

Agenda Item# 6

STATE OF NEVADA



DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

R. DAVID GROOVER
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

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

Clark County Court House, 200 Lewis Avenue, Las Vegas, NV 89101
Washoe County Court House, 75 Court Street Reno, NV 89501
Nevada State Library & Archives, 100 North Stewart Street Carson City, NV 89701
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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, November 4, 2021 at 9:30 am (Items 1 through 97)**. 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 98 through 111 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, NOVEMBER 4, 2021 MEETING ACCESS CODE: 2491 311 0933

THURSDAY, NOVEMBER 4, 2021 MEETING PASSWORD: FcTHWYX2H38

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 September 30, 2021 Agenda Meeting – *FOR POSSIBLE ACTION***
- 8. Approval of the Minutes of the September 30, 2021 Notice of Workshop of Docket No. 21-09007– *FOR POSSIBLE ACTION***
- 9. Briefings from the Commissioners**
- 10. Briefing from the Deputy Commissioner**
- 11. Report of Legal Counsel**

ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

Please note that items 12 through 72 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

- 12. Citation 21454** issued to Olen Guy Ford for violation of NAC 706.13775.1 (DG) – ***FOR POSSIBLE ACTION***
- 13. Citation 21455** issued to My Ride to Work. for violation of NAC 706.13775.2 (DG) – ***FOR POSSIBLE ACTION***
- 14. Citation 21486** issued to Astillia Productions Inc d/b/a Acme Moving Co. for a violation of NAC 706.218 (DG) – ***FOR POSSIBLE ACTION***
- 15. Citation 21923** issued to Frank Garcia III/Budget Buddy Movers for violation of NRS 706.386 and NRS 706.758 (DG) – ***FOR POSSIBLE ACTION***
- 16. Citation 22167 and Impound I-3814** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22167 issued to Antwaun D. Hale/Vegas Express Movers for violation of NRS 706.386 and NRS 706.758 (DG) – ***FOR POSSIBLE ACTION***

17. **Citation 22168 and Impound I-3452** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22168 issued to Ricardo Huertas/Ema Bernardino Zavala/Zavalas Moving for violations of NRS 706.386 and NRS 706.758 (DG) – **FOR POSSIBLE ACTION**
18. **Citation 22338** issued to Pink Jeep Tours Nevada Inc. for violations of NAC 706.218 and NRS 706.398 (DG) – **FOR POSSIBLE ACTION**
19. **Citation 22472 and Impound I-3944** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22472 issued to MCSLV, LLC/Julia Burdett-Ruiz/Maricruz Ruiz for violation of NRS 706.386 and NRS 706.758 (DG) – **FOR POSSIBLE ACTION**
20. **Citations 22521 and 22522 and Impound I-3962** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22521 and 22522 issued to Eriberto Rodriguez-Serrano for violations of NRS 706.386 and NRS 706A.280 (DG) – **FOR POSSIBLE ACTION**
21. **Citation 22570** issued to Earth Limousines for violation of NAC 706.218 and NRS 706.398 (DG) – **FOR POSSIBLE ACTION**
22. **Citation 22571** issued to Five Star Limo, LLC for violation of NAC 706.218 and NRS 706.398 (DG) – **FOR POSSIBLE ACTION**
23. **Citation 22573** issued to Eric Wayne White Morris for a violation of NRS 706.386 (DG) – **FOR POSSIBLE ACTION**
24. **Citations 22630 and 22631** issued to Mesquite Towing Company LLC d/b/a Mesquite Towing Company for violations of NRS 706.4479, NAC 706.410 and NAC 706.4468 (DG) – **FOR POSSIBLE ACTION**
25. **Citation 22633** issued to Ewing Bros. Inc. d/b/a Walker Towing for a violation of NAC 706.203 (DG) – **FOR POSSIBLE ACTION**
26. **Citation 22634** issued to Earth Limousines, LLC d/b/a Earth Limos for violation of NAC 706.203 (DG) – **FOR POSSIBLE ACTION**
27. **Citation 22635** issued to Earth Buses, LLC d/b/a Earth Buses for violation of NAC 706.203 (DG) – **FOR POSSIBLE ACTION**
28. **Citation 22636** issued to V Transportation, LLC d/b/a Vegas Transportation for violation of NAC 706.203 (DG) – **FOR POSSIBLE ACTION**
29. **Citation 22637** issued to Sunshine Travel, Inc. for violations of NAC 706.2473 ref. 49 CFR 396.17 and NAC 706.206 (DG) – **FOR POSSIBLE ACTION**
30. **Citation 22689** issued to John Bernardi for violations of NRS 706.386 and NRS 706.758 (DG) – **FOR POSSIBLE ACTION**
31. **Citation 22690** issued to Fast Towing, LLC for violation of NRS 706.4479(3)(a) and NAC 706.311 (DG) – **FOR POSSIBLE ACTION**

32. **Citation 22691 and Impound I-3984** the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22691 issued to Uriel Washington for violation of NRS 706.386 and NRS 706.758 (DG) – **FOR POSSIBLE ACTION**
33. **Citation 22695 and Impound I-3986** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22695 issued to Earl Price III for violation of NRS 706.386 and NRS 706.758 (DG) – **FOR POSSIBLE ACTION**
34. **Citation 22826** issued to Busco, Inc. d/b/a Arrow Stage Lines for a violation of NAC 706.203(4) (DG) – **FOR POSSIBLE ACTION**
35. **Citation 22827** issued to Five Star Towing & Transport Inc for a violation of NAC 706.203 (DG) – **FOR POSSIBLE ACTION**
36. **Citation 22828** issued to JC's Best Auto Repair, LLC d/b/a JC's Best Auto Repair for a violation of NAC 706.203(4) (DG) – **FOR POSSIBLE ACTION**
37. **Citation 22829** issued to Las Vegas Fun Bus, LLC d/b/a Las Vegas Fun Bus for violation of NAC 706.203 (DG) – **FOR POSSIBLE ACTION**
38. **Citation 22830** issued to Anytime Towing, LLC for a violation of NAC 706.203(4) (DG) – **FOR POSSIBLE ACTION**
39. **Citations 22831 and 22832** issued to Sin City BJ, LLC d/b/a Zippy Shell of Las Vegas, Zippy Shell for violations of NAC 706.360, NRS 706.040 and NRS 706.398 (DG) – **FOR POSSIBLE ACTION**
40. **Citation 22837** issued to Five Star Towing & Transport Inc for violations of NAC 706.203 (3 counts) (DG) – **FOR POSSIBLE ACTION**
41. **Citation 22851** issued to Tango Car, LLC d/b/a Tango Car and Tango for a violation of NAC 706A.190 (DG) – **FOR POSSIBLE ACTION**
42. **Citation 22853** issued to ASP, Inc. d/b/a Action Movers of NV Inc. for violation of NAC 706.218 and NRS 706.398 (DG) – **FOR POSSIBLE ACTION**
43. **Citation 22878** issued to Miguel Bermutez Cucuta for violation of NRS 706.386 and NRS 706.758 (DG) – **FOR POSSIBLE ACTION**
44. **Citation 23070** issued to Richard Brieger for violation of NAC 706.194 and NAC 706.1378 (DG) – **FOR POSSIBLE ACTION**
45. **Citation 23074** issued to Flume Trail Bike for violations of NAC 706.218 and NRS 706.398 (DG) – **FOR POSSIBLE ACTION**
46. **Impound I-3757** The impoundment pursuant to NRS 706.476 of a vehicle registered to Bruce Bounds (DG) – **FOR POSSIBLE ACTION**
47. **Impound I-3810** The impoundment pursuant to NRS 706.476 of a vehicle registered to U-Haul Co. of Arizona (DG) – **FOR POSSIBLE ACTION**

48. **Impound I-3985** The impoundment pursuant to NRS 706.476 of a vehicle registered to Harrison House/Katherine Duncan (DG) – **FOR POSSIBLE ACTION**
49. **Impound I-3804** The impoundment pursuant to NRS 706.476 of a vehicle registered to Tic Tac Towing, LLC (DG) – **FOR POSSIBLE ACTION**
50. **Citation 20873** issued to James Olivas for violation of NAC 706.2473 ref. 49 CFR 382.213 (a). Grounds for Suspension or Revocation of Driver's Permit (GA) – **FOR POSSIBLE ACTION**
51. **Citations 21919, 22332, 22333 and 22334** issued to American Investment Enterprises, Inc. d/b/a AMR for violations of NRS 706.468 (17 counts), NAC 706.2473 ref. 49 CFR 391.23 (6 counts), NAC 706.2473 ref. 49 CFR 391.25 (6 counts), NAC 706.2473 ref. 49 CFR 391.27 (6 counts), NAC 706.2473 ref. 49 CFR 382.305 and NAC 706.2473 ref. 49 CFR 396.17 (2 counts) (GA) – **FOR POSSIBLE ACTION**
52. **Citations 22022, 22023 and 22024** issued to Raiser, LLC d/b/a Uber for violations of NRS 706A.160(a)(b) (6 counts), NRS 706A.180(2) (6 counts), NRS 706A.160(2)(a)(5) (6 counts), NRS 706A.160(2)(A)(3) (22 counts), NRS 706A.160(2)(A)(4) and NRS 706A.160(4) (23 counts) (GA) – **FOR POSSIBLE ACTION**
53. **Citation 22313** issued to 1st Response Towing, Inc. d/b/a The Tow Truck Company for violation of NAC 706.4275 (GA) – **FOR POSSIBLE ACTION**
54. **Citation 22474** issued to Agustin Silva Serrano for violations of NRS 706.386 and NRS 706.758 (GA) – **FOR POSSIBLE ACTION**
55. **Citation 22572** issued to Jackie Movers, LLC for a violation of NRS 706.398 and NAC 706.218 (GA) – **FOR POSSIBLE ACTION**
56. **Citation 22601** issued to Juan Cabrera/American Towing & Recovery/ZDR Corporation for violation of NRS 706.386 and NRS 706.758 (GA) – **FOR POSSIBLE ACTION**
57. **Citation 22602** issued to Eric Blanche for a violation of NRS 706.386 (GA) – **FOR POSSIBLE ACTION**
58. **Citations 22638 and 22833** issued to Personal Sedan Service, LLC d/b/a PSS for violations of NAC 706.311 and NRS 706.463 (2 counts) (GA) – **FOR POSSIBLE ACTION**
59. **Citation 22693 and Impound I-4001** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22693 issued to Yoismel Moreno-Labrada for violations of NRS 706.386 and NRS 706.758 (GA) – **FOR POSSIBLE ACTION**
60. **Citation 22694** issued to Michael Muldrew for violations of NRS 706.386 and NRS 706.758 (GA) – **FOR POSSIBLE ACTION**
61. **Citation 22697 and Impound I-3987** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22697 issued to Rellan de Los Angeles for violation of NRS 706.386 and NRS 706.758 (GA) – **FOR POSSIBLE ACTION**

62. **Citations 22698 and 22699 and Impound I-3988** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 22698 and 22699 issued to Carlos Gutman-Garcia for violations of NRS 706.386 and NRS 706A.280 (GA) – **FOR POSSIBLE ACTION**
63. **Citations 22834 and 22845** issued to MAI NIV Enterprises Inc. d/b/a King's Towing for violations of NAC 706.4275 (4 counts) and NAC 706.398 (GA) – **FOR POSSIBLE ACTION**
64. **Citation 23110** issued to The Tow Truck Company for a violation of NAC 706.420 (GA) – **FOR POSSIBLE ACTION**
65. **Citations 23135 and 23216** issued to MD Nurul Amin for violation of NAC 706.3747.C1 (30 counts), NAC 706.3747.1 (7 counts), NAC 706.376.11 (154 counts) and NAC 706.3761.1 (21 counts). Grounds for Suspension or Revocation of Driver's Permit (GA) – **FOR POSSIBLE ACTION**
66. **Citation 23138** issued to Lyft, Inc. for violation of NRS 706A.180(b) (GA) – **FOR POSSIBLE ACTION**
67. **Citation 23140** issued to Dawn Dowden for a violation of NAC 706.234.1 (GA) – **FOR POSSIBLE ACTION**
68. **Citation 23213** issued to John Verhunce III for violation of NAC 706.2473 ref. 49 CFR 382.213. Grounds for Suspension or Revocation of Driver's Permit (GA) – **FOR POSSIBLE ACTION**
69. **Citation 23221 and Impound I-4208** the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 23221 issued to Sunset Limousine Services, LLC for violations of NRS 706.386 (3 counts) and NRS 706.758 (GA) – **FOR POSSIBLE ACTION**
70. **Impound I-3811** The impoundment pursuant to NRS 706.476 of a vehicle registered to Steven Eason (GA) – **FOR POSSIBLE ACTION**
71. **Impound I-3948** the impoundment pursuant to NRS 706.476 of a vehicle registered to Andres Garcia (GA) – **FOR POSSIBLE ACTION**
72. **Impound I-4270** The impoundment pursuant to NRS 706.476 of a vehicle registered to ZDR Corporation (GA) – **FOR POSSIBLE ACTION**

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

73. **Docket 21-03025** The Application of On The Go Transpo, 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**
74. **Docket 21-05035** The Application of Llamas 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**

75. **Docket 21-06004** The Application of Sin City Hook-up 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) – ***FOR POSSIBLE ACTION***
76. **Docket 21-06027** The Application of NV Towing & 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***
77. **Docket 21-06032** The Application of Thiago 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) – ***FOR POSSIBLE ACTION***
78. **Docket 21-07014** The Application of El Cuba Towing Services, 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***
79. **Docket 21-08004** The Application of K&R Enterprises LV, LLC d/b/a EMF Towing for a certificate of public convenience and necessity to provide consent-only tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (DG) – ***FOR POSSIBLE ACTION***
80. **Docket 21-08011** The Application of Fleming Investments, LLC d/b/a Big O's Towing for a certificate of public convenience and necessity to provide consent-only tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (DG) – ***FOR POSSIBLE ACTION***
81. **Docket 21-08012** The Application of JC Towing & Transport, LLC d/b/a JC Towing & Transport 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***
82. **Docket 21-08021** The Application of Tows R Us, 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***

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

83. **Docket 21-06035** The Application of RHB, LLC 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***
84. **Docket 21-06036** The Application of Lo Enterprises, LLC d/b/a Superstar 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***
85. **Docket 21-06037** The Application of Light City Transportation, LLC d/b/a Light City 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***

REQUEST FOR TEMPORARY DISCONTINUANCE

86. **Docket 21-09003** The temporary discontinuance from June 16, 2021, through March 1, 2021 of service provided by New Charters Nevada, Inc. under CPCN 2110. This requires retroactive approval. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
87. **Docket 21-09020** The temporary discontinuance from September 16, 2021, through October 16, 2021 of service provided by Las Vegas Wedding Service, LLC under Permit MV 6141. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

REQUEST TO EXTEND TEMPORARY DISCONTINUANCE

88. **Docket 20-04021** The request to extend temporary discontinuance from September 20, 2021 through March 20, 2022, of services provided by Motodudes, Inc., d/b/a Red Rock Magical Mystery Tour, Magical Mystery Tours, The Desert Duck, Red Rock Scooter Tours, Red Rock Discovery Tours, CPCN 1137. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
89. **Docket 21-04005** The request to extend temporary discontinuance from October 1, 2021 through April 1, 2022, of services provided by Towing Service Near Me, LLC d/b/a Towing Service Near Me, CPCN 7428. This requires retroactive approval. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

REQUEST TO EXTEND COMPLIANCE PERIOD

90. **Docket 20-09005** The request to extend the compliance period to April 14, 2022 for the application of Night Time Entertainment, LLC. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

PETITION TO DEVIATE FROM NTA POLICY

91. **Docket 21-10014** The Petition to deviate from NTA Policy requiring vehicles to be registered to the certificated carrier for services conducted by Platinum LV Transportation, LLC (“Platinum”). Platinum is a Series LLC operating under CPCNs 2105.1 d/b/a Celebrity Coaches; 2166.1 d/b/a Platinum LV Transportation; 2118.5 d/b/a Whittlesea Checker Taxi; 1217.3 d/b/a Bell Limo; 2350.9 d/b/a Airport Mini Bus; and 1105.3 d/b/a Mammoth Limousine, respectively, within the State of Nevada. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

VOLUNTARY CANCELLATIONS

92. **Docket 21-09024** The voluntary cancellation of taxicab service of Ignacio Garijo d/b/a Winnemucca Cab Company, CPCN 1009. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

FINANCIAL RATES AND TARIFFS

93. **Docket 21-09025** The Application of Skyline Moving Service, LLC d/b/a Skyline Moving Service for approval of a tariff rate modification for services conducted under CPCN 3374, Sub 1. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

94. **Docket 21-09030** The Application of Umbrella Enterprises, LLC d/b/a Umbrella Movers for final approval of a tariff rate modification for services conducted under CPCN 3364. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
95. **Docket 21-09032** The Application of All MY Sons Moving and Storage of Las Vegas, LLC for approval of a tariff rate modification for services conducted under CPCN 3256, Sub 3. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
96. **Docket 21-10002** The Application of Carevans Medical Transport Services, LLC d/b/a Carevans for final approval of a tariff rate modification for services conducted under CPCN 1117, Sub 2. Staff investigation concluded. – ***FOR POSSIBLE ACTION***
97. **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

98. **WebEx Instructions**
99. **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

100. **Docket 21-08023** Petition for Reconsideration of Findings of Fact, Conclusions of Law and *Amended* Order on Citations 21980 - 21984 from As'ad Marji. – ***FOR POSSIBLE ACTION***
101. **Docket 21-09019** Petition for Reconsideration from Jafar Jemal for reconsideration of denial of Driver Permit 1876 (FTA). – ***FOR POSSIBLE ACTION***
102. **Docket 21-09031** Petition for Reconsideration of fines assessed on Citation 23210 from Reno-Sparks Cab– ***FOR POSSIBLE ACTION***

APPLICATIONS FOR FULLY REGULATED CARRIERS

103. **Docket 21-03003** Kaptyn Nevada LLC's Petition to Conduct Pilot Program for Fleet Management Services to Uber Technologies. Staff investigation concluded. - ***FOR POSSIBLE ACTION 180 days from grant of pilot program 4/8/21 general session***
104. **Docket 21-03006** The Application of The Sowell Company, Inc. d/b/a Ernie's Van & Storage for a certificate of public convenience and necessity to operate as a household goods mover within the State of Nevada. Staff investigation concluded. (GA) – ***FOR POSSIBLE ACTION***

105. Docket 21-06019 The Application of Around the Clock 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) – ***FOR POSSIBLE ACTION***

106. Docket 21-08017 The Application of BLVD Moving of Nevada, 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) – ***FOR POSSIBLE ACTION***

DISCUSSION ITEM

107. Docket 21-10015 Model Tow Tariff modifications regarding non-consent tows for compliance with Assembly Bill 301, effecting NRS 706. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

ORDERS TO SHOW CAUSE

108. 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. (DN) – ***FOR POSSIBLE ACTION***

APPLICATIONS FOR DRIVER PERMITS

(Closed sessions may be held for item 109 to consider character, alleged misconduct, professional competence, and physical or mental health pursuant to NRS 241.030.)

