

STATE OF NEVADA



DEPARTMENT OF BUSINESS AND INDUSTRY  
NEVADA TRANSPORTATION AUTHORITY

**MINUTES OF THE September 30, 2021 GENERAL SESSION**

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

**DIAL IN NUMBER: 1-844-621-3956**

**THURSDAY, SEPTEMBER 30, 2021 MEETING ACCESS CODE: 2485 198 0690**

**THURSDAY, SEPTEMBER 30, 2021 MEETING PASSWORD: kmFGidRp359**

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**

*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 Item 20 be removed from consideration and that Items 57 and 58 be taken together, that Items 59 and 60 be taken together and that Items 71 and 72 be taken together. Approved as modified 2-0*

**7. Approval of the Minutes of the August 26, 2021 Agenda Meeting**

*Approved 2-0*

**8. Briefings from the Commissioners**

*Chairman Gibbons announced the appointment of David Groover to the open Commissioner position and welcomed him to the Authority. Commissioner Assad echoed those comments.*

**9. Briefing from the Deputy Commissioner**

*Deputy Commissioner De Rose welcomed Commissioner Groover as well and thanked staff for their continuing hard work while short staffed.*

**10. Report of Legal Counsel**

*Deputy Attorney General Csoka stated the AA Towing matter has been dismissed, the Yellow Cab matter related to 706A has been dismissed, that he has filed a Motion to Dismiss in Federal Court in the Sierra West matter and that in the three open Petitions for Judicial Review, he has filed two Opposition's and one Motion to Dismiss.*

**ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS**

*Items 11 through 36, with the exception of Item 20, were considered collectively. Approved 2-0*

- 11. Citations 21447 and 23132** issued to Tanvir Nayem for violations of NAC 706.376 and NAC 706.3747.C1 (7 counts) (DG)
- 12. Citation 21485** issued to Ace World Wide Moving & Storage Co. Inc. d/b/a Ace World Wide of Nevada for violation of NAC 706.218 (DG)
- 13. Citation 21487** issued to Saul Luis Angel Yacolca-Pena for a violation of NRS 706.386 (DG)
- 14. Citation 21820** issued to Elko, Inc. d/b/a Coach USA for violation of NAC 706.203(4) (DG)
- 15. Citation 22125** issued to Celebrity Coaches, a Series of Platinum LV Transportation, LLC for violation of NAC 706.360 (DG)
- 16. Citation 22336** issued to A Team Wrecking, LLC d/b/a A Team Towing & Wrecking for violation of NAC 706.2473 ref. 49 CFR 396.3 (2 counts) (DG)
- 17. Citations 22544, 22545, 22546, 22547 and 22548** issued to Elias Gil/Western States Towing 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), NAC 706.2473 ref 49 CFR 391.25 (2 counts), NAC 706.2473 ref 49 CFR 391.27(a)(d), NAC 706.2473 ref 49 CFR 382.301, NAC 706.2473 ref 49 CFR 391.31 and NAC 706.2473 ref 49 CFR 391.51(c)(1) (DG)
- 18. Citation 22628** issued to Ben, LLC d/b/a Luxurious for violation of NAC 706.203(4) (DG)
- 19. Citation 22653 and Impound I-3578** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22653 issued to Salvatore Marco Bruno for violation of NRS 706.386 and NRS 706.758 (DG)
- 20. Citation 23073 and Impound I-3756** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 23073 issued to Crown Taxi for violations of NRS 706.386 and NRS 706.758 (DG)

