Las Vegas, NV 89101

13 /s/Theresa Rutkowski
14 An employee of COOPER LEVENSON
15
16
17
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25

26 #6519477.1
27
28

Agenda Item#

85

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: The Order to Show Cause issued to LV QUIK)
TOW, as to why Certificate of Public Convenience and) Docket 20-02019
Necessity 7202.2 should not be revoked.)
_____)

ORDER REGARDING ORDER TO SHOW CAUSE

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

1. The final order regarding citations 21319, 21320, 21321, 21547, 21727, 21728, 21853, 21953, 21954, 21955, 21960, 21962, and 21963 was approved by the Authority at the January 31, 2020 agenda meeting of the NTA, resulting in the finding of violations of; NAC 706.427 (1 count), NAC 706.4275 (6 counts), NAC 706.3975 (1 count), NRS 706.4477 (2 counts); NAC 706.420 (3 counts), and NAC 706.194 (1 count) The cited party, LV Quik Tow, was present. At that time, the matter of fines and remedies, up to and including suspension or revocation of the CPCN at issue, were held for and Order to Show Cause Hearing.
2. Commissioner David Newton, in his capacity as Hearing Officer in the matter, convened the Order to Show Cause Hearing on April 28, 2021. At the hearing, Authority Staff was represented by Louis Csoka, Deputy Attorney General. LV Quik Tow was represented by Brent Carson, Esq., and Bryan Naddafi, Esq. LV Quik Tow filed a corrective action plan pursuant to NRS 233B.127(3) outlining a plan to hire a general manager with 17 years of experience in the non-consent towing industry, a new process for approving non-consent tows, and to submit to two unannounced operational inspections in the next two years. The State recommended revocation of the CPCN.
3. Commissioner Newton noted that LV QUIK TOW, in addition to the hiring outlined above had refunded approximately \$1,600 in improper tow charges and returned several vehicles to their registered owners. Commissioner Newton further noted that the company had received no citations since March, 2020.

4. Based on the above, Commissioner Newton recommends the following as remedies in the instant matter:

- A. That CPCN 7202 not be revoked;
- B. A \$10,000/ fine with \$5,000 suspended for two years limited to violations of NRS 706.4477 and NAC 706.4275;
- C. A 30 day suspension suspended for 2 years based on no violations of NRS 706.4477 or NAC 706.4275; and
- D. Up to three unannounced operational inspections within two years from the date this order approved.:

...

...

...

IT IS THEREFORE ORDERED, upon review and for good cause shown, that the remedies outlined in the above matter are **HEREBY APPROVED**.

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

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#

86

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: The Order to Show Cause issued to Hoag, LLC)
d/b/a Amore Transportation as to why Certificate of) Docket 21-06044
Public Convenience and Necessity 1141 should not be)
revoked.)
_____)

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 November 5, 2019, CPCN 1141 was issued to Hoag, LLC d/b/a Amore Transportation, a carrier authorized to provide charter limousine service.
2. That on September 3, 2020, Duane Staley, Owner, filed a request to temporarily discontinue services under CPCN 1141 for the period September 4, 2020 through March 3, 2021 under docket 20-09003. The request was granted by the Authority at the October 15, 2020 General session.
3. That 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.
5. That on April 14, 2021, a hearing was held regarding Citations 21966, 22185, 22186 and 22187. That Respondent failed to appear at the time and place set for hearing and failed to request a continuance of the matter.
6. The Hearing Officer found that fines alone would be an inadequate remedy and based on the status of this carrier, the Hearing Officer recommended an Order to Show Cause be scheduled.

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///

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NOTICE

NOTICE IS HEREBY GIVEN that an Order to Show Cause hearing in this matter shall be held as follows:

THURSDAY, AUGUST 26, 2021

9:30 a.m.

Nevada Transportation Authority

Via WebEx or via telephone (see attached instructions)

(702) 486-3303

At which time Hoag, LLC d/b/a Amore Transportation, 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 1141 be revoked or suspended.