109. Permit 11708 The Authority will determine whether to grant the application of Dawn Floyd for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

110. 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.

111. 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 Thursday, November 4, 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: **2491 311 0933**

The next screen will ask for a password. Type in the following: **FcTHWYX2H38**

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: **2491 311 0933**

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



DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

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-3601 ~~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 Yepez 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 1st 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.

Agenda Item#

8



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

**MINUTES OF THE September 30, 2021 WORKSHOP TO
SOLICIT COMMENTS REGARDING ASSEMBLY BILL 301**

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

The purpose of this workshop is to determine impact of the proposed regulations on small businesses and to solicit comments from interested persons on the following general topics that may be addressed in proposed regulations. The proposal has been designated as Docket Number 21-09007 by the Authority.

Assembly Bill 301, please see attached.

Robert Segura, ABC Towing, Titan Towing and King Towing, stated a \$50.00 charge for a hardship tow is not a reasonable rate and asked that the Authority establish a framework to determine who qualifies for the hardship tariff.

Lucas Folletta, Esq. asked for clarification of what is an unregistered vehicle and what is an expired registration, neither of which can be towed.

Rose Dillon, Action Towing offered information regarding DMV registration requirements.

Brandy Ballard, residential property manager, stated that this is the difficulty they will have with the inability to determine if the vehicle can be towed or not.

Brett Miller offered a statement regarding the difficulties with verifying eligibility for qualification for hardship.

Michael Baumbach, Milne Towing Services, stated the hardship tariff was originally limited to only those with an expired registration.

Drew Ribar, states no one will be looking at license plates as they cannot tow for registration, expired or unregistered.

Shawn, Ashley's Towing, stated the opinion that this workshop does not present a lot of clarity for the tow operators.

Brandy Ballard, stated stolen vehicles get dropped at their property, but the tow company can't mark everything as abandoned.

Shea, Quality Towing, asked how to prove the hardship? Commissioner Assad suggested a 1% or 2% discount for anyone who claims a hardship.

It was agreed the hardship tariff should be a 1 – 2% discount. Deputy Attorney General Csoka indicated that if there are any further questions the operators can file for an Advisory Opinion. A discussion ensued with regard to if/when the NTA will begin citing the tow operators for the other items listed in Assembly Bill 301.

Michael Baumbach, President of the Tow Operators of Northern Nevada, stated their group could start a request for the Advisory Opinion and send it South to be presented before the Authority.

A lengthy discussion ensued questioning permissible tows within residential complexes for expired registration, lack of license plates, unregistered vehicles, out of state vehicles, etc.

Workshop adjourned 4:05 p.m.

Agenda Item#

12

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21454 issued to Olen Guy Ford for)
violation of NAC 706.13775.1.) Citation 21454
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 1, 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, Olen Guy Ford 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 21454 and the related Investigation Report (marked as State’s Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.13775.1 related to operating a bus with an expired permit;
3. To a fine in the amount of \$100.00 for the NAC 706.13775.1 violation with \$50.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

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

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21454, issued to Olen Guy Ford for violation of NAC 706.13775.1, is hereby **AFFIRMED**;
2. That the *total* fine for Citation 21454 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 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

R. David Groover, 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#

13

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 21455 issued to My Ride to Work.)
for violation of NAC 706.13775.2.)
_____)
Citation 21455

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On September 1, 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, My Ride to Work. was present through their Executive Director, Geoff Donahue. Mr. Donahue 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 21455 and the related Investigation Report (marked as State’s Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.13775.2, related to allowing a driver to operate with an expired permit;
3. To a fine in the amount of \$200.00 for the NAC 706.13775.2 violations with \$100.00 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 \$100.00 from prior Citation 23179 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 706.13775.2.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21455, issued to My Ride to Work. for violation of NAC 706.13775.2, is hereby AFFIRMED;
2. That the *total* fine for Citation 21455 shall be in the amount of Two Hundred Dollars and Zero Cents (\$200.00), with One Hundred Dollars and Zero Cents (\$100.00) of said fine amount to be suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount;

3. That the suspended fine of \$100.00 from prior Citation 23179 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

R. David Groover, 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 21486 issued to Astillia Productions)
Inc d/b/a Acme Moving Co. for a violation of NAC) Citation 21486
706.218.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 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, Astillia Productions Inc d/b/a Acme Moving Co. was present through their Secretary, Margaret Rodriguez. Ms. Rodriguez 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 21486 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 706.218 related to failure to file an annual report on time;
3. To a fine in the amount of \$100.00 for the NAC 706.218 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 706.218.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 21486, issued to Astillia Productions Inc d/b/a Acme Moving Co. for violation of NAC 706.218 is hereby AFFIRMED;
2. That the *total* fine for Citation 21486 shall be in the amount of One Hundred Dollars and Zero Cents (\$100.00); 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

R. David Groover, 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 21923 issued to Frank Garcia	)	Citation 21923
III/Budget Buddy Movers for violation of NRS)	
706.386 and NRS 706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 15, 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, Frank Garcia III/Budget Buddy Movers, 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 withdraw the alleged violation of NRS 706.758;
2. To the admission of amended Citation 21923 and the Investigation Report for the Citation into evidence (identified as State’s Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

3. That the Respondent's actions constituted violation of NRS 706.386 relating to operating as a fully regulated carrier without 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 recommended the following fines and remedies:

1. A fine in the amount of \$8,000.00 for the NRS 706.386 violation with \$4,000.00 of said fine amount suspended pending no further violations of NRS 706 within two years and timely payment of the fine amount;

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 findings enter against the Respondent for one violation of NRS 706.386;
3. That fine in the amount of \$8,000.00 be assessed for the NRS 706.386 violation with \$6,000.00 of said fine amount suspended pending no further violations of NRS 706 within two years and timely payment of the fine amount.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 21923, issued to Frank Garcia III/Budget Buddy Movers for violation of NRS 706.386, is hereby AFFIRMED;
2. That the *total* fine for Citation Number 21923 shall be in the amount of Eight Thousand Dollars and Zero Cents (\$8,000.00), with Six Thousand Dollars and Zero Cents (\$6,000.00)

of said fine amount to be suspended pending no further NRS 706. violations within two years 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

Agenda Item# 16

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: the impoundment pursuant to NRS 706.476 of	)	Impound 3814 and
a vehicle registered to and Citation 22167 issued to	)	Citation 22167
Antwaun D. Hale/Vegas Express Movers for)	
violation of NRS 706.386 and NRS 706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 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 Citation 22167 and registered owner of the impounded vehicles, Antwaun D. Hale/Vegas Express Movers, 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 Citation 22167 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 Antwaun D. Hale 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 (3) in that:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for transportation of household goods; and
 - b. That the impounded vehicle did not meet all 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. To a fine in the amount of \$150.00 for the impoundment of the vehicle;
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 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.

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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 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 vehicles pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22167, issued to Antwaun D. Hale/Vegas Express Movers for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
3. That a fine in the amount of One Hundred Fifty Dollars and Zero Cents (\$150.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22167 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 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

R. David Groover, 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 of	)	Impound 3452 and
a vehicle registered to and Citation 22168 issued to	)	Citation 22168
Ricardo Huertas/Ema Bernardino Zavala/Zavalas)	
Moving for violations of NRS 706.386 and NRS)	
706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 16, 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 Citation 22168 and registered owner of the impounded vehicle, Ema Bernardino Zavala/Zavalas Moving, was present and elected to proceed without counsel. Compliance Audit Investigator, Marta Acevedo served as Interpreter.

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 remove Ricardo Huertas as Respondent from Citation 22168;

2. To the admission of amended Citation 22168 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 Ema Bernardino Zavala 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 transportation of household goods; 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 or advertising 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 706.758 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
7. That a fine in the amount of \$1,500.00 be assessed for the impoundment of the vehicle in this matter;
8. To a fine in the amount of \$10,000.00 for the NRS 706.386 violation with \$7,500.00 of said fine amount suspended pending no further violations of NRS 706 within two years and timely payment of the fine amount;
9. To a fine in the amount of \$1,000.00 for the NRS 706.758 violation and the Respondent's voluntary disconnection of the telephone number used in the unlawful advertisement, **(702) 771-7753**, within 5 days of receipt of the Authority's final order; 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; 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 22168, issued to Ema Bernardino Zavala/Zavalas Moving for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
3. That a fine in the amount of One Thousand Five Hundred Dollars and Zero Cents (\$1,500.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22168 shall be in the amount of Eleven Thousand Dollars and Zero Cents (\$11,000.00), with Seven Thousand Five Hundred Dollars and Zero Cents (\$7,500.00) of said fine amount assessed for the violations of NRS 706.386 and NRS 706.758 to be suspended pending no further violations of NRS 706 within two years and timely payment of the outstanding fine amount for the NRS 706.386 and NRS 706.758

violation and the Respondent's voluntary disconnection of the telephone number used in the unlawful advertisement as outlined in paragraph eight (8) hereinbelow;

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;
8. That, in addition to the fines imposed, the Respondent is further ordered as to the telephone number appearing in the unlawful advertising, **(702) 771-7753**, pursuant to NRS 706.758 as follows:

- a. **Respondent shall cause the telephone number included in the advertising to be disconnected and provide written confirmation of such disconnection to the Authority's Chief of Enforcement, both within five 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;

9. If Respondent fails to comply with ordering paragraph eight (8) hereinabove, the Authority will order the appropriate provider of telephone service to disconnect the telephone numbers included in the unlawful advertising; and

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10. 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

R. David Groover, 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: Citation 22338 issued to Pink Jeep Tours)
Nevada Inc. for violations of NAC 706.218 and) Citation 22338
NRS 706.398.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 1, 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, Pink Jeep Tours Nevada Inc. was present through 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 withdraw NRS 706.398 violation;
2. To admit into evidence the Citation 22338 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 the Respondent's action constituted of one violation of NAC 706.218 related to failure to file an annual report on time;
4. To a fine in the amount of \$100.00 for the NAC 706.218 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.218.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22338, issued to Pink Jeep Tours Nevada Inc. for violation of NAC 706.218 is hereby AFFIRMED;
2. That the *total* fine for Citation 22338 shall be in the amount of One Hundred Dollars and Zero Cents (\$100.00); 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

R. David Groover, 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	)	Impound 3944 and
a vehicle registered to and Citation 22472 issued to	)	Citation 22472
MCSLV, LLC/ Julia Burdett-Ruiz/ Maricruz Ruiz for)	
violation of NRS 706.386 and NRS 706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 27, 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 Citation 22472 and registered owner of the impounded vehicle, MCSLV, LLC/ Julia Burdett-Ruiz/ Maricruz Ruiz, 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 Citation 22472 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 MCSLV, LLC/ Julia Burdett-Ruiz/ Maricruz Ruiz 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 (3) in that:
 - a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for transportation of household goods; and
 - b. That the impounded vehicle did not meet all 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. To a fine in the amount of \$750.00 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 \$4,250.00 of said fine amount suspended pending no further violations of NRS 706.476, NRS 706.386 and NRS 706.758 within two years 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 706.476, NRS 706.386 and 706.758 violations within two years 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.

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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 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 22472, issued to MCSLV, LLC/ Julia Burdett-Ruiz/ Maricruz Ruiz for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
3. That a fine in the amount of Seven Hundred Fifty Dollars and Zero Cents (\$750.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22472 shall be in the amount of Six Thousand Dollars and Zero Cents (\$6,000.00), with Five Thousand Two Hundred Fifty Dollars and Zero Cents (\$5,250.00) of said fine amount to be suspended pending no further NRS 706.476, NRS 706.386 and NRS 706.758 violations within two years 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;
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

R. David Groover, 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: the impoundment pursuant to NRS 706.476	)	Impound 3962 and
of a vehicle registered to and Citations 22521 and	)	Citations 22521 and 22522
22522 issued to Eriberto Rodriguez-Serrano for)	
violations of NRS 706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 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 22521 and 22522 and registered owner of the impounded vehicle, Eriberto Rodriguez-Serrano, 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 22521 and 22522, 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 Eriberto Rodriguez-Serrano 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 22522, 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 \$150.00 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 22521 and 22522, issued to Eriberto Rodriguez-Serrano 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) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22521 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 22522 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

Agenda Item#

21

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22570 issued to Earth Limousines for)
violation of NAC 706.218 and NRS 706.398.) Citation 22570
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 15, 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, Earth Limousines was present through their Owner, Lou Castro. Mr. Castro elected to proceed without legal counsel.

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

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

1. To withdraw the alleged violation of NRS 706.398;
2. To admit into evidence the Citation 22570 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 the Respondent's actions constituted violation of NAC 706.218 related to failure to file an annual report with the Authority;
4. To a fine in the amount of \$200.00 for the NAC 706.218 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.218.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22570, issued to Earth Limousines for violation of NAC 706.218, is hereby AFFIRMED;
2. That the *total* fine for Citation 22570 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

Agenda Item# 22

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22571 issued to Five Star Limo, LLC)
for violation of NAC 706.218 and NRS 706.398.) Citation 22571
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On September 15, 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, Five Star Limo, LLC was present through their Owner, Danil Akopyan. Mr. Akopyan elected to proceed without legal counsel.

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

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

1. To withdraw the alleged violation of NRS 706.398;
2. To admit into evidence the Citation 22571 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 the Respondent's actions constituted violation of NAC 706.218 related to failure to file an annual report with the Authority;
4. To a fine in the amount of \$200.00 for the NAC 706.218 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.218.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22571, issued to Five Star Limo, LLC for violation of NAC 706.218, is hereby AFFIRMED;
2. That the *total* fine for Citation 22571 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

R. David Groover, 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.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22571 issued to Five Star Limo, LLC)
for violation of NAC 706.218 and NRS 706.398.) Citation 22571
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On September 15, 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, Five Star Limo, LLC was present through their Owner, Danil Akopyan. Mr. Akopyan elected to proceed without legal counsel.

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

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

1. To withdraw the alleged violation of NRS 706.398;
2. To admit into evidence the Citation 22571 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 the Respondent's actions constituted violation of NAC 706.218 related to failure to file an annual report with the Authority;
4. To a fine in the amount of \$200.00 for the NAC 706.218 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.218.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22571, issued to Five Star Limo, LLC for violation of NAC 706.218, is hereby AFFIRMED;
2. That the *total* fine for Citation 22571 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

R. David Groover, 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 22573 issued to Eric Wayne White	)	Citation 22573
Morris for a violation of NRS 706.386.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
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 1:30 p.m. on September 1, 2021. Respondent failed to appear at the hearing, the matter was rescheduled for hearing on September 13, 2021, with notice mailed via regular mail to Respondent. Respondent failed to appear at the time and place set for hearing and failed to request a continuance of the matter.

The Hearing Officer found that proper notice was provided to the Respondent in accordance with NRS Chapters 233B and 706. In accordance with Nevada Administrative Code (“NAC”) 706.4017, Authority Staff, by and through Deputy Attorney General Louis Csoka, requested that a finding be entered against the Respondent for a violation of NRS 706.386 and that a fine be imposed for said violation.

Chairman Dawn Gibbons, serving in her capacity as Hearing Officer for the Authority, considered the allegations and assertions contained in Citation 22573 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and entered a finding against the Respondent for one violation of NRS 706.386 related to operating as a fully regulated carrier without authority.

Authority Staff requested that a fine be assessed in the amount of \$10,000.00 for the NRS 706.386 violation.