*Item removed from Agenda prior to consideration*

21. **Citation 23131** issued to Bazlu Rahman for a violation of NAC 706.3747.C1 (19 counts) (DG)
22. **Citations 23226, 23227 and 23228** issued to Marshall Deserio for violations of NAC 706.3747 (2)(c)(1) (23 counts), NAC 706.3747 (2)(9)(3) (5 counts), NAC 706.3747 (2)(b)(1) (4 counts), NAC 706.3761, and NAC 706.2473 ref. 49 CFR 395.5 (2)(b)(2) (4 counts) (DG)
23. **Impound I-3802** The impoundment pursuant to NRS 706.476 of a vehicle registered to Doris L. Sharpley (DG)
24. **Impound I-3998** The impoundment pursuant to NRS 706.476 of a vehicle registered to EAN Holdings, LLC (DG)
25. **Impound I-3999** The impoundment pursuant to NRS 706.476 of a vehicle registered to Luis Yacolca-Villon (DG)
26. **Citation 21921 and Impound I-4266** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 21921 issued to Antoinette M. St. Pierre/Las Vegas Moving Service for violation of NRS 706.386 and NRS 706.758 (GA)
27. **Citation 21931 and Impound I-3713** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 21931 issued to Nazir Amin Ghali for violation of NRS 706.386 (GA)
28. **Citations 21937 and 21938 and Impound I-3961** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 21937 and 21938 issued to Noel Garcia Llanes for violations of NRS 706.386 and NRS 706A.280 (GA)
29. **Citation 22063** issued to We Move Las Vegas for a violation of NAC 706.218 (GA)
30. **Citation 22065** issued to Skyline Moving Services for a violation of NAC 706.218 (GA)
31. **Citation 22204** issued to BLS Limousine Service of Las Vegas, Inc. for a violation of NAC 706.229.1(c)(2) (GA)
32. **Citation 22568** issued to Mbaye Thiam for violation of NRS 706.386 (GA)
33. **Citation 22688** issued to Lewvitticus Brown for violations of NRS 706.386 and NRS 706.758 (GA)
34. **Citation 23218 and Impound I-4218** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 23218 issued to Andrometer Roadside for violation of NRS 706.386 and NRS 706.758 (GA)
35. **Impound I-4000** The impoundment pursuant to NRS 706.476 of a vehicle registered to Anthony Chou (GA)
36. **Citation 23180** issued to My Ride to Work, LLC for a violation of NAC 706.13775(2) (DN)

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

- 37. Docket 21-02013** The Application of BRP Holdings, LLC d/b/a B & R 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. (GA)  
*Applications Manager Liz Babcock summarized the application and indicated staff support. Approved 2-0*
- 38. Docket 21-04004** The Application of Rodolfo Montes d/b/a G & R Towing Services 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)  
*Applications Manager Liz Babcock summarized the application and indicated staff support. Approved 2-0*
- 39. Docket 21-04018** The Application of J & J's 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*
- 40. Docket 21-05012** The Joint Application of Danny Macias for authority to sell and transfer and Rigoberto Yopez Granada to purchase and acquire 100% of Around the Clock Towing, LLC d/b/a Around the Clock Towing Service, a carrier authorized to provide consent-only tow car service by tow car vehicle within the State of Nevada granted under CPCN 2240, Sub 1. Staff investigation concluded. (GA)  
*Applications Manager Liz Babcock summarized the application and indicated staff support. Approved 2-0*
- 41. Docket 21-05024** The Application of Freddy's 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*
- 42. Docket 21-06008** The Application of All Star Towing & Recovery, LLC d/b/a All Star Towing & Recovery 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*
- 43. Docket 21-06016** The Application of Rescue Towing, LLC d/b/a Rescue 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. (DG)  
*Applications Manager Liz Babcock summarized the application and indicated staff support. Approved 2-0*
- 44. Docket 21-06017** The Application of HTL 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*

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

- 45. Docket 21-05025** The Application of J & S Transportation, LLC d/b/a Discreet 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. James Kent, Esq. appeared on behalf of the Applicants. Approved 2-0*

**REQUEST FOR TEMPORARY DISCONTINUANCE**

- 46. Docket 21-08018** The temporary discontinuance from August 12, 2021, through November 12, 2021 of service provided by We Move Las Vegas, LLC d/b/a We Move Las Vegas under CPCN 3369. This requires retroactive approval. Staff investigation concluded.  
*Applications Manager Liz Babcock summarized the request and indicated staff support.  
Approved 2-0*
- 47. Docket 21-09003** The temporary discontinuance from September 1, 2021, through March 1, 2022 of service provided by New Charters Nevada, Inc. under CPCN 2110. This requires retroactive approval. Staff investigation concluded.  
*Applications Manager Liz Babcock summarized the request and indicated staff support.  
Approved 2-0*