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

21-06044

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 21966, 22180, 22185, 22186	)	Citations 21966, 22180, 22185,
and 22187 issued to Hoag, LLC d/b/a Amore	)	22186 and 22187
Transportation for violations of NAC 706.360,)	
NRS 706.398.1A, NAC 706.2473 ref. 49 CFR)	
382.305, NAC 706.2473 ref. 49 CFR 391.21,	)	CPCN 1141
NAC 706.2473 ref. 391.31, NRS 706.398 and)	
NAC 706.2473 ref. 49 CFR 391.23.)	
)	

At a general session of the Nevada Transportation
Authority held on June 14, 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 by regular mail that the matter was set for hearing at the Las Vegas office of the Authority via Webex at 8:30 a.m. on March 24, 2021. The Respondent failed to appear. The matter was continued with the final appearance set for hearing on April 14, 2021, 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 of the April 14, 2021 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, by and through Deputy Attorney General Louis Csoka, requested that findings be entered against the Respondent for the

violations alleged in Citations 21966, 22180, 22185, 22186 and 22187 and that fines be imposed for said violations.

Commissioner David Newton, serving in his capacity as Hearing Officer for the Authority, considered the allegations and assertions contained in Citations 21966, 22180, 22185, 22186 and 22187 and the related Investigation Reports (marked as State's Exhibit 1 and incorporated herein by reference) and entered findings against the Respondent for violations of NAC 706.360, related to failure to submit COVID reopening plan, NRS 706.398.1A, related to failure to file a 2019 annual report as required, NAC 706.2473 ref. 49 CFR 382.305, related to failure to enroll in a random drug testing consortium, NAC 706.2473 ref. 49 CFR 391.21, related to failure to provide original employment application for driver, NAC 706.2473 ref. 391.31, related to failure to conduct road test on driver without a commercial drivers license, NRS 706.398 related to revocation or suspension of certificate and NAC 706.2473 ref. 49 CFR 391.23, related to failure to conduct inquiry to previous employer within 30 days of hire.

DISCUSSION

The Hearing Officer found that fines alone would be an inadequate remedy and based on the status of this carrier, the Hearing Officer recommends an Order to Show Cause be scheduled.

IT IS THEREFORE ORDERED:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21966, 22180, 22185, 22186 and 22187, issued to Hoag, LLC d/b/a Amore Transportation for violations of NAC 706.360, NRS 706.398.1A, NAC 706.2473 ref. 49 CFR 382.305, NAC 706.2473 ref. 49 CFR 391.21, NAC 706.2473 ref. 391.31, NRS 706.398 and NAC 706.2473 ref. 49 CFR 391.23, is hereby AFFIRMED;
2. That an Order to Show Cause Hearing be scheduled; 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.

3922
STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
TRANSPORTATION AUTHORITY
400 Sahara Avenue, Suite 200
Las Vegas, Nevada 89102



7018 1830 0000 2246 7247

Hasler FIRST-CLASS MAIL
07/02/2021
US POSTAGE \$006.96



ZIP 89101
011E12650516

RECEIVED

7/10 AUG 05 2021

Nevada Transportation Authority
Las Vegas, Nevada

HOAG LLC
d/b/a AMORE TRANSPORTATION
1579 EAST
ST GEORGE

NIXIE 841 DE 1320 0008/03/21

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

22 DDDENNE UNC
89102>3211

BC: 89102321150 *2389-02243-03-25



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY																	
<ul style="list-style-type: none">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.		<p>A. Signature X</p> <p>B. Received by (Printed Name) Nevada Transportation Authority Las Vegas, Nevada</p> <p>C. Date of Delivery 21-06044</p>																	
<p>1. Article Addressed to:</p> <p>HOAG LLC d/b/a AMORE TRANSPORTATION 1579 EAST 3850 SOUTH UNIT 6 ST GEORGE UT 94790</p>		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If Yes, enter delivery address below: <input type="checkbox"/> No</p>																	
<p>2. Article Number (Transfer from service label)</p> <p>7018 1830 0000 2246 7247</p>		<p>3. Service Type</p> <table border="0"><tr><td><input type="checkbox"/> Adult Signature</td><td><input type="checkbox"/> Priority Mail Express®</td></tr><tr><td><input type="checkbox"/> Adult Signature Restricted Delivery</td><td><input type="checkbox"/> Registered Mail™</td></tr><tr><td><input checked="" type="checkbox"/> Certified Mail®</td><td><input type="checkbox"/> Registered Mail Restricted Delivery</td></tr><tr><td><input type="checkbox"/> Certified Mail Restricted Delivery</td><td><input type="checkbox"/> Return Receipt for Merchandise</td></tr><tr><td><input type="checkbox"/> Collect on Delivery</td><td><input type="checkbox"/> Signature Confirmation™</td></tr><tr><td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td><td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td></tr><tr><td><input type="checkbox"/> Insured Mail</td><td></td></tr><tr><td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td><td></td></tr></table>		<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®																		
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™																		
<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery																		
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<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™																		
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<input type="checkbox"/> Insured Mail																			
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)																			
<p>9590 9402 5713 9346 5164 04</p>																			

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: The Order to Show Cause issued to Hoag, LLC)
d/b/a Amore Transportation as to why Certificate of)
Public Convenience and Necessity 1141 should not be)
revoked.)