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

IT IS THEREFORE ORDERED:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22573, issued to Eric Wayne White Morris for a violation of NRS 706.386, is hereby AFFIRMED;
2. That the *total* fine for Citation 22573 shall be in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00); 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

R. David Groover, Commissioner

Attest: _____
Jennifer DeRose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

NOTICE: Pursuant to NRS 706.772 and NRS 706.483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item#

24

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 22630 and 22631 issued to Mesquite)	
Towing Company LLC d/b/a Mesquite Towing	)	Citations 22630 and 22631
Company for violations of NRS 706.4479, NAC)	
706.410 and NAC 706.4468.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 1, 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 22630 and 22631, Mesquite Towing Company, LLC d/b/a Mesquite Towing Company, was present through legal counsel, Daniel Price, 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 NAC 706.410 violation;
2. To the admission of Citations 22630 and 22631 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 NRS 706.4479, related to not notifying the registered and legal owner of the vehicle no later than 15 days after placing vehicle in storage or begin the process, and violation of NAC 706.4468, related to charging a customer for lien processing without beginning the process in a timely manner;
4. To a fine in the amount of \$200.00 for the violation of NRS 706.4479;
5. That no fine be assessed for the violation of NAC 706.4468;
6. That Respondent is to provide the Authority a refund check for \$4,354.90 payable to EAN Holdings, LLC; 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 NRS 706.4479 and NAC 706.4468.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaints 22630 and 22631, issued to Mesquite Towing Company LLC d/b/a Mesquite Towing Company for violation of NRS 706.4479 and NAC 706.4468, is hereby **AFFIRMED**;
2. That the *total* fine for Citation 22630 and 22631 shall be in the amount of Two Hundred Dollars and Zero Cents (\$200.00);

3. That Respondent is to provide the Authority a refund check for \$4,354.90 payable to EAN Holdings, LLC; 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

R. David Groover, 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#

25

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22633 issued to Ewing Bros. Inc.)	
d/b/a Walker Towing for a violation of NAC	)	Citation 22633
706.203.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 11, 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 Walker Towing, 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 22633 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 706.203 related to failure to provide annual vehicle inspection to the Authority in a timely fashion;
3. To a fine in the amount of \$100.00 for the NAC 706.203 violation with \$50.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.203.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22633, issued to Ewing Bros. Inc. d/b/a Walker Towing for violation of NAC 706.203 is hereby AFFIRMED;
2. That the *total* fine for Citation 22633 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 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

NOTICE: Pursuant to NRS 706.772 and NRS 706.483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item#

26

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22634 issued to Earth Limousines,)
LLC d/b/a Earth Limos for violation of NAC) Citation 22634
706.203.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 19, 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, Earth Limousines, LLC d/b/a Earth Limos was present through their Owner, Louis Castro. Mr. Castro 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 22634 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 related to failure to submit annual vehicle inspection report;
3. To a fine in the amount of \$200.00 for the NAC 706.203 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.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22634, issued to Earth Limousines, LLC d/b/a Earth Limos for violation of NAC 706.203, is hereby AFFIRMED;
2. That the *total* fine for Citation 22634 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

R. David Groover, 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#

27

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22635 issued to Earth Buses, LLC)
d/b/a Earth Buses for violation of NAC 706.203.) Citation 22635
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On August 19, 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, Earth Buses, LLC d/b/a Earth Buses was present through their Owner, Louis Castro. Mr. Castro 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 22635 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 related to failure to submit annual vehicle inspection report;
3. To a fine in the amount of \$200.00 for the NAC 706.203 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.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22635, issued to Earth Buses, LLC d/b/a Earth Buses for violation of NAC 706.203, is hereby AFFIRMED;
2. That the *total* fine for Citation 22635 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

R. David Groover, 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: Citation 22636 issued to V Transportation,	)	Citation 22636
LLC d/b/a Vegas Transportation for violation of)	
NAC 706.203.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 19, 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, V Transportation, LLC d/b/a Vegas Transportation, was present through their Owner, Alessandro Lavechia. Mr. LaVecchia elected to proceed without legal counsel.

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

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

1. To the admission of Citation 22636 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 related to failure 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 \$200.00 for the violation of NAC 706.203.

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 findings enter against the Respondent for one violation of NAC 706.203;
3. That a fine in the amount of \$100.00 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 22636, issued to V Transportation, LLC d/b/a Vegas Transportation for violation of NAC 706.203, is hereby AFFIRMED;
2. That the *total* fine for Citation Number 22636 shall be in the amount of One Hundred Dollars and Zero Cents (\$100.00); 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

Agenda Item# 29

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22637 issued to Sunshine Travel,)	
Inc. for violations of NAC 706.2473 ref. 49 CFR	)	Citation 22637
396.17 and NAC 706.206.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 1, 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, Sunshine Travel, Inc. was present through Luann Smith. Ms. Smith 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 22637 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 396.17, related to failure to conduct an annual inspection in a timely manner and violation of NAC 706.206, related to failure to notify the Authority of new domicile;
3. To a fine in the amount of \$100.00 for the for the NAC 706.2473 ref. 49 CFR 396.17 violation;
4. To a fine in the amount of \$100.00 for the NAC 706.206 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.2473 ref. 49 CFR 396.17 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 Complaint 22637, issued to Sunshine Travel, Inc. for violation of NAC 706.2473 ref. 49 CFR 396.17 and NAC 706.206, is hereby AFFIRMED;
2. That the *total* fine for Citation 22637 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

R. David Groover, 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 22689 issued to John Bernardi for) Citation 22689
violations of NRS 706.386 and NRS 706.758.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 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, John Bernardi, 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 22689 and the Investigation Report for the Citation into evidence (identified as State’s Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That no certificate of public convenience and necessity ("CPCN") had been issued by the Authority authorizing the operations or advertising undertaken by the Respondent in this matter;
3. That the Respondent's actions constituted violations of NRS 706.386 and NRS 706.758;
4. To a fine in the amount of \$2,500.00 for the NRS 706.386 violation with \$2,000.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of fine amount;
5. To a fine in the amount of \$1,000.00 for the NRS 706.758 violation with \$1,000.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the NRS 706.386 fine amount; and
6. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

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

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 22689, issued to John Bernardi for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;

2. That the *total* fine for Citation Number 22689 shall be in the amount of Three Thousand Five Hundred Dollars and Zero Cents (\$3,500.00), with Three Thousand Dollars and Zero Cents (\$3,000.00) of said fine amount to be suspended pending no further violations of NRS 706 within one year and timely payment of fine amount;
3. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386;
4. That pursuant to NRS 706.758, the Respondent is to immediately **CEASE AND DESIST** any unlawful advertising; and

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

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

Agenda Item#

31

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22690 issued to Fast Towing, LLC)	
for violation of NRS 706.4479(3)(a) and NAC	)	Citation 22690
706.311.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 13, 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, Fast Towing, LLC was present through their Operations Manager, Sara Maikui. Ms. Maikui 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 22690 and the related Investigation Report (marked as State’s Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NRS 706.4479(3)(a) related to imposing an administrative fee for a recovered stolen vehicle and violation of NAC 706.311, related to failure to provide a discount for a recovered stolen vehicle;
3. That no fine be assessed for either of the violations;
4. That the \$1,000.00 suspended fine from prior Citation 21181 be deemed due and owing;
5. That Respondent provide the Authority a refund of \$46.25 to be paid to the Complainant in this matter; 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 NRS 706.4479(3)(a) and NAC 706.311.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22690, issued to Fast Towing, LLC for violation of NRS 706.4479(3)(a) and NAC 706.311, is hereby AFFIRMED;
2. That no fine shall be assessed for the violations on Citation 22690;
3. That the suspended fine of \$1,000.00 from prior Citation 21181 shall immediately become due and owing;

4. That Respondent provide the Authority a refund of \$46.25 to be paid to the Complainant in this matter; 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

R. David Groover, 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: the impoundment pursuant to NRS 706.476 of) Impound 3984 and
a vehicle registered to and Citation 22691 issued to) Citation 22691
Uriel Washington for violation of NRS 706.386 and)
NRS 706.758.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 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 Citation 22691 and registered owner of the impounded vehicle, Uriel Washington, 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 22691 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 Uriel Washington is the registered owner of the impounded vehicle in this matter and that an authorized representative 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 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, one violation of NRS 706.758 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper; 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.

Authority recommended the following fines and remedies:

1. That no fine shall be assessed for the impoundment of the vehicle;
2. To a fine in the amount of \$2,500.00 for the NRS 706.386 violation with \$2,300.00 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
3. To a fine in the amount of \$1,000.00 for the NRS 706.758 violation with \$1,000.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year and timely payment of the outstanding fine amount for the NRS 706.386 violation.

Respondent requested a reduction in the fine amounts. Respondent has only been in Las Vegas for a week and was unaware of needing a CPCN to drive. Respondent served twenty years in the Army.

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 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;
4. That no fine shall be assessed for the impoundment of the vehicle in this matter;
5. That no fine shall be assessed for the NRS 706.386 violation;
6. That no fine shall be assessed for the NRS 706.758 violation;

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer with regard to the impoundment of the vehicles pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22691, issued to Uriel Washington for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
3. That no fine shall be assessed for the impoundment of the vehicle in this matter;
4. That no fine shall be assessed for the NRS 706.386 violation;
5. That no fine shall be assessed for the NRS 706.758 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;
8. That pursuant to NRS 706.758, the Respondent is to **CEASE AND DESIST** the unlawful advertising; and

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

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

R. David Groover, 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 of	)	Impound 3986 and
a vehicle registered to and Citation 22695 issued to	)	Citation 22695
Earl Price III for violation of NRS 706.386 and NRS)	
706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 15, 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 Citation 22695 and registered owner of the impounded vehicle, Earl Price III, 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 Citation 22695 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 Earl Price III 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 (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 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. To 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 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.

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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 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 22695, issued to Earl Price III 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 Citation 22695 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 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

NOTICE: Pursuant to NRS 706.772 and NRS 706.483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item#

34

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22826 issued to Busco, Inc. d/b/a)
Arrow Stage Lines for a violation of NAC) Citation 22826
706.203(4).)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 15, 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, Busco, Inc. d/b/a Arrow Stage Lines was present through their SW Regional Director, Todd Koehler. Mr. Koehler 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 22826 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 22826, issued to Busco, Inc. d/b/a Arrow Stage Lines for violation of NAC 706.203(4) is hereby AFFIRMED;
2. That the *total* fine for Citation 22826 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

R. David Groover, 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

In Re: Citation 22827 issued to Five Star Towing & Transport Inc for a violation of NAC 706.203.)
) Citation 22827
)

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

On September 1, 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, Five Star Towing & Transport Inc. was present through their Office Administrator, Raman Gill. Mr. Gill elected to proceed without legal counsel.

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

1. To admit into evidence the Citation 22827 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 three violations of NAC 706.203 related to failure to submit periodic inspection report;
3. To a fine in the amount of \$100.00 for the NAC 706.203 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.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22827, issued to Five Star Towing & Transport Inc. for violation of NAC 706.203, is hereby AFFIRMED;
2. That the *total* fine for Citation 22827 shall be in the amount of One Hundred Dollars and Zero Cents (\$100.00); 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

R. David Groover, 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#

36

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22828 issued to JC's Best Auto)	
Repair, LLC d/b/a JC's Best Auto Repair for a	)	Citation 22828
violation of NAC 706.203(4).)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 15, 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, JC's Best Auto Repair, LLC d/b/a JC's Best Auto Repair was present through their Owner, Juan Marquez. Mr. Marquez 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 22828 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 22828, issued to JC's Best Auto Repair, LLC d/b/a JC's Best Auto Repair for violation of NAC 706.203(4) is hereby AFFIRMED;
2. That the *total* fine for Citation 22828 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

R. David Groover, 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 22829 issued to Las Vegas Fun Bus,)
LLC d/b/a Las Vegas Fun Bus for violation of NAC) Citation 22829
706.203.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 1, 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, Las Vegas Fun Bus, LLC d/b/a Las Vegas Fun Bus was present through legal counsel, Brent Carson, 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 22829 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 related to failure to submit periodic inspection report;
3. To a fine in the amount of \$200.00 for the NAC 706.203 violation with \$100.00 of said fine amount suspended pending no further violations of NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.203.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22829, issued to Las Vegas Fun Bus, LLC d/b/a Las Vegas Fun Bus for violation of NAC 706.203(4), is hereby AFFIRMED;
2. That the *total* fine for Citation 22829 shall be in the amount of Two Hundred Dollars and Zero Cents (\$200.00), with One Hundred Dollars and Zero Cents (\$100.00) of said fine amount to be suspended pending no further 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

R. David Groover, 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#

38

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22830 issued to Anytime Towing,)
LLC for a violation of NAC 706.203(4).) Citation 22830
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 15, 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, Anytime Towing, LLC was present through their Owner, Seth Satefield. Mr. Satefield 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 22830 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 22830, issued to Anytime Towing, LLC for violation of NAC 706.203(4) is hereby AFFIRMED;
2. That the *total* fine for Citation 22830 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

R. David Groover, 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: Citations 22831 and 22832 issued to Sin City)	
BJ, LLC d/b/a Zippy Shell of Las Vegas, Zippy Shell	)	Citations 22831 and 22832
for violations of NAC 706.360, NRS 706.040 and)	
NRS 706.398.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 1, 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 22831 and 22832, Sin City BJ, LLC d/b/a Zippy Shell of Las Vegas, Zippy Shell, was present through its Owners, Jim Schrecengost and Brian Linsey. Mr. Schrecengost and Mr. Linsey elected to proceed without legal counsel.

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

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

1. To withdraw Citation 22832.

2. To the admission of Citation 22831 and the Investigation Report for the Citation into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;
3. That the Respondent's actions constituted violation of NAC 706.360, related to providing containers and labor to complete an intrastate, household goods move when these services are not in the tariff, and violation of NRS 706.040, related to engaging in the storage of household goods without first obtaining a warehouse permit from the Authority;
4. To no fine be assessed for the violation of NAC 706.360;
5. That a fine be assessed in the amount of \$1,600.00 for the NRS 712.040 violation with \$800.00 of said fine amount suspended pending no further violations of NAC 706 within one year;
6. That the Respondent is to provide the Authority with proof of the refund of \$243.24 that was given to Complainant, Millicent Fila; 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 706.360 and NRS 706.040.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22831, issued to Sin City BJ, LLC d/b/a Zippy Shell of Las Vegas, Zippy Shell for violation of NAC 706.360 and NRS 706.040, is hereby **AFFIRMED**;

2. That the *total* fine for Citation 22831 shall be in the amount One Thousand Six Hundred Dollars and Zero Cents (\$1,600.00), with Eight Hundred Dollars and Zero Cents (\$800.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within one year and timely payment of the fine amount;
3. That the Respondent is to provide the Authority with proof of the refund of \$243.24 that was given to Complainant, Millicent Fila; 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

NOTICE: Pursuant to NRS 706.772 and NRS 706.483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 40

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22837 issued to Five Star Towing &)
Transport Inc for violations of NAC 706.203 (3) Citation 22837
counts).)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 1, 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, Five Star Towing & Transport Inc. was present through their Office Administrator, Raman Gill. Mr. Gill 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 22837 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 three violations of NAC 706.203 related to failure to submit periodic inspection report;
3. To a fine in the amount of \$100.00 per count for the NAC 706.203 violation for a total of \$300.00; 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 violation of NAC 706.203.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22837, issued to Five Star Towing & Transport Inc. for violation of NAC 706.203, is hereby AFFIRMED;
2. That the *total* fine for Citation 22837 shall be in the amount of Three Hundred Dollars and Zero Cents (\$300.00); 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

R. David Groover, 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#

41

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22851 issued to Tango Car, LLC)	
d/b/a Tango Car and Tango for a violation of NAC	)	Citation 22851
706A.190.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 13, 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, Tango Car, LLC d/b/a Tango Car and Tango was present through Chung Miller, Mr. Miller 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 22851 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 706A.190 related to failure to file a statement of revenue as required;
3. To a fine in the amount of \$400.00 for the NAC 706A.190 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 706A.190.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22851, issued to Tango Car, LLC d/b/a Tango Car and Tango for violation of NAC 706A.190 is hereby AFFIRMED;
2. That the *total* fine for Citation 22851 shall be in the amount of Four Hundred Dollars and Zero Cents (\$400.00); 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

R. David Groover, 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 706A.190 and NAC 706.3751 (both recently amended, see Legislative Counsel Bureau File No. R111-10), you may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) if you fail to pay a fine owed to the Authority, you fail to appear for a hearing on an administrative citation, and/or you are found in violation of the provisions of NRS 706 or NAC 706 more than five times within three years.

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

Agenda Item# 42

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22853 issued to ASP, Inc. d/b/a)	
Action Movers of NV Inc. for violation of NAC	)	Citation 22853
706.218 and NRS 706.398.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 15, 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, ASP, Inc. d/b/a Action Movers of NV Inc. was present through Diane Anderson. Ms. Anderson elected to proceed without legal counsel.

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

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

1. To withdraw the alleged violation of NRS 706.398;

2. To admit into evidence the Citation 22853 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 the Respondent's actions constituted violation of NAC 706.218 related to failure to file an annual report with the Authority;
4. To a fine in the amount of \$100.00 for the NAC 706.218 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.218.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22853, issued to ASP, Inc. d/b/a Action Movers of NV Inc. for violation of NAC 706.218, is hereby AFFIRMED;
2. That the *total* fine for Citation 22853 shall be in the amount of One Hundred Dollars and Zero Cents (\$100.00; 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

NOTICE: Pursuant to NRS 706.772 and NRS 706.483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item# 43

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22878 issued to Miguel Bermutez)	
Cucuta for violation of NRS 706.386 and NRS	)	Citation 22878
706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 27, 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, Miguel Bermutez Cucuta, 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 Citation 22878 and the related Investigation Report (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 one violation of NRS 706.386 and one violation of NRS 706.758 as alleged;
3. 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 706.386, NRS 706.476 or NRS 706.758 within one year and timely payment of the fine amount;
4. 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 706.386, NRS 706.476 or NRS 706.758 violations within one year and timely payment of the outstanding fine amount for the NRS 706.386 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
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 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 vehicles pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22878, issued to Miguel Bermutez Cucuta for violations of NRS 706.386 and

NRS 706.758, is hereby AFFIRMED;

3. That the *total* fine for Citation 22878 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 706.386, NRS 706.476 or NRS 706.758 violations within one year and timely payment of the fine amount;
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;
5. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386;
6. That pursuant to NRS 706.758, the Respondent is to **CEASE AND DESIST** the unlawful advertising; 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

NOTICE: Pursuant to NRS 706.772 and NRS 706.483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

Agenda Item#

44

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23070 issued to Richard Brieger for)
violation of NAC 706.194 and NAC 706.1378.) Citation 23070
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 19, 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, Richard Brieger was present by and through his legal counsel, Brian Hardy, 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 706.1378;
2. To admit into evidence the amended Citation 23070 and the related Investigation Report and Supplemental Report (marked as State’s Exhibit 1 and 2 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

3. That the Respondent's actions constituted one violation of NAC 706.194 related to interference with inspections;
4. That no fine be assessed for the NAC 706.194 violation;
5. That Respondent surrender his current driver permit on or before August 25, 2021; and
6. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

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

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23070, issued to Richard Brieger for violation of NAC 706.194 is hereby **AFFIRMED**;
2. That no fine shall be assessed in the matter;
3. That Respondent shall surrender his current driver's permit on or before August 25, 2021; 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

R. David Groover, 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 23074 issued to Flume Trail Bike)
for violations of NAC 706.218 and NRS 706.398.)
_____) Citation 23074

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On September 1, 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, Flume Trail Bike was present through their Owner, Max Jones. Mr. Jones elected to proceed without legal counsel.