**REQUEST TO EXTEND TEMPORARY DISCONTINUANCE**

- 48. Docket 20-01011** The request to extend temporary discontinuance from September 28, 2021 through March 26, 2022, of services provided by Vegas Black Car, LLC d/b/a VBC, CPCN 2256. Staff investigation concluded.  
*Applications Manager Liz Babcock summarized the request and indicated staff support. Approved as final extension 2-0*

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- 49. Docket 21-04013** The request to extend temporary discontinuance from September 18, 2021 through March 18, 2022, of services provided by U.S. Party Bus, LLC d/b/a U.S. Party Bus, CPCN 2218. Staff investigation concluded.  
*Applications Manager Liz Babcock summarized the request and indicated staff support.  
Approved 2-0*

**MOTION TO EXTEND COMPLIANCE PERIOD**

- 50. Docket 20-08007** The request to extend the compliance period for the application of Zapito Towing, LLC. Staff investigation concluded.  
*Applications Manager Liz Babcock summarized the request and indicated staff support of 90 day extension. Approved 2-0*

## VOLUNTARY CANCELLATIONS

- 51. Docket 21-08013** The voluntary cancellation of non-consent tow car authority only of Executive Towing & Recovery, LLC d/b/a Executive Towing & Recovery, CPCN 7346, Sub 1. Staff investigation concluded.  
*Applications Manager Liz Babcock summarized the request to cancel the non-consent authority only and indicated staff support. Approved 2-0*

## APPLICATIONS FOR WAREHOUSE PERMITS

- 52. Docket 20-10040** The Application of The Sowell Company, Inc. d/b/a Ernie's Van & Storage for a Warehouse Permit. Staff investigation concluded.  
*Applications Manager Liz Babcock summarized the Application and indicated staff support. Approved 2-0*

## PETITION TO DEVIATE FROM REGULATION

- 53. Docket 21-08005** The Petition of Yellow Cab of Reno, Inc. d/b/a Star Taxi, Deluxe Taxi, and Yellow Cab, CPCN 1014, Sub 2, 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)  
*Applications Manager Liz Babcock summarized the request and indicated staff support. Approved 2-0*
- 54. Docket 21-08016** The Petition of 1<sup>st</sup> Response Towing, Inc. d/b/a The Tow Truck Company, seeking final approval to deviate from Regulation NAC 706.4275 pursuant to NAC 706.1305, to use the electronic signature program "Omadi" for services conducted under CPCN 7136, Sub 4. (DG) Staff investigation concluded.  
*Applications Manager Liz Babcock summarized the request and indicated staff support. Approved 2-0*

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## FINANCIAL RATES AND TARIFFS

- 55. Docket 21-07032** The Application of All the Right Moves, LLP for approval of a tariff rate modification for services conducted under CPCN 3340, Sub 2. Staff investigation concluded. –  
*Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 2-0*
- 56. Docket 21-08003** The Application of Sin City BJ, LLC d/b/a Zippy Shell of Las Vegas, d/b/a Zippy Shell for final approval of a tariff rate modification for services conducted under CPCN 3380. Staff investigation concluded. (GA)  
*Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 2-0*
- 57. Docket 21-08009** The Application of Kaptyn Nevada, LLC d/b/a Presidential Limousine for final approval of a tariff rate modification for services conducted under CPCN 1007, Sub 8. Staff investigation concluded. (GA)

*Kimberly Maxson-Rushton, Esq. appeared on behalf of the Applicant. Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 2-0*

- 58. Docket 21-08010** 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. (GA)

*Kimberly Maxson-Rushton, Esq. appeared on behalf of the Applicant. Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 2-0*

- 59. Docket 21-08032** The Application of AWG Ambassador, LLC d/b/a AWG Charter Services, AWG Ambassador for final approval of a tariff rate modification for services conducted under CPCN 2030, Sub 3. Staff investigation concluded. (DG)