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 November 5, 2019, CPCN 1141 was issued to Hoag, LLC d/b/a Amore Transportation, a carrier authorized to provide charter limousine service.
2. That on September 3, 2020, Duane Staley, Owner, filed a request to temporarily discontinue services under CPCN 1141 for the period September 4, 2020 through March 3, 2021 under docket 20-09003. The request was granted by the Authority at the October 15, 2020 General session.
3. That 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.
5. That on April 14, 2021, a hearing was held regarding Citations 21966, 22185, 22186 and 22187. That Respondent failed to appear at the time and place set for hearing and failed to request a continuance of the matter.
6. The Hearing Officer found that fines alone would be an inadequate remedy and based on the status of this carrier, the Hearing Officer recommended an Order to Show Cause be scheduled.

///

///

///

NOTICE

NOTICE IS HEREBY GIVEN that an Order to Show Cause hearing in this matter shall be held as follows:

THURSDAY, AUGUST 26, 2021

9:30 a.m.

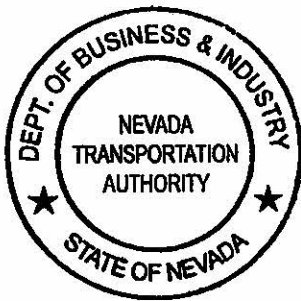
Nevada Transportation Authority

Via WebEx or via telephone (see attached instructions)

(702) 486-3303

At which time Hoag, LLC d/b/a Amore Transportation, 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 1141 be revoked or suspended.



By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

George Assad

George Assad, Commissioner

Attest: *Jennifer De Rose*
Jennifer De Rose, Deputy Commissioner

Dated: 7-1-2021
Las Vegas, Nevada



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 August 26, 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: **146 049 8678**

The next screen will ask for a password. Type in the following: **GWvSsUQp445**

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: **146 049 8678**

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.

From: [Hope DiBartolomeo](#)
To: [Rene Revens](#)
Cc: [Ron Delgado](#); [Jennifer DeRose](#)
Subject: Unpaid Fines Request for Order to Show Cause - CPCN1141 Hoag LLC dba Amore Transportation Cite# 21769
Date: Tuesday, April 6, 2021 11:01:00 AM
Attachments: [21769 Debt Summary Backup.pdf](#)
Importance: High

Good morning,

The following carrier reached a final collection attempt and are considered not responsive to final attempts to collect outstanding fines prior to proceeding to debt collection action. Please review the debt summary provided below and advise what else may be needed to proceed with processing an Order to Show Cause.

Hoag LLC dba Amore Transportation, Citation #21769 Debt Summary:

- Citation 21769 was issued to Hoag LLC dba Amore Transportation via certified mail on 07/14/2020 by Karen Rayson for violations of NRS/NAC. The hearing date indicated To be determined due to COVID19 processing.
- A Notice of Hearing was sent on 08/21/2020 for hearing date of 09/02/2020 at 8:30am. Duane Staley (Owner) was present.
- On 09/03/2020 Hoag LLC dba Amore Transportation filed for Temporary Discontinuance of Services due to COVID19.
- The October 15, 2020 GSM Order and corresponding debt letter for Citation 21769 were sent on 10/26/2020 with payment to be received by the 11/17/2020 deadline. No payment was received by said deadline.
- A final debt letter for Citation 21769 were sent on 11/19/2020 with payment to be received by the 12/07/2020 deadline. No payment was received by said deadline.
- On 12/10/2019 MAIL Hope DiBartolomeo attempted a final courtesy email regarding past due account status to Duane Staley. A response was received indicating "We have put our CPCN on temporary suspension. We are not actively operating in Las Vegas at this time".
- Mr. Staley was informed: "Unfortunately, the processing for collection of fees for the administrative fines issued are not placed on hold if/when a temporary discontinuance is filed/approved. With that being said, we will need to receive a payment in full, a request for payment plan with submission of initial payment or you may submit a request for extension to pay provided sufficient justification for delay is provided for consideration. Please reply to indicate how you intend to proceed no later than Friday 12/18/2020.". No additional reply or payment was received by said deadline.
- On 12/22/2020 compliance staff was notified on the carriers failure to comply and requested contact from the carrier (see chain below). No response(s) have been received.
- To date, I have received no communication or payment from the carrier regarding their citation debt.