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

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

1. To withdraw NRS 706.398 violation;
2. To admit into evidence the Citation 23074 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 the Respondent's action constituted of one violation of NAC 706.218 related to failure to file an annual report on time;
4. To a fine in the amount of \$200.00 for the NAC 706.218 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.218.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23074, issued to Flume Trail Bike for violation of NAC 706.218 is hereby **AFFIRMED**;
2. That the *total* fine for Citation 23074 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

R. David Groover, 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: the impoundment pursuant to NRS 706.476) Impound 3757
of a vehicle registered to Bruce Bounds.)
_____))

At a general session of the Nevada Transportation Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 16, 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, Bruce Bounds, 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 3757 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 \$1,000.00 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 Thousand Dollars and Zero Cents (\$1,000.00) 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

R. David Groover, 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 the impoundment pursuant to NRS 706.476 of) Impound 3810
a vehicle registered to U-Haul Co. of Arizona.)
)

At a general session of the Nevada Transportation Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 20, 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, U-Haul Co. of Arizona, was present through its authorized representative, Cecilia Morales, Traffic Control Manager. Mr. Morales 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 U-Haul Co. of Arizona is the registered owner of the impounded vehicle (specifically, a 2007 GMC box truck bearing Arizona license plate AD34773) 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 3810 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 transportation of household goods 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. U-Haul Co. of Arizona 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 U-Haul Co. of Arizona 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

R. David Groover, 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#

48

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: the impoundment pursuant to NRS 706.476)
of a vehicle registered to Harrison House/Katherine)
Duncan.)
_____))

Impound 3985

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On September 14, 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, Katherine Duncan, 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 3985 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

R. David Groover, 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 a vehicle registered to Tic Tac Towing, LLC.)
_____)

Impound 3804

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On August 27, 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, Tic Tac Towing, LLC, was present by 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 3804 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 towing services; 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

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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

R. David Groover, 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: Citation 20873 Issued to James Olivas for)
violation of NAC 706.2473 ref. 49 CFR 382.213 (a).) Citation No. 20873
Grounds for Suspension or Revocation of Driver's)
Permit.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

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

1. On June 23, 2021, the Enforcement Staff of the Nevada Transportation Authority ("Staff") issued Citation No. 20873 to James Olivas ("Respondent").
2. Respondent was cited for a violation of Nevada Administrative Code ("NAC"), section 706.2473 ref. 49 CFR 382.213(a).
3. On September 21, 2021, the Authority convened a hearing on the citation before Commissioner George Assad, Presiding Officer.
4. Appearance at the hearing was made by Louis V. Csoka, Esq., on behalf of Staff.
5. The Respondent, James Olivas, appeared and elected to proceed without legal counsel.
6. David Gravel, ("Gravel") Supervisory Compliance Enforcement Investigator for the Authority, testified on behalf of Staff.

7. Staff offered into evidence its investigative report, designated State's Exhibit 1. Respondent offered no exhibits. All exhibits were admitted.
8. Gravel testified that he was contacted by Reno Sparks Cab Company regarding a accident that involved a taxicab driver identified as James Olivas.
9. According to the accident report, it occurred on January 1, 2021 at 7:35p.m at 1445 E 6th Street in Reno. The driver, James Olivas, was sent for a post-accident drug test.
10. On January 14, 2021, Gravel received the results from the drug test which showed positive for marijuana.
11. Respondent completed a substance abuse program in March 2021, submitted a negative drug test and returned to work.

DISSUSSION

1. Commissioner Assad, having fully considered the above-mentioned Findings of Fact and Conclusions of Law.
2. The testimony along with the evidence established substantial evidence in the record that the violation of NAC 706.2473 ref. 49 CFR 382.213 (a) has occurred.

BASED ON THE FOREGOING, it is ORDERED that:

1. Respondent James Olivas violated NAC 706.2473 ref. 49 CFR 382.213 (a) as alleged in Citation 20873.
2. That the Respondent's NTA Driver's Permit be revoked and Respondent be placed on the NTA's ineligible driver's list.

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3. 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

R. David Groover, 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: Citations 21919, 22332, 22333 and 22334)	
issued to American Investment Enterprises, Inc.	)	Citations 21919, 22332, 22333
d/b/a AMR for violations of NRS 706.468 (17	)	and 22334
counts), NAC 706.2473 ref. 49 CFR 391.23 (6)	
counts), NAC 706.2473 ref. 49 CFR 391.25 (6)	
counts), NAC 706.2473 ref. 49 CFR 391.27 (6)	
counts), NAC 706.2473 ref. 49 CFR 382.305 and)	
NAC 706.2473 ref. 49 CFR 396.17 (2 counts).)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 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 Respondent, American Investment Enterprises, Inc. d/b/a AMR was present through their Senior Operations Supervisor, Mark Wilton. Mr. Wilton 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 21919, 22332, 22333 and 22334 and the related Investigation Reports 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 NRS 706.468 (17 counts), related to failure to pay annual fee to the Authority by July 1, 2021, NAC 706.2473 ref. 49 CFR 391.23 (6 counts), conduct inquiries to previous employers and DMV at time of hire, NAC 706.2473 ref. 49 CFR 391.25 (6 counts), related to failure conduct annual review of drivers records, NAC 706.2473 ref. 49 CFR 391.27 (6 counts), related to failure to have driver complete certification of violations annually, NAC 706.2473 ref. 49 CFR 382.305, related to failure to enroll in a random drug testing consortium and NAC 706.2473 ref. 49 CFR 396.17 (2 counts), related to failure to conduct annual inspections on two vehicles in 2020;
3. That the total fine amount assessed will be \$200.00 for each violation, for a total fine amount of \$7,600.00, with \$3,800.00 suspended pending no further NRS 706 or NAC 706 violations 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;
2. That findings enter against the Respondent for violation of NRS 706.468 (17 counts), NAC 706.2473 ref. 49 CFR 391.23 (6 counts), NAC 706.2473 ref. 49 CFR 391.25 (6

counts), NAC 706.2473 ref. 49 CFR 391.27 (6 counts), NAC 706.2473 ref. 49 CFR 382.305 and NAC 706.2473 ref. 49 CFR 396.17 (2 counts).

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citations and Verified Complaints 21919, 22332, 22333 and 22334 issued to American Investment Enterprises, Inc. d/b/a AMR for violations of NRS 706.468 (17 counts), NAC 706.2473 ref. 49 CFR 391.23 (6 counts), NAC 706.2473 ref. 49 CFR 391.25 (6 counts), NAC 706.2473 ref. 49 CFR 391.27 (6 counts), NAC 706.2473 ref. 49 CFR 382.305 and NAC 706.2473 ref. 49 CFR 396.17 (2 counts) is hereby AFFIRMED;
2. That the *total* fine for Citation 21919, 22332, 22333 and 22334 shall be in the amount of Seven Thousand Six Hundred Dollars and Zero Cents (\$7,600.00), with Three Thousand Eight Hundred Dollars and Zero Cents (\$3,800.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within one year and timely payment of the fine amount; and

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

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

R. David Groover, 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#

52

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 22022, 22023 and 22024 issued)	
to Raiser, LLC d/b/a Uber for violations of	)	Citations 22022, 22023
NRS 706A.160(a)(b) (6 counts), NRS 706A.180(2) (6	)	and 22024
counts), NRS 706A.160(2)(a)(5) (6 counts),)	
NRS 706A.160(2)(A)(3) (22 counts),)	
NRS 706A.160(2)(A)(4) and NRS 706A.160(4) (23)	
counts).)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 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 Respondent, Raiser, LLC d/b/a Uber was present through Alex Larro, Esq. and Tabitha Chow.

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

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

1. To withdraw Citations 22022 and 22023;

2. To withdraw the alleged violation of NRS 706A.160(2)(a)(4) and reduce the alleged violation of NRS 706A.160(4) from 23 counts to 2 counts for Citation 22024.
3. That the Respondent's actions constituted violations of NRS 706A.160(4) (2 counts) related to failure to obtain copy of valid state business license; 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:

1. That a fine be assessed in the amount of \$800.00 for each violation (2 counts), for a total fine in the amount of \$1,600.00.

Respondent requested a reduction in the fine amount, stating based on an error rate of less than ½ of 1%, the fine amount should not double.

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 NRS 706A.160(4) (2 counts);
and
3. That a fine in the amount of \$800.00 be assessed.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22024, issued to Raiser, LLC d/b/a Uber for violations of NRS 706A.160(4) (2 counts), is hereby AFFIRMED;
2. That the *total* fine for Citation 22024 shall be in the amount of Eight Hundred Dollars and Zero Cents (\$800.00); 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

R. David Groover, 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: Citation 22313 issued to 1st Response)	
Towing, Inc. d/b/a The Tow Truck Company for	)	Citation 22313
violation of NAC 706.4275.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 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 Respondent, 1st Response Towing, Inc. d/b/a The Tow Truck Company was present through their General Manager, Brian Howard. Mr. Howard 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 22313 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 706.4275 related to use of an electronic signature without first obtaining a deviation for use;
3. To a fine in the amount of \$400.00 for the NAC 706.4275 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 706.4275.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22313, issued to 1st Response Towing, Inc. d/b/a The Tow Truck Company for violation of NAC 706.4275, is hereby AFFIRMED;
2. That the *total* fine for Citation 22313 shall be in the amount of Four Hundred Dollars and Zero Cents (\$400.00); 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

R. David Groover, 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 706.4275 (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#

54

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22474 issued to Agustin Silva Serrano)
for violations of NRS 706.386 and NRS 706.758.)
_____)

Citation 22474

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On September 10, 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, Agustin Silva Serrano, 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 22474 and the Investigation Report for the Citation into evidence (identified as State’s Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

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

DISCUSSION

The Hearing Officer recommended to the Authority:

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

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 22474, issued to Agustin Silva Serrano for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;

2. That the *total* fine for Citation Number 22474 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 violations of NRS 706 within one year and timely payment of fine amount;
3. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386;
4. That pursuant to NRS 706.758, the Respondent is to immediately **CEASE AND DESIST** any unlawful advertising; and

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

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

R. David Groover, 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#

55

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22572 issued to Jackie Movers, LLC)
for a violation of NRS 706.398 and NAC 706.218.) Citation 22572
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On September 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 Respondent, Jackie Movers, LLC was present through their Owner, Karol Pineda. Ms. Pineda elected to proceed without legal counsel.

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

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

1. To withdraw the alleged violation of NRS 706.398;
2. To admit into evidence the Citation 22572 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 the Respondent's actions constituted one violation of NAC 706.218 related to failure to file an annual report on time;
4. To a fine in the amount of \$100.00 for the NAC 706.218 violation; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.218.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 22572, issued to Jackie Movers, LLC for violation of NAC 706.218 is hereby AFFIRMED;
2. That the *total* fine for Citation 22572 shall be in the amount of One Hundred Dollars and Zero Cents (\$100.00); 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

R. David Groover, 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#

56

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22601 issued to Juan)	
Cabrera/American Towing & Recovery/ZDR	)	Citation 22601
Corporation for violation of NRS 706.386 and)	
NRS 706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 17, 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 22601 Juan Cabrera, 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 Citation 22601 and the Investigation Report for the Citation into evidence (identified as State’s Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That no CPCN had been issued by the Authority authorizing the operations or advertising undertaken by the Respondent in this matter;
3. That the Respondent's actions constituted one violation of NRS 706.386 and one violation of NRS 706.758 as alleged;
4. That the suspended fine of \$1,000.00 from Citation 21476 become immediately 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.

Authority Staff recommended the following fines and remedies:

1. That a fine be assessed in the amount of \$5,000.00 for the NRS 706.386 violation with \$4,000.00 of said fine amount suspended pending no further violations of NRS 706 within two years and timely payment of the fine amount;
2. That a fine be assessed in the amount of \$1,000.00 for the NRS 706.758 violation;

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 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;
3. That a fine be assessed in the amount of \$500.00 for the NRS 706.758 violation.

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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 22601, issued to Juan Cabrera/American Towing & Recovery/ZDR Corporation for violations of NRS 706.386 and NRS 706.758, is hereby **AFFIRMED**;
2. That the *total* fine for Citation 22601 shall be in the amount of Five Thousand Five Hundred Dollars and Zero Cents (\$5,500.00), with Four Thousand Dollars and Zero Cents (\$4,000.00) of said fine amount to be suspended pending no further NRS 706 violations within two years and timely payment of the fine amount;
3. That the suspended fine of \$1,000.00 from Citation 21476 shall immediately become due and owing;
4. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386;
5. That pursuant to NRS 706.758, the Respondent is to **CEASE AND DESIST** the unlawful advertising; and

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6. 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

R. David Groover, 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#

57

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 22602 issued to Eric Blanche for a violation of NRS 706.386.)
) Citation 22602
)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 17, 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, Eric Blanche 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 admit into evidence the Citation 22602 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 no CPCN had been issued by the Authority authorizing the operations or advertising undertaken by the Respondent in this matter
3. That the Respondent's actions constituted one violation of NRS 706.386;
4. To a fine in the amount of \$3,500.00 for the NRS 706.386 violation with \$3,250.00 of said fine amount suspended pending no further violations of NRS 706 within one year and timely payment of the fine amount; and
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 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 for Administrative Citation and Verified Complaint 22602, issued to Eric Blanche for violation of NRS 706.386 is hereby **AFFIRMED**;
2. That the *total* fine for Citation 22602 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 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

R. David Groover, 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#

58

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 22638 and 22833 issued to Personal)	
Sedan Service, LLC d/b/a PSS for violations of NAC	)	Citations 22638 and 22833
706.311 and NRS 706.463 (2 counts).)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 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 22638 and 22833, Personal Sedan Service, LLC d/b/a PSS, was present through their legal counsel, Brent Carson, 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 Citation 22638, citing the alleged violation of NAC 706.311;
2. To the admission of Citation 22833 and the Investigation Report for the Citation into evidence (identified as State’s Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

3. That the Respondent's actions constituted violation of NRS 706.463 (2 counts), related to failure to charge according to approved tariff;
4. That no fine be assessed for the NRS 706.463 (2 counts) violations; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for violation of NRS 706.463 (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 22833, issued to Personal Sedan Service, LLC d/b/a PSS for violation of NRS 706.463 (2 counts), is hereby AFFIRMED;
2. That no fine shall be assessed for Citation 22833; 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

R. David Groover, 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#

59

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: the impoundment pursuant to NRS 706.476 of	)	Impound 4001 and
a vehicle registered to and Citation 22693 issued to	)	Citation 22693
Yoismel Moreno-Labrada for violations of NRS)	
706.386 and NRS 706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 7, 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 22693 and registered owner of the impounded vehicle, Yoismel Moreno-Labrada, was present and elected to proceed without counsel. Compliance Audit Investigator, Marta Acevedo served as Interpreter.

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 22693 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 Yoismel Moreno-Labrada 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 \$1,000.00 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 \$4,500.00 of said fine amount suspended pending no further violations of NRS 706.386, NRS 706.476 or NRS 706.758 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 of violations of NRS 706.386, NRS 706.476 or NRS 706.758 within one year and timely payment of the outstanding fine amount for the

NRS 706.386 violation and the Respondent's voluntary disconnection of the telephone number used in the unlawful advertisement, **(725) 724-9521**, within 5 days of receipt of the Authority's final order; 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 22693, issued to Yoismel Moreno-Labrada for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
3. That a fine in the amount of One Thousand Dollars and Zero Cents (\$1,000.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22693 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 assessed for the violations of NRS 706.386 and NRS 706.758 to be suspended pending no further violations of NRS 706.386, NRS 706.476 or NRS 706.758 within one year and timely payment of the outstanding fine amount for the NRS 706.386 violation and the Respondent's voluntary disconnection of the telephone number used in the unlawful advertisement as outlined in paragraph eight (8) hereinbelow;
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;
 8. That, in addition to the fines imposed, the Respondent is further ordered as to the telephone number appearing in the unlawful advertising, **(725) 724-9521**, pursuant to NRS 706.758 as follows:
 - a. **Respondent shall cause the telephone number included in the advertising to be disconnected and provide written confirmation of such disconnection to the Authority's Chief of Enforcement, both within five 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;
 9. If Respondent fails to comply with ordering paragraph eight (8) hereinabove, the Authority will order the appropriate provider of telephone service to disconnect the telephone numbers included in the unlawful advertising; and

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10. 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

R. David Groover, 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# 60

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 22694 issued to Michael Muldrew for) Citation 22694
violations of NRS 706.386 and NRS 706.758.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 20, 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, Michael Muldrew, 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 22694 and the Investigation Report for the Citation into evidence (identified as State’s Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

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

DISCUSSION

The Hearing Officer recommended to the Authority:

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

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 22694, issued to Michael Muldrew for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;

2. That the *total* fine for Citation Number 22694 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 violations of NRS 706 within one year and timely payment of fine amount;
3. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386;
4. That pursuant to NRS 706.758, the Respondent is to immediately **CEASE AND DESIST** any unlawful advertising; and

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

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

R. David Groover, 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#

61

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: the impoundment pursuant to NRS 706.476 of	)	Impound 3987 and
a vehicle registered to and Citation 22697 issued to	)	Citation 22697
Rellan de Los Angeles for violation of NRS 706.386)	
and NRS 706.758.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 20, 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 22697 and registered owner of the impounded vehicle, Rellan de Los Angeles, 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 Citation 22697 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 Rellan de Los Angeles 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 (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 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. To a fine in the amount of \$150.00 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 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.