*Brent Carson, Esq. appeared on behalf of the Applicant. Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 2-0*

- 60. Docket 21-08033** The Application of AWG Ambassador, LLC d/b/a AWG Ambassador Limousine, AWG Ambassador, AWG Charter Services, for final approval of a tariff rate modification for services conducted under CPCN 1041, Sub 6. Staff investigation concluded. (DG)

*Brent Carson, Esq. appeared on behalf of the Applicant. Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 2-0*

- 61. Docket 21-08037** The Application of All Star Towing, LLC d/b/a All Star Towing for approval of a tariff rate modification for services conducted under CPCN 7317. Staff investigation concluded.

*Financial Analyst Yvonne Shelton summarized the request and indicated staff support. Approved 2-0*

- 62. Public Comment**

*none*

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

- 63. WebEx Instructions**

*Legal Secretary Jennifer Hill read directions for participation in the Webex meeting.*

- 64. Public Comment**

*none*

### **PETITIONS FOR RECONSIDERATION**

- 65. Docket 21-08023** Petition for Reconsideration of Findings of Fact, Conclusions of Law and Order on Citations 21980 - 21984 from As'ad Marji.

*James Kent, Esq. appeared on behalf of Marji and stated he was in receipt of an Amended Order and would be filing a Petition for Reconsideration on the Amended Order, to be heard at the next subsequent Agenda. Item tabled to the next Agenda – Approved 2-0*

- 66. Docket 21-08028** Petition for Reconsideration of fines on Citation 22459 from Noriega Flores.

*Mr. Flores did not appear. Petition denied 2-0*

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

**67. 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 July 27, 2021 general session. Staff investigation concluded.

*Brent Carson appeared on behalf of the Applicants. Applications Manager Liz Babcock detailed the procedural history of the docket and indicated the applications have been received and are waiting for an estimate to notice all 6 applications. No action taken.*

**68. Docket 21-02005** The Application of JBANNES, LLC d/b/a Vegas Mob Weddings for a certificate of public convenience and necessity to provide scenic tour and charter limousine service within the State of Nevada. Staff investigation concluded. (DG)

*Kimberly Maxson-Rushton, Esq. filed a Motion of Protest and detailed the requirement to establish a market for a scenic tour operator. Staff issued a response. Applications Manager Liz Babcock summarized the Application, the Protest and the Response and indicated staff support of the application. Financial Analyst Paul Servello detailed the financials the Applicant provided, to show the market was verified. Brent Carson, Esq. also commented with regard to market verification. Approved 2-0*

**69. Docket 21-05006** The Application of Move 4 Less, LLC d/b/a Move 4 Less, MoveU4Less.com, Select Flat Rate Moving, for approval of an expansion of operating authority under CPCN 3344, Sub 6. Staff investigation concluded. (DG)

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

**70. Docket 21-06005** The Application of All M7 Movers, LLC for a certificate of public convenience and necessity to operate as a household goods mover within the State of Nevada. Staff investigation concluded. (GA)

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

**71. Docket 21-06039** The request for approval of a Management Agreement by Experience Transport Agency, LLC d/b/a ETA authorized to provide charter limousine service under CPCN 1065, Sub 3 under a temporary transfer of operating rights. Staff investigation concluded. (DG)

*Items 71 and 72 were considered collectively.*

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

**72. Docket 21-06040** The Temporary Transfer of Operating Rights of 24/7 Limousines, LTD d/b/a 24/7 Limousines granted under CPCN 1065, Sub 3, to Experience Transport Agency, LLC d/b/a ETA. Staff investigation concluded.

*Items 71 and 72 were considered collectively.*

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

### **APPLICATIONS FOR TRANSPORTATION NETWORK COMPANY PERMITS**

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



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

### **REGULATION WORKSHOP**

- 74. Docket 21-09007** Notice of Workshop to solicit comments regarding Assembly Bill 301.  
*See separate minutes.*
- 75. Public Comment**  
*Rose Dillon, Action Towing thanked the Authority for holding the Workshop.*
- 76. Adjournment**  
*Meeting adjourned at 4:10 p.m.*