Sincerely,

Hope DiBartolomeo, Management Analyst

Phone: (702) 486-3303 | Direct: (702) 486-6533 | Fax: (702) 486-2590 | E: hdibart@nta.nv.gov



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: Hope Dibartolomeo

Sent: Tuesday, December 22, 2020 9:43 AM

To: Howard Woods <hwoods@nta.nv.gov>

Cc: Rene Revens <rmichels@nta.nv.gov>

Subject: RE: NTA Citation 21769 PAST DUE -- ACTION NECESSARY

Thank you!

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: Howard Woods <hwoods@nta.nv.gov>

Sent: Tuesday, December 22, 2020 9:38 AM

To: Hope Dibartolomeo <hdibart@nta.nv.gov>

Cc: Rene Revens <rmichels@nta.nv.gov>

Subject: RE: NTA Citation 21769 PAST DUE -- ACTION NECESSARY

Called his cell/home phone and left messages for him to contact you.

From: Hope Dibartolomeo <hdibart@nta.nv.gov>

Sent: Tuesday, December 22, 2020 9:21 AM

To: Howard Woods <hwoods@nta.nv.gov>; Rene Revens <rmichels@nta.nv.gov>

Cc: Ron Delgado <rdelgado@nta.nv.gov>; nta <nta@nta.nv.gov>

Subject: FW: NTA Citation 21769 PAST DUE -- ACTION NECESSARY

Importance: High

Good morning,

I have made final debt contact attempts with Mr. Staley of Amore Transportation who has not responded to my last request to bring his account to current status (please see email chain below).

Can you please provide a final assist in trying to get him to current status with the debt? If the carrier chooses to not pay or respond as requested below, the next step in processing will be to provide the debt summary to Rene for Order to Show Cause Processing. Please let me know if there are any questions.

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

Sent: Thursday, December 17, 2020 12:54 PM

To: Duane Staley <duane@amoretransport.com>

Cc: nta <nta@nta.nv.gov>; Ron Delgado <rdelgado@nta.nv.gov>

Subject: RE: NTA Citation 21769 PAST DUE -- ACTION NECESSARY

Importance: High

Good afternoon Mr. Staley,

Unfortunately, the processing for collection of fees for the administrative fines issued are not placed on hold if/when a temporary discontinuance is filed/approved. With that being said, we will need to receive a payment in full, a request for payment plan with submission of initial payment or you may submit a request for extension to pay provided sufficient justification for delay is provided for consideration. Please reply to indicate how you intend to proceed no later than Friday 12/18/2020.

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: Duane Staley <duane@amoretransport.com>

Sent: Thursday, December 17, 2020 11:30 AM

To: Hope Dibartolomeo <hdibart@nta.nv.gov>

Subject: Re: NTA Citation 21769 PAST DUE -- ACTION NECESSARY

We have put our CPCN on temporary suspension. We are not actively operating in Las Vegas at this time.

Duane

Duane Staley

Amoré Transport

office (929) 35-AMORÉ

office (929) 352-6673

Serving:

UTAH; ST GEORGE, CEDAR CITY, SPRINGDALE, KANAB, BRYCE CANYON, ZION, CANYON POINT, SALT LAKE CITY, PARK CITY

NEVADA; MESQUITE, LAS VEGAS

ARIZONA; PAGE

www.amoretransport.com

duane@amoretransport.com

On Thu, Dec 10, 2020 at 2:44 PM Hope Dibartolomeo <hdibart@nta.nv.gov> wrote:

Good afternoon,

We have not yet received inquiry or payment on your NTA Citation Order which per the final communication letter was due on or before December 7, 2020. **This is a final courtesy notice to bring your account to current status by mailing your past due payment for receipt by our office**

on or before Monday 12/14/2020.

If you fail to meet the terms of the order, 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 in addition to an order being filed for you to show cause which could lead to the revocation of your certificate.