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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 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 22697, issued to Rellan de Los Angeles for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
3. That a fine in the amount of One Hundred Fifty Dollars and Zero Cents (\$150.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22697 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 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

R. David Groover, 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# 62

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: the impoundment pursuant to NRS 706.476	)	Impound 3988 and
of a vehicle registered to and Citations 22698 and	)	Citations 22698 and 22699
22699 issued to Carlos Gutman-Garcia for)	
violations of NRS 706.386 and NRS 706A.280.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 20, 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 22698 and 22699 and registered owner of the impounded vehicle, Carlos Gutman-Garcia, was present and elected to proceed without counsel. Financial Analyst Yvonne Shelton served as Interpreter.

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 22698 and 22699, 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 Carlos Gutman-Garcia 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 \$150.00 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 22698 and 22699, issued to Carlos Gutman-Garcia 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) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 22698 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 22699 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

R David Groover, 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#

63

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 22834 and 22845 issued to MAI NIV)
Enterprises Inc. d/b/a King's Towing for violations of) Citations 22834 and 22845
NAC 706.4275 (4 counts) and NAC 706.398.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 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 22834 and 22845, MAI NIV Enterprises Inc. d/b/a King's Towing, was present through its General Manager, Robert Segura. Mr. Segura elected to proceed without legal counsel.

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

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

1. To withdraw of NRS 706.398 violation;
2. To withdraw of 2 counts of NAC 706.4275 violation;

3. To the admission of Citations 22834 and 22845 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;
4. That Respondent pled no contest with the understanding that the following violation would be found; two violations of NAC 706.4275;
5. That the Respondent's actions constituted violations of NAC 706.4275, related to towing a vehicle from private property and utilized an electronic authorization without first having a deviation approved by the Authority;
6. To a fine in the amount of \$800.00 per count for each of the violations of NAC 706.4275 (2 counts);
7. That the suspended fine of \$400.00 from prior Citation 22466 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; and
2. That findings enter against the Respondent for violations of NAC 706.4275.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citations and Verified Complaints 22834 and 22845, issued to MAI NIV Enterprises Inc. d/b/a King's Towing for violations of NAC 706.4275, is hereby AFFIRMED;

2. That the *total* fine for Citations 22834 and 22845 shall be in the amount of One Thousand Six Hundred Dollars and Zero Cents (\$1,600.00);
3. That the suspended fine of \$400.00 from prior Citation 22466 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

R. David Groover, 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#

64

In re: Citation 23110 issued to The Tow Truck
Company for a violation of NAC 706.420.)
) Citation 23110
)

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

1. To admit into evidence the Citation 23110 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 706.420 related to failure to substantiate fees;
3. That no fine be assessed for the NAC 706.420 violation;
4. That Respondent refund \$248.00 to the Complainant 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 findings enter against the Respondent for violation of NAC 706.420.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23110, issued to The Tow Truck Company for violation of NAC 706.420 is hereby AFFIRMED;
2. That no fine shall be assessed for Citation 23110;
3. That Respondent shall refund \$248.00 to the Complainant in this matter; 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

R. David Groover, 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#

65

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 23135 and 23136 issued to MD)	
Nurul Amin for violations of NAC 706.3747.C1)	
(30 counts), NAC 706.3747.1 (7 counts),	)	Citations 23135 and 23136
NAC 706.376.11 (154 counts) and NAC 706.3761.1)	
(21 counts) Grounds for Suspension or Revocation)	
of Driver's Permit.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

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

1. On July 7, 2021, the Enforcement Staff of the Nevada Transportation Authority ("Staff") issued Citation 23135 and 23136 to MD Nurul Amin ("Respondent").
2. Respondent was cited for violation of Nevada Administrative Code ("NAC"), section NAC 706.3747.C1 (30 counts), NAC 706.3747.1 (7 counts), NAC 706.376.11 (154 counts) and NAC 706.3761.1 (21 counts).
3. On August 11, 2021, the Authority convened a hearing on the citations before Commissioner George Assad, Presiding Officer.
4. Appearance at the hearing was made by Louis V. Csoka, Esq., on behalf of Staff.
5. The Respondent, MD Nurul Amin, appeared and elected to proceed without legal counsel.

6. Adam Truitt, (“Truitt”) Compliance Enforcement Investigator for the Authority, testified on behalf of Staff.
7. Staff offered into evidence its investigative report, designated State’s Exhibit 1. Respondent offered no exhibits. All exhibits were admitted.
8. Truitt testified that he was assigned to investigate a complaint regarding Yellow Cab #186, driver identified as MD Nurul Amin.
9. According to the Investigation Report, the complaint was not substantiated, however Truitt followed up by requesting trip sheet documents from the Human Resource Manager.
10. After reviewing the trip sheets and trip history, Truitt issued Citations 23135 and 23136.
11. At the citation hearing, it was determined the Respondent had several prior citations for similar violations.
12. At the citation hearing, the State recommended revocation of Respondent’s driver permit.

DISSUSSION

1. Commissioner Assad, having fully considered the above-mentioned Findings of Fact and Conclusions of Law.
2. The testimony along with the evidence established substantial evidence in the record that violation of NAC 706.3747.C1 (30 counts), NAC 706.3747.1 (7 counts), NAC 706.376.11 (154 counts) and NAC 706.3761.1 (21 counts) has occurred.

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BASED ON THE FOREGOING, it is ORDERED that:

1. Respondent MD Nurul Amin violated NAC 706.3747.C1 (30 counts), NAC 706.3747.1 (7 counts), NAC 706.376.11 (154 counts) and NAC 706.3761.1 (21 counts) as alleged in Citation 23135 and 23136.
2. That the Respondent's NTA Driver's Permit be revoked and Respondent be placed on the NTA's ineligible driver's list.
3. 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

R. David Groover, 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#

66

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23138 issued to Lyft, Inc. for) Citation 23138
violation of NRS 706A.180(b).)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 11, 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, Lyft, Inc., was present by and through their Regulatory Counsel, John Brandt.

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 23138 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 NRS 706A.180(B) related to allowing a driver to use a vehicle with less than four doors; 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 \$800.00.

Respondent requested a reduction in the fine amount, stating an error in review of the vehicle documents and that Respondent has taken remedial action.

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 706A.180(b);
3. That a fine in the amount of \$400.00 be assessed for the NRS 706A.180(B) violation.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 23138, issued to Lyft, Inc. for violation of NRS 706A.180(b), is hereby **AFFIRMED**;
2. That the *total* fine for Citation Number 23138 shall be in the amount of Four Hundred Dollars and Zero Cents (\$400.00; 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

R. David Groover, 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#

67

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citation 23140 issued to Dawn Dowden for a violation of NAC 706.234.1.)
) Citation 23140
)
_____)

At a general session of the Nevada Transportation Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On August 11, 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, Dawn Dowden, 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 23140 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 706.234.1 related to leaving a vehicle unattended in a passenger loading zone;
3. To a fine in the amount of \$100.00 for the NAC 706.234.1 violation with \$50.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within one year and timely payment of the fine amount; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.234.1.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 23140, issued to Dawn Dowden for violation of NAC 706.234.1 is hereby **AFFIRMED**;
2. That the *total* fine for Citation 23140 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 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

R. David Groover, 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# 68

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

Citation 23213 issued to John Verhunce III for)
violation of NAC 706.2473 ref. 49 CFR 382.213.) Citation 23213
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

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

1. On June 17, 2021, the Enforcement Staff of the Nevada Transportation Authority (“Staff”) issued Citation. 23213 to John Verhunce III (“Respondent”).
2. Respondent was cited for a violation of Nevada Administrative Code (“NAC”), section 706.2473 ref. 49 CFR 382.213.
3. On September 21, 2021, the Authority convened a hearing on the citation before Commissioner George Assad, Presiding Officer.
4. Appearance at the hearing was made by Louis V. Csoka, Esq., on behalf of Staff.
5. The Respondent failed to appear after being properly served by Certified Mail.
6. William. Schilling, (“Schilling”) Compliance Enforcement Investigator for the Authority, testified on behalf of Staff.
7. Staff offered into evidence its investigative report, designated State’s Exhibit 1. Respondent offered no exhibits. All exhibits were admitted.

8. Schilling testified that he received a taxicab crash report from Reno Sparks Cab Company regarding an accident involving John Verhunce III.
9. The driver, John Verhunce III, was sent for a post-accident drug test.
10. The results showed that the driver tested positive for marijuana.
11. Schilling contacted the Respondent who stated he was not aware it was not legal to use marijuana while employed as a taxicab driver.

DISSUSSION

1. Commissioner Assad, having fully considered the above-mentioned Findings of Fact and Conclusions of Law recommended to the Authority that the Respondent was properly noticed and received due process and an opportunity to be heard.
2. The testimony along with the evidence established substantial evidence in the record that the violation of NAC 706.2473 ref. 49 CFR 382.213 has occurred.

BASED ON THE FOREGOING, it is ORDERED that:

1. Respondent John Verhunce III violated NAC 706.2473 ref. 49 CFR 382.213 as alleged in Citation 23213.
2. That the Respondent's NTA Driver's Permit be revoked and Respondent be placed on the NTA's ineligible driver's list.

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3. 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

R. David Groover, 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# 69

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: the impoundment pursuant to NRS 706.476 of a) Impound 4208 and
vehicle registered to and Citation 23221 issued to) Citation 23221
Sunset Limousine Services, LLC for violations of NRS)
706.386 (3 counts) and NRS 706.758.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer DeRose

ORDER

On September 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 Citation 23221 and registered owner of the impounded vehicle, Sunset Limousine Services, LLC, was present by and through their legal counsel, Pete Cladianos, 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 dismiss the alleged violation of NRS 706.758;

2. To the admission of Citation 23221, 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 Sunset Limousine Services, LLC is the registered owner of the impounded vehicle in this matter and an authorized representative was present at the hearing regarding said vehicle;
4. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and NRS 706.2(b)(3) in that:
 1. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
 2. The impounded vehicle did not meet the required standards of the Authority;
5. That no CPCN had been issued by the Authority authorizing the operations undertaken by the Respondent in this matter;
6. That the Respondent's actions constituted violation of NRS 706.386 (3 counts) 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 (waiver entered as Exhibit 2).

Authority Staff recommended the following fines and remedies:

1. That fine in the amount of \$10,000.00 be assessed for the impoundment of the vehicle in this matter; and
2. That a fine be assessed in the amount of \$10,000.00 for the NRS 706.386 (3 counts) violation.

As a basis for the recommended fines and remedies, Authority Staff stated Respondent has had several prior violations.

Respondent requested a reduction in fine amounts, stating that they did not understand they could not operate in that capacity.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority;
4. That a fine be assessed in the amount of \$10,000.00 for the impoundment of the vehicle in this matter;
5. That a fine be assessed in the amount of \$5,000.00 for the NRS 706.386 violation;

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 23221, issued to Sunset Limousine Services, LLC for violation of NRS 706.386, is hereby AFFIRMED;
3. That a fine in the amount of Ten Thousand Dollars and Zero Cents (\$10,000.00) shall be assessed for the impoundment of the vehicle in this matter;

4. That the *total* fine for Citation 23221 shall be in the amount of Five Thousand Dollars and Zero Cents (\$5,000.00); and
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;

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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

R. David Groover, 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#

70

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re the impoundment pursuant to NRS 706.476 of)
a vehicle registered to Steven Eason.)

)

Impound 3811

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On September 17, 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, Steven Eason, 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 3811 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 tow car services; 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 \$200.00 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 \$100.00 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 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
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

R. David Groover, 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#

71

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: the impoundment pursuant to NRS 706.476) Impound 3948
of a vehicle registered to Andres Garcia.)
_____))

At a general session of the Nevada Transportation Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

On September 10, 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, Andres Garcia, was present by and through his power of attorney, Agustin Silva Serrano. Mr. Serrano 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 3948 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 transportation of household goods; and
 - b. That the impounded vehicle did not meet all required standards of the Authority;
4. To a fine in the amount of \$250.00 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 Two Hundred Fifty Dollars and Zero Cents (\$250.00) 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

R. David Groover, 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#

72

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re the impoundment pursuant to NRS 706.476 of)
a vehicle registered to ZDR Corporation.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

On September 17, 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, ZDR Corporation, was present by and through their Power of Attorney, Juan Cabrera. Mr. Cabrera 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 4270 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 an authorized 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 tow car services; 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 \$1,000.00 for the impoundment of the vehicle in this matter.

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 \$500.00 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 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

R. David Groover, 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#

73

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of On The Go Transpo,)
LLC for a certificate of public convenience and)
necessity to provide consent-only tow car service) Docket 21-03025
within the State of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
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 19, 2021, On The Go Transpo, LLC ("Applicant") filed with the Authority an Application to provide consent-only car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 21-03025.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That on June 17, 2021 a limited background hearing was held with Commissioner David Newton acting as Hearing Officer.
4. That based upon all the records relating to the Application, after investigation and testimony provided, 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:

On the Go Transpo, LLC
Docket 21-03025
November 4, 2021 General Session

IT HAS BEEN SUGGESTED THAT THIS MATTER BE CONDUCTED AT A CLOSED SESSION

Compliance Investigator Desiree Main reports the following:

June 17th – limited background hearing was held with Commissioner Newton. The result of this hearing was the applicant was to obtain a police report. If the report was consistent with the testimony then the docket would be placed on the General Session Agenda with an approval recommendation.

Compliance Investigator Main attempted every 2-3 weeks to follow up with the applicant to get the requested document. Mr. Lopez indicted each time that the police departments and the attorney general's office were giving him a hard time about releasing the report.

September 29th – The applicant was impounded for operating illegally without a CPCN. He came into the office attempting to tell Investigator Main that no one told him he couldn't operate.

October 1st – Impound Hearing was held. Commissioner Gibbons told Mr. Lopez to work with Investigator Main to obtain the requested document to continue the application process.

October 4th – Mr. Lopez provided the requested police report to Investigator Main.

Commissioner Newton recommended that this item go back before the re-assigned Commissioner for consideration since he is no longer with the Agency. Commissioner Gibbons requested that it be placed on the agenda for review by the full commission.

CONCLUSION;

Based on the fact that it took Mr. Lopez four months to obtain the requested document and he was impounded for operating illegally during that time period staff does not support this application.

Agenda Item#

74

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Llamas Towing, LLC for)
a certificate of public convenience and necessity to)
provide consent-only tow car service within the) Docket 21-05035
State of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 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, Llamas Towing, LLC ("Applicant") filed with the Authority an
Application to provide consent-only car service by tow car vehicle within the State of
Nevada. Said Application was designated as Docket 21-05035.
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.

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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 7501** shall be Llamas 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.

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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

R. David Groover, 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: 21-05035	DATE APPLICATION WAS FILED: 05/25/2021
APPLICANT: Raul Llamas	TITLE: Owner
COMPANY NAME: Llamas Towing, LLC	
ADDRESS: 3420 Landau St. N Las Vegas, NV 89030	
PHONE NUMBERS: (702) 931-4085	
INVESTIGATOR: M. Acevedo	DATE ASSIGNED: 6/14/2021

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

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	

Identify each owner and their percentage of ownership: Raul L. Llamas 100%

Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B
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Briefly describe the responsibilities of each owner.
<p>Raul L. Llamas – will be responsible for all day-to-day operations, including vehicle maintenance file, and driver qualification file, financial operations of the company, dispatching and hiring/firing of drivers and driver.</p> <p><i>Driver Training.</i></p>

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): Raul L. Llamas			
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)			

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 N/A
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Identify key personnel who have no ownership interest and briefly describe their responsibilities:

Applicant will hire new staff as necessary.

Describe the type and number of vehicles the applicant intends to operate:

A. Type of Vehicles: 2017 - Freightliner Flatbed

B. Number of Vehicles: 1

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

Describe the facilities to be used for this operation:

Business office will be the applicant's residence.

Address (If Known):

3420 Landau St. N. Las Vegas, NV. 89030

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

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

This will be a commercial or storage location. Facility address will be provided in the Compliance Phase.

Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority?	YES	X	NO	
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Can the Applicant secure insurance as required by NAC 706.191?	YES	X	NO	
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Attach appropriate proof of insurance, or ability to obtain, as an exhibit.	Exhibit D
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Attach copies of the Applicant's tow bill, tow invoice (whichever is applicable) and for tow companies only, a copy of a tariff.	Exhibit E
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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	
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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	
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Does the Applicant understand the requirement that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382? YES	X	NO	
Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program? YES		NO	X
If so, which laboratory? Will be done in the compliance phase			

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	Apply for a tow car plate(s).
11	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: M.Acevedo	DATE: 10.06.21
REVIEWED BY SUPERVISOR:	DATE: 10/7/21
REVIEWED BY FINANCIAL ANALYST	DATE:
REVIEWED BY APPLICATION MANAGER	DATE: 10/15/21

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#

75

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Sin City Hook-Up)
Towing, LLC for a certificate of public convenience)
and necessity to provide consent-only tow car) Docket 21-06004
service within the State of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
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 2, 2021, Sin City Hook-Up Towing, LLC ("Applicant") filed with the Authority an Application to provide consent-only car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 21-06004.
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.

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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 7493** shall be Sin City Hook-up 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.

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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

R. David Groover, 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: 21-06004	DATE APPLICATION WAS FILED: 06/02/21
APPLICANT: Abel G Mendoza	TITLE: Owner
COMPANY NAME: Sin City Hook-up Towing, LLC	
ADDRESS: 308 Smoking Loon Ave, N. Las Vegas, NV 89031	
PHONE NUMBERS: 702-600-5076	
INVESTIGATOR: K. Rayson	DATE ASSIGNED: 07/28/21

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

Identify each owner and their percentage of ownership:

Abel G Mendoza – 100%

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

Briefly describe the responsibilities of each owner.