Please contact me directly if you have additional questions regarding this debt.

Sincerely,

Hope DiBartolomeo, Management Analyst

Phone: (702) 486-3303 | Direct: (702) 486-6533 | Fax: (702) 486-2590 | E: hdibart@nta.nv.gov

Transportation Authority email signature image (2)



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07/14/20 jh
EDB

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21769

STATE OF NEVADA

County of Clark City of Las Vegas

Time 8:15 a.m. Day of Tue Date 7/14/20

Location 3300 W. Sahara Ave #200 Las Vegas, NV 89102

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 Hoag, LLC MV/CPCN 1141

Company Address 1579 East 3850 South, Unit 6

St. George UT 94790

City State Zip

Vehicle Year Make Body Color

Vehicle License Number State Year

Respondent Hoag, LLC dba Amore Transport

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACOIONS:

1. Violation Insurance NRS/NAC 706.191 ☐ CFR ☐ Other

To wit: Failure to maintain Insurance

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 K. Rayson Officer/Complainant's Signature K. Rayson P No. Date

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

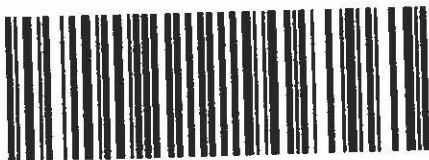
Signature Mailed Certified

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

STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
3300 W. Sahara Avenue, Suite 200
Las Vegas, Nevada 89102



7018 1830 0000 2246 6950
7018 1830 0000 2246 6950

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) <input type="checkbox"/> Return Receipt (hardcopy) \$ <input type="checkbox"/> Return Receipt (electronic) \$ <input type="checkbox"/> Certified Mail Restricted Delivery \$ <input type="checkbox"/> Adult Signature Required \$ <input type="checkbox"/> Adult Signature Restricted Delivery \$	Postmark Here
Total Postage and Fees \$	Cit 21769
Sent to Street and Apt. No., or 1 City, State, ZIP+4® HOAG LLC D/B/A AMORE TRANSPORT 1579 EAST 3850 SOUTH UNIT 6 ST GEORGE UT 94790	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:

HOAG LLC
D/B/A AMORE TRANSPORT
1579 EAST 3850 SOUTH UNIT 6
ST GEORGE UT 94790

Cit 21769



9590 9402 4545 8278 3709 04

2. Article Number (Transfer from service label)

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
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail

- ☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Return Receipt for Merchandise
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21769

STATE OF NEVADA

County of Clark City of Las Vegas
 Time 8:15 a.m. Day of Tue Date 7/14 2020
 Location 3300 W. Sahara Ave #200 Las Vegas, NV 89102

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 Hoag, LLC MV/CPCN 1141

Company Address 1579 East 3850 South, Unit 6

St George UT 94790
 City State Zip

Vehicle Year Make Body Color

Vehicle License Number State Year

Respondent Hoag, LLC dba Amore Transport

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation Insurance NRS/NAC 706.191 ☐ CFR ☐ Other

To wit: failure to maintain Insurance

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

K. Rayson [Signature] / /

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 20/, at / am / pm

Signature Mailed Certified
 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

In Re: Administrative Citation Number 21769)
issued to Hoag, LLC d/b/a Amore Transport for) Citation Number 21769
violation of NAC 706.191.)

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:
146 291 4121
3. The next screen will ask for a password. Type in the following: **gJXryjTg433**
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: **146 291 4121**
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 21769)
)
issued to Hoag, LLC d/b/a Amore Transport)

**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: Citation 21769 issued to Hoag, LLC d/b/a)	
Amore' Transport for violation of NAC 706.191.	)	Citation 21769
)	

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 September 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, Hoag, LLC d/b/a Amore' Transport was present through their Owner Duane Staley. Mr. Staley 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 21769 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 706.191 related to the failure to maintain insurance;
3. To a fine in the amount of \$100.00 for the NAC 706.191 violation with \$100.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount;
4. To a fine in the amount of \$1,200.00, the amount equal to approximately one-half of the insurance premium during the lapse; 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 706.191.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21769, issued to Hoag, LLC d/b/a Amore' Transport for violation of NAC 706.191, is hereby AFFIRMED;
2. That the *total* fine for Citation 21769 shall be in the amount of One Thousand Three Hundred Dollars and Zero Cents (\$1,300.00) with One Hundred Dollars and Zero Cents (\$100.00) of said fine amount to be suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount; and

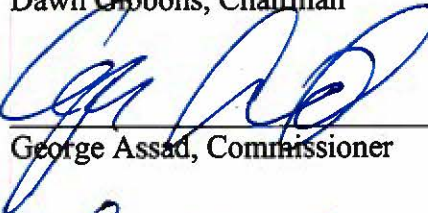
///

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:

10/26/2020

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.



DAWN GIBBONS
Chairman
GEORGE ASSAD
Commissioner
DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

HOAG LLC
D/B/A AMORE TRANSPORT
1579 EAST 3850 SOUTH UNIT 6
ST GEORGE UT 94790

SUBJECT: **ORDER OF THE AUTHORITY**

Dear HOAG LLC DBA AMORE TRANSPORT:

On October 15, 2020 you were fined \$1,300 for Citation number 21769 for a violation of NRS or NAC 706 with \$100 held in abeyance pursuant to the conditions as set forth in the attached Order.

Your payment of \$1,200 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,

A handwritten signature in blue ink that reads "Jennifer De Rose".

Jennifer De Rose, Deputy Commissioner

Dated: 10/26/2020
Las Vegas, Nevada

Enclosure



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

HOAG LLC
D/B/A AMORE TRANSPORT
1579 EAST 3850 SOUTH UNIT 6
ST GEORGE UT 94790
Via First Class Mail and Certified Mail # 70142870000184985350

SUBJECT: FINAL NOTICE

Dear HOAG LLC D/B/A AMORE TRANSPORT:

On October 15, 2020 you were fined \$1,300 for Citation number 21769 for a violation of NRS or NAC 706 with \$100 held in abeyance pursuant to the conditions as set forth in the Order. As of today's date, your payment of fine has not been received.

This letter will serve as final demand that the total amount of \$1,200 for violations as assigned above owed to the NTA be satisfied within fourteen (14) days from the date of this letter. Your payment 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 immediately, 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 leave a detailed voice message for call back during limited staffing hours with Hope DiBartolomeo at (702) 486-6533.

Sincerely,

A handwritten signature in blue ink that reads "Jennifer De Rose".

Jennifer De Rose, Deputy Commissioner

Dated: 11/18/2020
Las Vegas, Nevada

From: [Hope Dibartolomeo](#)
To: ["duane@amoretransport.com"](mailto:duane@amoretransport.com)
Cc: [Ron Delgado](#); [nta](#)
Subject: NTA Citation 21769 PAST DUE -- ACTION NECESSARY
Date: Thursday, December 10, 2020 1:44:00 PM
Attachments: [2020-10-26 \(21769\) Agenda Order & Ltr 16.pdf](#)
[2020-11-19 \(21769\) Final Ltr.pdf](#)
Importance: High

Good afternoon,

We have not yet received inquiry or payment on your NTA Citation Order which per the final communication letter was due on or before December 7, 2020. **This is a final courtesy notice to bring your account to current status by mailing your past due payment for receipt by our office on or before Monday 12/14/2020.**

If you fail to meet the terms of the order, 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 in addition to an order being filed for you to show cause which could lead to the revocation of your certificate.

Please contact me directly if you have additional questions regarding this debt.

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](#)
To: [Duane Staley](#)
Cc: [nta](#); [Ron Delgado](#)
Subject: RE: NTA Citation 21769 PAST DUE -- ACTION NECESSARY
Date: Thursday, December 17, 2020 12:53:48 PM
Importance: High

Good afternoon Mr. Staley,

Unfortunately, the processing for collection of fees for the administrative fines issued are not placed on hold if/when a temporary discontinuance is filed/approved. With that being said, we will need to receive a payment in full, a request for payment plan with submission of initial payment or you may submit a request for extension to pay provided sufficient justification for delay is provided for consideration. Please reply to indicate how you intend to proceed no later than Friday 12/18/2020.

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: Duane Staley <duane@amoretransport.com>
Sent: Thursday, December 17, 2020 11:30 AM
To: Hope Dibartolomeo <hdibart@nta.nv.gov>
Subject: Re: NTA Citation 21769 PAST DUE -- ACTION NECESSARY

We have put our CPCN on temporary suspension. We are not actively operating in Las Vegas at this time.