Abel G Mendoza – Driver, Training, Hiring and Firing, Maintaining Driver Qualification and Vehicle Maintenance Files and all Day to Day Operations.

Has the criminal background check disclosed any issue of concern?	YES		NO	X
Name(s):				
Abel G Mendoza				
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)				



 10/6/21

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:
None at this time.

Describe the type and number of vehicles the applicant intends to operate:
A. Type of Vehicles:
Flat bed tow car
B. Number of Vehicles:
Applicant plans to begin operating with one vehicle

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

Describe the facilities to be used for this operation:				
Applicant plans to operate a home-based business				
Address (If Known):				
308 Smoking Loon Ave North Las Vegas, NV 89031				
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	X	NO	
Provide address (If known):				
Applicant will secure storage location during compliance				

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	X
If so, which laboratory?				

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	Apply for a tow car plate(s).
11	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: 	DATE: 10/6/21
REVIEWED BY SUPERVISOR: 	DATE: 10/6/21
REVIEWED BY FINANCIAL ANALYST: NA	DATE:
REVIEWED BY APPLICATION MANAGER: 	DATE: 10/6/21

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#

76

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of NV Towing & Transport, LLC for a certificate of public convenience and necessity to provide consent-only tow car service within the State of Nevada.)
)
) Docket 21-06027
)
)
_____)

At a general session of the Nevada Transportation Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
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 17, 2021, NV Towing & Transport, LLC ("Applicant") filed with the Authority an Application to provide consent-only car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 21-06027.
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 7499** shall be NV Towing & 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

R. David Groover, 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: 21-06027	DATE APPLICATION WAS FILED: 06/17/2021
APPLICANT: Kesiha Lockhart	TITLE: Owner
COMPANY NAME: NV Towing & Transport LLC	
ADDRESS: 698 S Racetrack Rd., Unit 521, Henderson, NV 89015	
PHONE NUMBERS: 725-373-8493	
INVESTIGATOR: D. Main	DATE ASSIGNED: 06/28/21

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		Contract Carrier			Airport Transfer
Scenic Tours		Special Services		Taxi			Tow Car
HHG		NEMT		US DOT Authority			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	
Partnership		Sole Proprietorship	

Identify each owner and their percentage of ownership:
Kesiha Lockhart – 100%

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

Briefly describe the responsibilities of each owner.
Ms. Lockhart will be the sole responsible person for all day-to-day operations of the business. To include maintenance of the driver qualification and vehicle maintenance files, hiring, firing and training of all employees as well as oversight of all other business-related activities.
Ms. Lockhart intends to be the sole driver for the company and will add drivers as the business grows.

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): Kesiha Lockhart – no issues of concern			
Has there been any previous NTA enforcement action? (Including against the company's 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)			



 9/24/21

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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: Ford F-550	
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: Home Office	
Address (If Known): 698 S Racetrack Rd., Unit 524, Henderson, NV 89015	
Does the Applicant have an acceptable Timekeeping method?	YES NO
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):	To be determined during compliance		

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	X
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>[Signature]</i>	DATE: <i>09/20/21</i>
REVIEWED BY SUPERVISOR: <i>[Signature]</i>	DATE: <i>9/22/21</i>
REVIEWED BY FINANCIAL ANALYST <i>N/A</i>	DATE:
REVIEWED BY APPLICATION MANAGER <i>[Signature]</i>	DATE: <i>9/23/21</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#

77

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Thiago Towing, LLC for)
a certificate of public convenience and necessity to)
provide consent-only tow car service within the) Docket 21-06032
State of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 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 17, 2021, Thiago Towing, LLC ("Applicant") filed with the Authority an
Application to provide consent-only car service by tow car vehicle within the State of
Nevada. Said Application was designated as Docket 21-06032.
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.

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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 7494** shall be Thiago 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

R. David Groover, 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: 21-06032	DATE APPLICATION WAS FILED: 06/28/2021
APPLICANT: Henry Rodriguez Cruz	TITLE: Owner
COMPANY NAME: THIAGO TOWING, LLC	
ADDRESS: 4440 WELTER AVE LAS VEGAS NV 89104	
PHONE NUMBERS: 702 604 3572	
INVESTIGATOR: WOODS	DATE ASSIGNED: 06/28/2021

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
HG		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	X	Partnership		Sole Proprietorship	

Identify each owner and their percentage of ownership: HENRY RODRIGUEZ CRUZ 100%	
--	--

Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B
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Briefly describe the responsibilities of each owner. HENRY CRUZ WILL BE RESPONSIBLE FOR HIRING/FIRING OF EMPLOYEES, VEHICLE MAINTENANCE FILES, DRIVER QUALIFICATION FILES, OPERATING TOW TRUCK, AND ALL OTHER DAY TO DAY OPERATIONS.	
--	--

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): HENRY RODRIGUEZ CRUZ			
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
 7/24/21 CB 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: NONE NOTED AT THIS TIME

Describe the type and number of vehicles the applicant intends to operate: A. Type of Vehicles: PETERBUILT 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
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Describe the facilities to be used for this operation: TO BE DETERMINED DURING COMPLIANCE Address (If Known): 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): TO BE DETERMINED DURING COMPLIANCE
--

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
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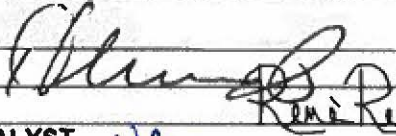


Attach copies of the Applicant's charter orders, tow bill, tow invoice (whichever is applicable) and for tow companies only, a copy of a tariff.	Exhibit E
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Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain 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? 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 tow bill 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: WOODS		DATE: 9/16/21
REVIEWED BY SUPERVISOR:		DATE: 9/16/21
REVIEWED BY FINANCIAL ANALYST	NA	DATE:
REVIEWED BY APPLICATION MANAGER		DATE: 9/23/21

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# 78

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

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

Docket 21-07014

At a general session of the Nevada Transportation Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

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

1. That on July 15, 2021, El Cuba Towing Services, LLC (“Applicant”) filed with the Authority an Application to provide consent-only car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 21-07014.
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 7498** shall be issued El Cuba Towing Services, 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

R. David Groover, 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: 21-07014	DATE APPLICATION WAS FILED: 07/15/2021
APPLICANT: Agustin Lazaro Aguilera Rubio	TITLE: Owner
COMPANY NAME: El Cuba Towing Services, LLC	
ADDRESS: 2613 Valley Street, Las Vegas, NV 89101	
PHONE NUMBERS: 702-354-4860	
INVESTIGATOR: D. Main	DATE ASSIGNED: 08/06/21

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		Contract Carrier				Airport Transfer		
Scenic Tours		Special Services		Taxi				Tow Car		
HHG		NEMT		US DOT Authority				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	X	Partnership	
				Sole Proprietorship	

Identify each owner and their percentage of ownership:

Agustin Lazaro Aguilera Rubio – 100%

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

Briefly describe the responsibilities of each owner.

Mr. Rubio will over see all of the day-to-day operations of the business. He does not meet the requirements to be a driver and intends to hire a driver/manager for his business as noted below.

Has the criminal background check disclosed any issue of concern?	YES		NO	X
Name(s): Agustin Lazaro Aguilera Rubio and Daniel Aguilar Pamplona – 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)				


 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:
Daniel Aguilar Pamplona will be the manager and will maintain the driver qualification and vehicle maintenance files. He will also be responsible for hiring, firing and training of all new drivers. Initially Mr. Pamplona will be the sole driver for the company.

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

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

Describe the facilities to be used for this operation: Residential Office Space
Address (If Known): 2613 Valley Street, Las Vegas, NV 89101
Does the Applicant have an acceptable Timekeeping method? YES <input type="checkbox"/> NO <input type="checkbox"/>
If Yes, Describe: COMPLIANCE

Does the Applicant plan to store their vehicles at a location other than their business domicile? YES <input type="checkbox"/> X NO <input type="checkbox"/>
Provide address (If known): COMPLIANCE – applicant understands that they will have to show proof of an acceptable equipment point.

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

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 <input type="checkbox"/> X 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 type="checkbox"/> X 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 type="checkbox"/> X NO <input type="checkbox"/>

Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program?	YES	NO	X
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 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: 10/08/21
REVIEWED BY SUPERVISOR: <i>[Signature]</i>	DATE: 10/12/21
REVIEWED BY FINANCIAL ANALYST: <i>N/A</i>	DATE:
REVIEWED BY APPLICATION MANAGER: <i>[Signature]</i>	DATE: 10/12/21

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# 79

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of K&R Enterprises LV,)
LLC, d/b/a EMF Towing for a certificate of public)
convenience and necessity to provide consent-only) Docket 21-08004
tow car service within the State of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

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

1. That on August 3, 2021, K&R Enterprises LV, LLC, d/b/a EMF Towing ("Applicant") filed with the Authority an Application to provide consent-only car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 21-08004.
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 7495** shall be issued K&R Enterprises LV, LLC, d/b/a EMF Towing as specified below:

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

Between points and places within the State of Nevada.

Restriction: Holder shall perform consent-only tows.

2. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:
 - a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational fitness and immediately report to Authority Staff any such material changes, should they occur.
 - b. File with the Authority evidence, (Form E) in the Applicant's name.
 - c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicle(s) covered.
 - d. Make vehicle(s) available for inspection by Enforcement Staff to ensure that they are properly registered in the motor carrier's name, display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170 and NAC 706.412. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.
 - e. Ensure driver qualification files are setup in accordance with CFR 391.51. Explain and make available for review, the set-up for the time tracking method put into place. Ensure that all drivers have pre-employment drug testing in accordance with Part 40 and CFR 382.301. Make available to Enforcement Staff, inspection of their business and vehicle domiciles, if different from their business location.
 - f. Provide proof that the Applicant is 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

R. David Groover, 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: 21-08004	DATE APPLICATION WAS FILED: 8/3/21
APPLICANT: Cristina Perkins	TITLE: Owner
COMPANY NAME: K & R Enterprises LV, LLC d/b/a EMF Towing	
ADDRESS: 9391 Jeremy Blaine Ct, Las Vegas, NV 89139	
PHONE NUMBERS: 702-332-8139	
INVESTIGATOR: K. Rayson	DATE ASSIGNED: 8/21/21

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	What type of service?	
Charter Limousine		Charter Bus		Contract Carrier		Airport Transfer	
Scenic Tours		Special Services		Taxi		Tow Car	
HHG		NEMT		US DOT Authority		Other States	

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

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

Identify each owner and their percentage of ownership:	
Cristina Perkins – 50%	
Re'Onna Taylor – 50%	

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

Briefly describe the responsibilities of each owner.	
Cristina Perkins –Dispatch, Hiring and Firing, Driver Qualification Files, Vehicle Maintenance Files, Training. Will not be a driver.	
Re'Onna Taylor – Dispatch, Training. Will not be a driver.	

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s):			
Cristina Perkins – 50%			
Re'Onna Taylor – 50%			



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)				

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
	C

Identify key personnel who have no ownership interest and briefly describe their responsibilities:
None at this time

Describe the type and number of vehicles the applicant intends to operate:
A. Type of Vehicles:
Flatbed Tow Truck
B. Number of Vehicles:
1

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

Describe the facilities to be used for this operation:				
Commercial business location				
Address (If Known):				
111 W Wyoming Las Vegas, NV 89102				
Does the Applicant have an acceptable Timekeeping method?	YES	X	NO	
If Yes, Describe:				

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

	Exhibit
Attach copies of the Applicant's charter orders, tow bill, tow invoice (whichever is applicable) and for tow companies only, a copy of a tariff.	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	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	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	NO	
Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program?	YES	NO	
If so, which laboratory?			

Has the Applicant signed the NTA Knowledge Statement?	YES	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 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	Apply for a tow car plate(s).
11	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>[Signature]</i>	DATE:	<i>10/8/21</i>
REVIEWED BY SUPERVISOR:	<i>[Signature]</i>	DATE:	<i>10/12/21</i>
REVIEWED BY FINANCIAL ANALYST	<i>NA</i>	DATE:	
REVIEWED BY APPLICATION MANAGER	<i>[Signature]</i>	DATE:	<i>10/12/21</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# 80

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Fleming Investments,)
LLC d/b/a Big O's Towing for a certificate of)
public convenience and necessity to provide) Docket 21-08011
consent-only tow car service within the State of)
Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

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

1. That on August 9, 2021, Fleming Investments, LLC d/b/a Big O's Towing ("Applicant") filed with the Authority an Application to provide consent-only car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 21-08011.
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.

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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 7497** shall be issued Fleming Investments, LLC d/b/a Big O's Towing as specified below:

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

Between points and places within the State of Nevada.

Restriction: Holder shall perform consent-only tows.

2. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:
 - a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational fitness and immediately report to Authority Staff any such material changes, should they occur.
 - b. File with the Authority evidence, (Form E) in the Applicant's name.
 - c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicle(s) covered.
 - d. Make vehicle(s) available for inspection by Enforcement Staff to ensure that they are properly registered in the motor carrier's name, display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170 and NAC 706.412. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.
 - e. Ensure driver qualification files are setup in accordance with CFR 391.51. Explain and make available for review, the set-up for the time tracking method put into place. Ensure that all drivers have pre-employment drug testing in accordance with Part 40 and CFR 382.301. Make available to Enforcement Staff, inspection of their business and vehicle domiciles, if different from their business location.
 - f. Provide proof that the Applicant is 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

R. David Groover, 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: 21-08011	DATE APPLICATION WAS FILED: 8/9/21
APPLICANT: Alisha Anne Grundy	TITLE: Owner
COMPANY NAME: Fleming Investments, LLC d/b/a Big O's Towing	
ADDRESS: 371 Foster Springs Rd, Las Vegas, NV 89148	
PHONE NUMBERS: 702-712-1894	
INVESTIGATOR: K. Rayson	DATE ASSIGNED: 8/21/21

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		Contract Carrier		Airport Transfer	
Scenic Tours		Special Services		Taxi		Tow Car	
HHG		NEMT		US DOT Authority		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		X	Partnership		Sole Proprietorship

Identify each owner and their percentage of ownership:
Alisha Anne Grundy – 100%

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

Briefly describe the responsibilities of each owner.
Alisha Anne Grundy - Hiring and Firing, Maintaining Driver Qualification and Vehicle Maintenance files, Oversee all day to day operations. Will hire driver and driver trainer.

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s):			
Alisha Anne Grundy			
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
 9/28/21 *AB* 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: None currently, will hire as needed.
--

Describe the type and number of vehicles the applicant intends to operate: A. Type of Vehicles: Applicant will purchase tow car vehicle, possibly a flatbed style, during compliance B. Number of Vehicles: Applicant plans to begin operation with one vehicle

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

Describe the facilities to be used for this operation: Applicant plans to operate a home based business Address (If Known): 371 Foster Springs Rd Las Vegas, NV 89148 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 X NO Provide address (If known): Applicant will secure vehicle storage location during compliance.
--

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 E
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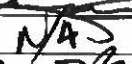

Attach copies of the Applicant's charter orders, tow bill, tow invoice (whichever is applicable) and for tow companies only, a copy of a tariff.	Exhibit F
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Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain 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		NO	X
If so, which laboratory?				

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

COMPLIANCE ITEMS

1	Avoid Material Changes
2	File with the Authority evidence, (Form E), 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	Apply for a tow car plate.
11	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: 	DATE: 9/22/21
REVIEWED BY SUPERVISOR: 	DATE: 9/28/21
REVIEWED BY FINANCIAL ANALYST: 	DATE: 9/28/21
REVIEWED BY APPLICATION MANAGER: 	DATE: 9-28-21

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#

81

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of JC Towing & Transport,)
LLC d/b/a JC Towing & Transport for a certificate)
of public convenience and necessity to provide) Docket 21-08012
consent-only tow car service within the State of)
Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

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

1. That on August 9, 2021, JC Towing & Transport, LLC d/b/a JC Towing & Transport ("Applicant") filed with the Authority an Application to provide consent-only car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 21-08012.
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 7496** shall be issued JC Towing & Transport, LLC d/b/a JC Towing & Transport 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

R. David Groover, 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: 21-08012	DATE APPLICATION WAS FILED: 08/09/2021
APPLICANT: Mirtha J. Laredo	TITLE: Owner
COMPANY NAME: JC Towing & Transport, LLC dba JC Towing & Transport	
ADDRESS: 2825 E Webb Ave. N. Las Vegas, NV 89030	
PHONE NUMBERS: (702) 583-1477	
INVESTIGATOR: M. Acevedo	DATE ASSIGNED: 08/21/2021

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		Contract Carrier			Airport Transfer
Scenic Tours		Special Services		Taxi			Tow Car
HHG		NEMT		US DOT Authority			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	X	Partnership
		Sole Proprietorship		

Identify each owner and their percentage of ownership:
Mirtha Julieta Laredo Meza – 100%

Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B
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Briefly describe the responsibilities of each owner.
Mirtha Julieta Laredo Meza - Day to day operations Manager, financial operations, driver qualification file/vehicle maintenance file, hiring/firing.

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): Mirtha Julieta Laredo Meza			
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)			

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
	C

Identify key personnel who have no ownership interest and briefly describe their responsibilities: <i>Applicant will hire a driver and office staff as need be.</i> <i>(Driver + trainer included)</i>
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Describe the type and number of vehicles the applicant intends to operate:
A. Type of Vehicles: 4300 International - TWK
B. Number of Vehicles: 1

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

Describe the facilities to be used for this operation:				
<i>The local business office will be the applicant's primary residence</i>				
Address (If Known):				
2825 E Webb Ave, N. Las Vegas, NV 89030				
Does the Applicant have an acceptable Timekeeping method?	YES	X	NO	
If Yes, Describe: <i>Dispatch log</i>				

Does the Applicant plan to store their vehicles at a location other than their business domicile?				
<i>Tow truck will be parked in commercial/storage location.</i>	YES	X	NO	
Provide address (If known): <i>will be provided in the compliance phase</i>				

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
	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
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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		NO	X

If so, which laboratory? *It will be provided in the compliance phase*

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 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	Apply for a tow car plate(s).
✓ 11	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: M. Acevedo	DATE: 10-06-21
REVIEWED BY SUPERVISOR:	DATE: 10/7/21
REVIEWED BY FINANCIAL ANALYST	DATE:
REVIEWED BY APPLICATION MANAGER	DATE: 10/15/21

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#

82

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of TOWS R US, LLC for a)
certificate of public convenience and necessity to)
provide consent-only tow car service within the) Docket 21-08021
State of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

COMPLIANCE ORDER

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

1. That on August 19, 2021, TOWS R US, LLC ("Applicant") filed with the Authority an
Application to provide consent-only car service by tow car vehicle within the State of
Nevada. Said Application was designated as Docket 21-08021.
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 7500** shall be issued TOWS R US, 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

R. David Groover, 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: 21-08021	DATE APPLICATION WAS FILED: 8/19/21
APPLICANT: Jorge Ramirez	TITLE: Owner
COMPANY NAME: Tows R US, LLC	
ADDRESS: 8699 Grand Sequoia St, Las Vegas, NV 89139	
PHONE NUMBERS: 702-806-1540	
INVESTIGATOR: K. Rayson	DATE ASSIGNED: 8/21/21

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
							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	

Identify each owner and their percentage of ownership:

Jorge Ramirez – 100%

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

Briefly describe the responsibilities of each owner.

Jorge Ramirez – Driver, Hiring and Firing, Training, Maintain Driver Qualification Files and Vehicle Maintenance Files and All day to day Operations

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): Jorge Ramirez			
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
10/12/21 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:
None at this time

Describe the type and number of vehicles the applicant intends to operate:
A. Type of Vehicles:
2007 GMC 5500 Flat-bed Tow Truck
B. Number of Vehicles:
Applicant plans to being operations with one truck

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

Describe the facilities to be used for this operation:				
Applicant plans to operate a home based business				
Address (If Known):				
Applicant will secure vehicle storage location during compliance				
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	X	NO	
Provide address (If known):				
Will secure storage location during compliance				

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	X
If so, which laboratory?				

Has the Applicant signed the NTA Knowledge Statement?	YES		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 bill in accordance with NAC 706.420, <u>OR</u> , if consent only copy of tow invoice which includes the CPCN number granted.
8	File a copy of dispatch log in accordance with NAC 706.430, <u>OR</u> , if consent only 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	Apply for a tow car plate.
11	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>H. Ray</i>	DATE: 10/8/21
REVIEWED BY SUPERVISOR: <i>[Signature]</i>	DATE: 10/12/21
REVIEWED BY FINANCIAL ANALYST: <i>NTA</i>	DATE:
REVIEWED BY APPLICATION MANAGER: <i>[Signature]</i>	DATE: 10/12/21

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#

83

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Application of RBH, LLC for a)
Certificate of Public Convenience and Necessity to) Docket 21-06035
provide intrastate charter bus service within the State)
of Nevada.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
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 23, 2021 RBH, LLC ("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 21-06035.
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 2291** shall be issued to RBH, LLC 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 complying with all municipal, county, and homeowner's 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.

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

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

R. David Groover, 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: 21-06035	DATE APPLICATION WAS FILED: 07/01/2021
APPLICANT: Tewodros "Teddy" Mekonen	TITLE: Owner
COMPANY NAME: RBH, LLC	
ADDRESS: 6335 Oread Ave. Las Vegas, NV. 89139	
PHONE NUMBERS: (702) 417-1555	
INVESTIGATOR: M.Acevedo	DATE ASSIGNED: 7/28/2021

GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)

WHAT TYPE OF SERVICE IS PROPOSED?	
Charter Bus	<input checked="" type="checkbox"/>
*Tow Car	<input type="checkbox"/>
*Consent	<input 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 type="checkbox"/>	Airport Transfer
Scenic Tours		Special Services		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Tow Car
HHG		NEMT		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	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:	
Tewodros Mekonen 100%	

Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B
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Briefly describe the responsibilities of each owner.	
Tewodros Mekonen – Day to day/financial operations, hiring and firing, training, driver qualification file and vehicles maintenance file and driver.	

Has the criminal background check disclosed any issue of concern?	YES	NO	X
Name(s): Tewodros Mekonen -			
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)			

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 N/A
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Identify key personnel who have no ownership interest and briefly describe their responsibilities: <i>Applicant will add new personnel as need be.</i>

Describe the type and number of vehicles the applicant intends to operate: A. Type of Vehicles: 2014, Ford - F450 B. Number of Vehicles: 1
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Attach photographs of vehicles as an exhibit. If available, provide copies of vehicle titles and registration.	Exhibit C N/A
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Describe the facilities to be used for this operation: Applicant has not secured an office or storage where it will be keeping all its business records as well as storage for the vehicle. This will be done during compliance Address (If Known): Will be done in compliance phase. 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 X NO Provide address (If known):

Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority? YES X NO Can the Applicant secure insurance as required by NAC 706.191? YES X NO Attach appropriate proof of insurance, or ability to obtain, as an exhibit. Exhibit D
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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
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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? <i>Will be done in compliance phase</i>	YES		NO	X
If so, which laboratory?				

Has the Applicant signed the NTA Knowledge Statement?	YES		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 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	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: M. Acevedo	<i>[Signature]</i>	DATE: 10.7.21
REVIEWED BY SUPERVISOR:	<i>[Signature]</i>	DATE: 10/7/21
REVIEWED BY FINANCIAL ANALYST	<i>N/A</i>	DATE:
REVIEWED BY APPLICATION MANAGER	<i>[Signature]</i>	DATE: 10/15/21

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#

84

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Application of Lo Enterprises,)
LLC d/b/a Superstar Transportation for a Certificate) Docket 21-06036
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 November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
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 23, 2021 Lo Enterprises, LLC d/b/a Superstar Transportation v("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 21-06036.
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 2292** shall be issued to Lo Enterprises, LLC d/b/a Superstar 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 complying with all municipal, county, and homeowner's 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.

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

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

R. David Groover, 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: 21-06036	DATE APPLICATION WAS FILED: 06/23/2021
APPLICANT: Lamine Lo	TITLE: Owner
COMPANY NAME: Lo Enterprises, LLC d/b/a Superstar Transportation	
ADDRESS: 9561 Whiptail St., Las Vegas, NV 89178	
PHONE NUMBERS: 702-806-2563	
INVESTIGATOR: D. Main	DATE ASSIGNED: 06/28/2021

GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)

WHAT TYPE OF SERVICE IS PROPOSED?	
Charter Bus	<input checked="" type="checkbox"/>
*Tow Car	<input type="checkbox"/>
*Consent	<input 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					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:
Lamine Lo – 100%

Attach as an exhibit, appropriate proof of ownership interest where applicable	Exhibit B
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Briefly describe the responsibilities of each owner.
Mr. Lo will be the sole driver for the company, he will be responsible for all aspects of the company to include day to day management of the company, maintenance of the driver qualification and vehicle maintenance files, eventual hiring, firing and training of new employees, etc.

Has the criminal background check disclosed any issue of concern?	YES	NO	x
Name(s): Lamine Lo, Owner – 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
9/23/21

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
	C

Identify key personnel who have no ownership interest and briefly describe their responsibilities:
Mr. Lo does not intend to hire any additional key personnel at this time.

Describe the type and number of vehicles the applicant intends to operate:
A. Type of Vehicles: Ford – F-450 or similar
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: Home Office		
Address (If Known): 9561 Whiptail St., Las Vegas, NV 89178		
Does the Applicant have an acceptable Timekeeping method?	YES	NO
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): Compliance – location will be a commercial vehicle storage facility			

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
	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 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 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 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	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>D. M. [Signature]</i>	DATE: 09/21/21
REVIEWED BY SUPERVISOR: <i>[Signature]</i>	DATE: 9/22/21
REVIEWED BY FINANCIAL ANALYST <i>[Signature]</i>	DATE: 9/23/21
REVIEWED BY APPLICATION MANAGER	DATE:

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#

85

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Application of Light City)
Transportation, LLC d/b/a Light City Party Bus for a) Docket 21-06037
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 November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 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 23, 2021 Light City Transportation, LLC d/b/a Light City Party 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 21-06037.
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 2293** shall be issued to Light City Transportation, LLC d/b/a Light City 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 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 complying with all municipal, county, and homeowner's 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

R. David Groover, 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: 21-06037	DATE APPLICATION WAS FILED: 06/23/2021
APPLICANT: Ali Habib	TITLE: Owner
COMPANY NAME: Light City Transportation, LLC dba Light City Party Bus	
ADDRESS: 5422 River Glenn Dr., Unit 365, Las Vegas, NV. 89103	
PHONE NUMBERS: (702) 826-6550	
INVESTIGATOR: M.Acevedo	DATE ASSIGNED: 6/28/2021

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	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	X
		Partnership	
		Sole Proprietorship	

Identify each owner and their percentage of ownership: Ali Habib - 100%
--

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

Briefly describe the responsibilities of each owner. Ali Habib – Driver, day to day operations, financial operations, driver qualification file/vehicle maintenance file, hiring/firing, and training.

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

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
	C

Identify key personnel who have no ownership interest and briefly describe their responsibilities:
<i>Applicant will add new personnel as need be.</i>

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

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

Describe the facilities to be used for this operation:
<i>Applicant has not secured an office to keep all its business records, or a storage for the vehicle. This will be done after approval and during compliance.</i>
Address (If Known):
Does the Applicant have an acceptable Timekeeping method? YES X NO
If Yes, Describe: <i>Timeclock</i>

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

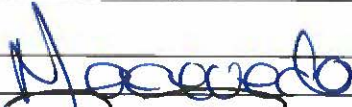


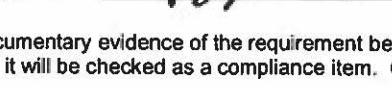
Attach copies of the Applicant's charter orders, tow bill, tow invoice (whichever is applicable) and for tow companies only, a copy of a tariff.
Exhibit F

Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance driver qualification files? YES X NO
Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records? YES X NO
Does the Applicant understand the requirement that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382? YES X NO

Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program?	YES		NO	X
If so, which laboratory? Will be done in the compliance phase				

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	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: M. Acevedo		DATE: 10/6/21
REVIEWED BY SUPERVISOR:		DATE: 10/7/21
REVIEWED BY FINANCIAL ANALYST	 N/A	DATE: —
REVIEWED BY APPLICATION MANAGER		DATE: 10/15/21

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#

86

Item #86

Docket

21-09030

Has been removed from the
agenda

Agenda Item#

87

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

R. DAVID GROOVER
Commissioner

October 12, 2021

Via U.S. Mail

George Cotton, General Manager
LAS VEGAS WEDDING SERVICES, LLC
1401 LAS VEGAS BLVD
LAS VEGAS NV 89104

Dear Mr. Cotton:

On June 6, 2021 you filed for a temporary discontinuance of service with our Authority under docket 21-09020.

On September 29, 2021 you requested to cancel that temporary discontinuance and go back into service as soon as possible.

Based on the Authority's receipt of liability insurance meeting the requirements of Nevada Revised Statute 706.291 and Nevada Administrative Code 706.191, you are hereby authorized to immediately resume operations in accordance with the authority granted under MV6141.

If you have any questions regarding this matter, please contact this Agency at the telephone number listed below.

A handwritten signature in black ink, appearing to read "Todd Park".

Todd Park
Chief of Enforcement

9/17/21 rmb
DT/NTA

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

RECEIVED

SEP 16 2021

Request to Temporarily Discontinue Service

Company Name: Shaliman Wedding Services LLC

Address: 1401 LAS VEGAS BLVD SO

City, State, Zip: LAS VEGAS, NV 89104

CPCN: NV 6141

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 6/16/2021 to 7/16/2021

(Not to exceed 6 months)

This request is due to: NO DRIVE

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

Printed name of Certificate Holder

Phone number

Fax number

Submit both pages of this Request to:

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

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

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Las Vegas Wedding)
Services, LLC to discontinue operations authorized) Docket 21-09020
under contract Carrier Permit 6141, from September)
16, 2021 through October 16, 2021.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

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

1. That on September 16, 2021, George Cotton, General Manager of Las Vegas Wedding Services, LLC ("Petitioner") filed a Request, designated as Docket 21-09020, with the Authority to temporarily discontinue operations authorized under Contract Carrier Permit ("MV") 6141, for the period of September 16, 2021 through October 16, 2021. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
3. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

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

1. The Request of Las Vegas Wedding Services, LLC to temporarily discontinue operations authorized under MV 6141, is hereby GRANTED for the period September 16, 2021 through

October 16, 2021 subject to the condition set forth in subparagraph 2 below.

2. Prior to resuming operations under MV 6141, 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

Agenda Item#

88

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Motodudes, Inc. d/b/a)	
Red Rock Magical Mystery Tour, Magical Mystery	)	Docket 20-04021
Tours, The Desert Duck, Red Rock Scooter Tours,)	
Red Rock Discovery Tours to discontinue operations)	
authorized under Certificate of Public Convenience)	
and Necessity 1137 from September 20, 2021 through)	
March 20, 2022.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

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

1. That on April 16, 2020, Justin Fisher, Owner of Motodudes, Inc. d/b/a Red Rock Magical Mystery Tour, Magical Mystery Tours, The Desert Duck, Red Rock Scooter Tours, Red Rock Discovery Tours ("Petitioner") filed a Request, designated as Docket 20-04021, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 1137 for the period of April 1, 2020 through September 15, 2020. Said request, filed due to the COVID-19 pandemic, was extended to September 18, 2020. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the Request required retroactive approval.
3. That said request was granted at the July 22, 2020 General Session.

4. That on October 5, 2020, the Petitioner filed a second Request, designated as Docket 20-04021 with the Authority to extend the period of temporary discontinuance of operations authorized under CPCN 1137, for the period of September 19, 2020, through March 19, 2021.
5. That the request required retroactive approval.
6. That the request was granted at the December 17, 2020 general session.
7. That on May 21, 2021, the Petitioner filed a third Request with the Authority to extend the period of temporary discontinuance of operations for the period March 19, 2021 through September 19, 2021.
8. That the request required retroactive approval.
9. That the request was granted at the June 17, 2021 general session.
10. That on September 16, 2021, the Petitioner filed a fourth request with the Authority to extend the period of temporary discontinuance of operations for the period September 20, 2021 through March 20, 2022.
11. 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.
12. 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 Motodudes, Inc. d/b/a Red Rock Magical Mystery Tour, Magical Mystery Tours, The Desert Duck, Red Rock Scooter Tours, Red Rock Discovery Tours to temporarily discontinue operations authorized under CPCN 1137 is hereby GRANTED for the period September 20, 2021 through March 20, 2022, 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 1137 and:
 - a. Provide evidence of current vehicle liability insurance and Form E,
 - b. Provide a list of all current drivers,
 - c. Provide proof of enrollment in a random drug testing consortium and current enrollment list.
 - d. Provide a list of all current vehicles along with copies of current registrations and AVIRs,
 - e. Ensure all vehicles have current decals, and
 - f. 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

9/16/21 rmb
DT/NTA

State of Nevada
Department of Business and Industry
Nevada Transportation Authority

20-04021-Extension
RECEIVED

SEP 16 2021

Nevada Transportation Authority
Las Vegas, Nevada

Request to Temporarily Discontinue Service

Company Name: MOTODUDES INC

Address: 280 HIGHSRING ST

City, State, Zip: LAS VEGAS, NV 89138

CPCN: 1137

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 9/20/22 to 3/20/22. (Not to exceed 6 months)

This request is due to: COVID 19 ECONOMIC DOWNTURN

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

JUSTIN FISHER
Printed name of Certificate Holder

702-863-7222
Phone number

Fax number

JSFISHER68@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#

89

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In the Matter of the Request of Towing Service Near)	
Me, LLC d/b/a Towing Service Near Me to	)	Docket 21-04005
discontinue operations authorized under Certificate of)	
Public Convenience and Necessity 7428, from)	
October 1, 2021 through April 1, 2022.)	
_____)	

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
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 1, 2021, Abraham Fu, Owner of Towing Service Near Me, LLC d/b/a Towing Service Near Me ("Petitioner") filed a Request, designated as Docket 21-04005, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7428, for the period of March 31, 2021 through October 1, 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 required retroactive approval.
3. That said request was granted at the May 13, 2021 General Session.
4. That on October 7, 2021, the Petitioner filed a second Request with the Authority to extend the period of temporary discontinuance of operations authorized under CPCN 7428, for the period of October 1, 2021, through April 1, 2021.
5. That the request requires retroactive approval.

6. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
7. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

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

1. The Request of Towing Service Near Me, LLC d/b/a Towing Service Near Me to temporarily discontinue operations authorized under CPCN 7428, is hereby GRANTED for the period October 1, 2021 through April 1, 2022 subject to the condition set forth in subparagraph 2 below.
2. Prior to resuming operations under CPCN 7428, 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 proof of enrollment in a random drug testing consortium and current enrollment list,
 - d. Provide a list of all current vehicles along with copies of current registrations and AVIRs, and
 - e. 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

R. David Groover, 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: Towing Service Near Me LLC

Address: 9079 Palmas Altas Street

City, State, Zip: Las Vegas, NV 89178

CPCN: 7428

21-04005
EXTENSION
RECEIVED
OCT 07 2021
Nevada Transportation Authority
Las Vegas, Nevada

In accordance with NRS 706.341, the above named certificate holder would like to temporarily discontinue service, from 10/1/2021 to 4/1/2022. (Not to exceed 6 months)

This request is due to: extend temp discontinuance to acquire
paperwork needed to reopen.