Duane

Duane Staley
Amoré Transport
office (929) 35-AMORÉ
office (929) 352-6673

Serving:

***UTAH; ST GEORGE, CEDAR CITY, SPRINGDALE, KANAB, BRYCE CANYON, ZION,
CANYON POINT, SALT LAKE CITY, PARK CITY
NEVADA; MESQUITE, LAS VEGAS
ARIZONA; PAGE***

www.amoretransport.com
duane@amoretransport.com

On Thu, Dec 10, 2020 at 2:44 PM Hope Dibartolomeo <hdibart@nta.nv.gov> wrote:

Good afternoon,

We have not yet received inquiry or payment on your NTA Citation Order which per the final communication letter was due on or before December 7, 2020. **This is a final courtesy notice to bring your account to current status by mailing your past due payment for receipt by our office on or before Monday 12/14/2020.**

If you fail to meet the terms of the order, 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 in addition to an order being filed for you to show cause which could lead to the revocation of your certificate.


Please contact me directly if you have additional questions regarding this debt.

Sincerely,

Hope DiBartolomeo, Management Analyst

Phone: (702) 486-3303 | Direct: (702) 486-6533 | Fax: (702) 486-2590 | E: hdibart@nta.nv.gov

Transportation Authority email signature image (2)



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Agenda Item#

87

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: The Order to Show Cause issued to Double D)
Transportation, LLC d/b/a Double D Transportation as) Docket 21-06045
to why Certificate of Public Convenience and Necessity)
2227 should not be revoked.)
_____)

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 the matter of Citation 22327 and 22328 was set for hearing on April 21, 2021. Deputy Attorney General Louis Csoka represented that Double D Transportation, LLC d/b/a Double D Transportation (“Respondent”) had been served a copy of the citations at issue on March 4, 2021, by certified mail and had failed to appear and failed to request a continuance.
2. That Commissioner George Assad, in his capacity as Hearing Officer in the matter, found that the Respondent had been properly served and that the Respondent had failed to appear.
3. The Hearing Officer found that fines alone would be an inadequate remedy and based on the status of this carrier, the Hearing Officer recommended an Order to Show Cause be scheduled.

NOTICE

NOTICE IS HEREBY GIVEN that an Order to Show Cause hearing in this matter shall be held as follows:

THURSDAY, AUGUST 26, 2021

9:30 A.m.

Nevada Transportation Authority

Via WebEx or via telephone (see attached instructions)

(702) 486-3303

At which time Double D Transportation, LLC d/b/a Double D Transportation, 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 2227 be revoked or suspended.

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

21-06045

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22327 and 22328 issued to
Double D Transportation for violations of
NAC 706.203, NAC 706.206, NRS 706.398
and NAC 706.360.

Citation 22327 and 22328

CPCN 2227

At a general session of the Nevada Transportation
Authority held on June 14, 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 via certified mail that the matter was set for hearing at the Las Vegas office of the Authority at 8:30 a.m. on March 31, 2021. The Respondent failed to appear. The matter was continued with the final appearance set for hearing on April 21, 2021, 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 of the April 21, 2021 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, by and through Deputy Attorney General Louis Csoka, requested that findings be entered against the Respondent for the violations alleged in Citations 22327 and 22328 and that fines be imposed for said violations.

Commissioner George Assad, serving in his capacity as Hearing Officer for the Authority, considered the allegations and assertions contained in Citations 22327 and 22328 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and entered findings against the Respondent for violation of NAC 706.203, related to failure to be open during regular business hours, violation of NAC 706.206, related to failure to notify Authority of corporate changes, violation of NRS 706.398 related to failure to comply with regulations of the Authority and violation of NAC 706.360, related to failure to file a Covid reopening plan with the Authority. Respondent also has two (2) stale Sale and Transfer dockets, Docket 19-09030 and 20-08023, on file with the Authority.

DISCUSSION

The Hearing Officer found that fines alone would be an inadequate remedy and based on the status of this carrier, the Hearing Officer recommends an Order to Show Cause be scheduled.

IT IS THEREFORE ORDERED:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22327 and 22328, issued to Double D Transportation for violations of NAC 706.203, NAC 706.206, NRS 706.398 and NAC 706.360, is hereby AFFIRMED;
2. That an Order to Show Cause Hearing be scheduled; 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# 88-92

Driver permits are based entirely upon each Applicant's confidential criminal background report. Therefore, there are no publicly available supporting materials for these items in print form.