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

Abraham Fu

Printed name of Certificate Holder

(702) 801-7627

Phone number

Fax number

towingservicenearmel@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# 90

JAMES STUART KENT
ATTORNEY AND COUNSELOR AT LAW



October 11, 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: Nighttime Entertainment, LLC
NTA Docket No.: 20-09005

Dear Ms. Main:

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

Currently, Nighttime Entertainment has completed some 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,

A handwritten signature in black ink, appearing to read "J. S. Kent".

James S. Kent, Esq.

JSK/ad

cc: Nighttime Entertainment, LLC
Enclosure as stated.

25 Auto Show Drive
Henderson, NV 89014
Phone: (702) 485-3000
www.mbofhenderson.com

Retail Purchase Order



Mercedes-Benz
OF HENDERSON

Deal No.: 87673

Customer No. _____

Date: 10/07/2021

County: CLARK

DOB: / /

Salesperson(s): WOODFORD, RICHARD

Purchaser's Name(s) NIGHT TIME ENTERTAINMENT, LLC

Purchaser's Address: 4531 GREEN CANYON DRIVE, LAS VEGAS, NV 89103

Home Phone: N/A Work Phone: N/A

Cell Phone: (702) 927-1475

E-Mail: nighttimeentertainment@gmail.com

Salesperson(s):

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 type="checkbox"/> New <input type="checkbox"/> Used	Year	Make	Model	Color	Stock Number
Serial Number			Odometer Reading <input type="checkbox"/> Not Accurate		
Vehicle Usage <input type="checkbox"/> Personal Use <input 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	71738.00
VIN	Odometer Reading <input type="checkbox"/> Not Accurate			16 PASS LIMO BY ADF	58284.00
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 Rescission is applicable to this agreement. X _____					
4.9% APR FINANCING SUBJECT TO APPROVAL & AVAILABILITY @ TIME OF DELIVERY				Rebate	
				Trade-In Sales Tax Credit	
				Deposit / Partial Payment	61801.17
				60 PAYMENTS OF \$ 1509.11	
				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

10/07/2021
Date

Authorized Dealership Representative

10/07/2021
Date

Purchaser

Date

NvKjh03

Agenda Item#

91

DC.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

PLATINUM LV TRANSPORTATION,)
LLC' Petition for Deviation and Motion for)
Interim Order)
_____)

DOCKET NO. 21-10014



PETITION FOR DEVIATION AND

MOTION FOR INTERIM ORDER

COMES NOW, PLATINUM LV TRANSPORTATION, LLC (hereinafter referred to as "Platinum"), by and through its legal counsel, Brent Carsen and hereby submits this Petition for Relief pursuant to NAC 706.1305 and NAC 706.3998.

Statement of Facts:

Platinum is the owner/operator of the following series:

1. Celebrity Coaches, a Series of Platinum LV Transportation, LLC: CPCN 2105
2. Bell Limo, a Series of Platinum LV Transportation, LLC: CPCN 1217
3. Airport Mini Bus, a Series of Platinum LV Transportation, LLC: CPCN 2350
4. Mammoth Limousine, a Series of Platinum LV Transportation, LLC: CPCN 1105
5. Platinum LV Transportation, a Series of Platinum LV Transportation, LLC: CPCN 2166
6. Whittelsea Checker Taxi, a Series of Platinum LV Transportation, LLC: CPCN 2118

During the course of the last few months, NTI-NV has filed an Application for Sale and Transfer of these Entities so that NTI-NV will become the sole member of PLATINUM LV TRANSPORTATION, LLC.

In order to facilitate the transfer of the membership interests, NTI-NV had to buy out the existing debt of PLATINUM LV TRANSPORTATION, LLC. When this occurred, there was a

mix up with the banks and the DMV as to actual ownership of the vehicles.

Everything is in the process of being worked out with the banks and DMV. PLATINUM LV TRANSPORTATION, LLC has hired an outside company to fix any discrepancies with the vehicle titles and registration. The Company is DMV ASAP. DMV ASAP has informed us that the process of cleaning up these issues could take anywhere from 1 to 3 months. However, they have informed us that they are able to get "moving permits" in the name of individual series LLCs. (i.e., Whittlesea Checker Taxi; Celebrity Coaches, etc.)

The "moving permit" allows the vehicles to legally operate and drive in Nevada. The vehicles will be properly insured. DMV ASAP has communicated that once the issues are resolved, all vehicles will be able to be registered to the individual series LLCs.

Conclusion:

Wherefore, based upon the foregoing, PLATINUM respectfully requests that the Authority grant this Petition for Deviation and Motion for Interim Order so that the vehicles currently owned by Platinum can be placed into service while the issues with the DMV and banks are being sorted out.

DATED this 7 day of October, 2021

ATTORNEY BRENT CARSON, LLC


BRENT A. CARSON, ESQ.

Nevada Bar No. 5903

7935 W. Sahara Ave., #101

Las Vegas, Nevada 89117

**STATE OF NEVADA
DEPARTMENT OF BUSINESS & INDUSTRY**

NEVADA TRANSPORTATION AUTHORITY

ENFORCEMENT PROCEDURES #E-27 (Revised 03/06/15)

SUBJECT: INSPECTION OF VEHICLES AND FACILITIES

The purpose of this Procedure is to delineate procedures and responsibilities regarding annual safety inspections of vehicles, safety inspections of vehicles being placed in service, issuance of decals, and on-site inspections of carrier's facilities.

A. GENERAL

- Per NAC 706.247, the Nevada Transportation Authority ("NTA") ("Authority") has adopted vehicle inspection requirements established by the Federal Government in 49 CFR. These annual vehicle inspections must be completed by a qualified inspector. Copies of these inspection reports (meeting the requirements of 49 CFR 396.21) are required to be properly maintained by the carrier for a period of 3 years.
- NAC 706.381 states that a taxicab, traditional limousine, livery limousine, bus or any other vehicle operated by a common or contract motor carrier may be inspected at any time during regular business hours by an authorized employee of the NTA. Before placing a new vehicle into service, the carrier must notify the NTA in writing and must make the vehicle available for inspection by an authorized employee of the NTA. Before placing a newly acquired but previously owned vehicle into service, the carrier must notify the NTA in writing and the vehicle must pass an inspection by an authorized employee of the NTA.
- Operational inspections of motor carrier facilities are required to review safety and maintenance programs. It is the policy of the NTA that, unless exigent circumstances are present, NTA enforcement and investigative personnel shall provide all certificated carriers with 48 hours advance notice of any operational or on-site inspection of a certificated carrier's legal domicile or place of business.
- NRS 706.451 requires that each owner or operator of a tow car subject to the jurisdiction of the NTA pay a fee of \$36 to the NTA on or before January 1 of each year for each tow car operated.
- NRS 706.465 requires that an operator of a limousine subject to the jurisdiction of the NTA pay a fee of \$100 to the NTA on or before July 1 of each year for each limousine that the Authority has authorized the operator to operate.
- NRS 706.471 requires that each taxicab motor carrier subject to the jurisdiction of the NTA pay a fee of \$75 to the NTA not later than January 1 of each year for each taxicab, which it operates, including each taxicab it leases.

- If vehicle is an addition to the authorized fleet of vehicles, ensure payment of annual fee to the Authority.
- If vehicle is being re-inspected, provide copy of prior NTA inspection and documentation of corrective action.

Compliance Audit Investigator

- Receive and review collected documents for all limousines, taxis (outside Clark County) and tow cars.
- If vehicle is an addition to existing fleet;
 - Verify additional vehicle does not exceed number of vehicles authorized by CPCN.
 - Collect copy of receipt for payment of annual fee.
- If vehicle is a replacement vehicle;
 - Verify replacement vehicle is a like vehicle as authorized by CPCN.
- Utilizing NTA Vehicle Safety Inspection Form, ensure that the vehicle meets the standards of NAC 706.379 and NAC 706.170.
- Collect documentation indicating:
 - Vehicle has passed an USDOT annual inspection.
 - Vehicle is properly insured in the name of the authorized carrier.
 - Vehicle is properly registered in the name of the authorized carrier.
 - If replacement vehicle, old decal or written statement.
- If vehicle passes inspection;
 - Obtain driver/operator signature on NTA Form 107 and provide a copy to him/her for operator records.
 - Present a copy of inspection and above collected documents to the legal secretary in the NTA Las Vegas office or Administrative Assistant in the NTA Reno office.
 - For taxicabs and tow cars, deliver a copy to the Compliance Auditor in Reno. For all other inspections, deliver a copy to the Compliance Auditors in the Las Vegas office for filing.
- If vehicle fails inspection;
 - Obtain driver/operator signature on NTA Form 107.
 - Place vehicle out of service and indicate need for re-inspection.
 - Provide a copy to driver/operator for operator records.
 - Provide driver/operator with instructions for handling of NTA form.
 - Return collected documents to driver/operator.
 - Deliver a copy to the appropriate Compliance Auditor for filing.

Management Analyst II

- Enter and maintain related data in NTA database.

of a safety violation that had resulted in a citation.

Risk-based inspection

Inspections performed without notice in response to exigent circumstances indicating public safety may be at risk.

CARRIER ONSITE INSPECTION SELECTION PROCESS

The Chief Inspector is responsible for scheduling onsite operational inspections to ensure all operational inspections are performed to meet the agency's goals. On or about July 1 each year, the Management Analyst II will provide the Chief Inspector the total number of certificated carriers on record. He will also provide the Chief a list of all new carriers that began business in the previous fiscal year and a list of all carriers that by the end of the current fiscal year will have not received an operational inspection in the past 5 years. The Chief Inspector will add to these lists of carriers any carriers requiring an inspection as a follow up to a citation for a safety violation and any requests he may have received from a carrier for a voluntary inspection. The Chief will tabulate the total number of carriers and calculate how many additional carriers need to be scheduled for inspections by random selection in order to ensure 34% of all carriers will receive an operational inspection for the upcoming fiscal year. The Chief Inspector will then request from the Management Analyst to produce a list of randomly selected carriers to satisfy the number of inspections needed. The Management Analyst will create a list of all carriers, remove the carriers already selected by the Chief for inspection. From the remaining list, using a random number between 1 and 10 selected by a third person who has not seen the revised carrier list, will count down the list to the chosen number and select the carrier at that position on the list and add that carrier to the inspection list of randomly selected carriers. The management analyst will repeat this process of counting down the specified number to the next carrier selected until the random selection list contains the number of carriers requested by the Chief Inspector. The Chief Inspector will assign inspections from this list to the Compliance Audit and/or Enforcement Officers.

Risk-based Inspections:

- The determination as to whether exigent circumstances for a risk-based inspection exist shall be made by the Chief Inspector.
- Where the Chief Inspector determines that such exigent circumstances exist, the Chief Inspector shall set forth those exigent circumstances in writing in a supplemental investigative report.

In determining the priority for a risk-based approach to conducting inspections of carriers, the Chief Inspector shall consider the following factors that could directly affect safety. The highest priority will be placed on protecting the safety of the traveling public. These factors include, but are not limited to:

#1 Priority-

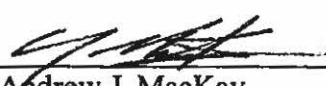
- Information indicating operation of unsafe vehicles.
- Information that a carrier is not maintaining required insurance coverage.
- Information indicating a carrier is not conducting daily vehicle inspections.
- Information indicating a carrier is violating driver hours.
- Information that a carrier is below the 20% equity requirement.

48 hours advance notice of any operational or on-site inspection of a certificated carrier's legal domicile or place of business.

- In providing such advance notice, NTA enforcement and investigative personnel shall advise the carrier of the nature and purpose of the inspection, and identify the specific documents or types of documents to be examined.

Compliance/Audit Investigators

- With reference to all applicable CFRs, NACs, and NRS, Investigators will utilize the *NTA Driver Qualification File* checklist and the *NTA Vehicle Inspection, Repair and Maintenance Records* checklist to document specified inspection findings. Investigators will also monitor annual vehicle inspection documentation while on-site, and consider conducting safety inspections on sample vehicles. Investigators will perform operational inspections at the rate of 34% of the certificated carriers each fiscal year. In addition to random inspections, investigators will utilize a risk-based approach to conducting inspections. Risk based, or priority based, is determined by several factors that investigators may discover such as: complaints against specific carriers by the general public; complaints against specific carriers by other carriers; complaints against specific carriers by current or former employees, deficiencies found during stops of carrier vehicles by investigators and previous operational inspection findings by investigators. Carriers known, either historically or by other means, to have deficiencies pose a possible threat to the safety of the traveling public and should be inspected on a risk or priority basis.
- The results of the inspection, as annotated on the previous listed forms, will be recorded on the *NTA Operations Inspection Report*. The date of the Inspection will be entered in the NTA database. The Report and supporting documents will be maintained in the carrier's master file.



Andrew J. MacKay
Chairman



Date

Agenda Item#

92

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The voluntary cancellation of Certificate of)
Public Convenience and Necessity 1009 issued to) Docket 21-09024
Ignacio Garijo d/b/a Winnemucca Cab Company)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

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

1. That on March 15, 1989, the Authority issued Certificate of Public Convenience and Necessity
("CPCN") 1009 to Ignacio Garijo d/b/a Winnemucca Cab Company ("Winnemucca Cab")

authorizing the transportation service specified below:

On-call irregular route transportation of passengers in taxicab
service; between Winnemucca, Nevada and points and places in
the State of Nevada.

Requirement for cargo insurance waived by the Commission.

2. That on September 17, 2021, Ignacio Garijo, Owner of Winnemucca Cab provided notice to the
Authority of the voluntary cancellation of the Authority to perform taxicab service granted under
CPCN 1009.
3. That the Petition on file herein comes within the purview of the statutes of the State of Nevada
and within the regulatory jurisdiction of the Authority.

///

4. That the Authority has reviewed all the records relating to this Petition and finds that granting the Petition would be in the public interest.

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

1. CPCN 1009 issued to Ignacio Garijo d/b/a Winnemucca Cab Company is hereby CANCELLED.
2. The carrier is to immediately remove any and all markings indicating “CPCN 1009” from its vehicles and advertisements.
3. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

9/17/21 rmb
DT/NTA

Department of Business and Industry
Nevada Transportation Authority



Request for Voluntary Cancellation of CPCN

In the matter of the request by WINNEMUCCA CAB
COMPANY to cancel Certificate of Public
Convenience and Necessity (CPCN) number: CPCN 1009.

The above named carrier is no longer conducting operations or providing transportation
services authorized under CPCN 1009.

Therefore, IGNACIO GARIJO the authorized representative for
WINNEMUCCA CAB COMPANY
requests that the Nevada Transportation Authority (NTA) cancel said Certificate
understanding that this is not a suspension or a temporary discontinuance of service,
but a **cancellation** and that in order to provide any transportation services in the future,
a new application will have to be filed and a new Certificate granted by the NTA.

Ignacio Garajo
Signature of Petitioner

IGNACIO GARIJO
Printed name of Petitioner

P.O. BOX 1352
Address

WINNEMUCCA
NEVADA

Phone number

(775) 421-8349

Fax number

(775) 625-8349

Email address

INSTRUCTIONS:

1. Completely fill out the first page of this Voluntary Cancellation Request.
2. Briefly explain the reason you are requesting a cancellation of your certificate:

As a consequence of the
COVID-19 Pandemic and health
reasons, I will have to
cancel my certificate of
operation.

Thank you for your
assistance.

3. Complete the OATH page and have notarized.
4. File all three pages of this Request and mail or deliver to:

Nevada Transportation Authority

3300 West Sahara Avenue
Suite 200
Las Vegas, NV 89102

or

1755 E Plumb Lane
Suite 229
Reno, NV 89502

There is no fee for filing a Voluntary Cancellation Request. If you have any questions, please contact us at 702 486-3303.

Agenda Item#

93

BEFORE THE TRANSPORTATION SERVICES AUTHORITY OF NEVADA

In Re: The Application of Skyline Moving Service,)
LLC d/b/a Skyline Moving Service for authority to) Docket 21-09025
modify tariff rates pursuant to NAC 706.1384.)
_____)

At a general session of the Transportation Services
Authority of Nevada held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Transportation Services Authority of Nevada
("Authority") makes the following findings:

1. That an Application was filed with the Authority by Skyline Moving Service, LLC d/b/a Skyline Moving Service ("Applicant"), a carrier certificated to operate as a household goods mover in the State of Nevada pursuant to Certificate of Public Convenience and Necessity (CPCN) 3374, Sub 1 for authority to modify tariff rates pursuant to NAC 706.1384.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That the Applicant seeks to:
 - a. Increase the hourly rates by \$5.00.
 - b. Change the month of September from a Low-Peak Season month to a Peak Season month.
 - c. Add a 3-hour minimum to all shipments.
4. That the proposed rates are within the range of rates currently charged by the industry for similar services.

5. That the Applicant's last tariff modification was in May 2021.
6. That based upon all the records relating to the Application, and after investigation:
 - a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
 - b. The proposed tariff modification will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

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

1. Upon the Applicant reimbursing the Authority for the costs of noticing, the tariff modification proposed by Skyline Moving Service, LLC d/b/a Skyline Moving Service 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

SKYLINE MOVING SERVICE

HOUSEHOLD GOODS TARIFF NO.1

RULE NO. RATES AND CHARGES

300. Application of Rates:

Carrier will charge for use of vehicle, mileage, and hourly rates for cost of labor. All charges will begin at the time of arrival of carrier to pick up location. Charges will end at the completion of unloading last item from vehicle. A minimum of three hours will apply to all shipments at the applicable rate.

A. Shipping Rates

The hourly cost of shipping is considered based on three different shipping seasons: Low, Low-Peak, and Peak. The shipping charges applied to the shipper are based on the following table, considering the shipping season:

	2 Movers	3 Movers	4 Movers
January, February	LOW Season		
Monday to Thursday	\$ 110.00	\$ 140.00	\$ 170.00
Friday	\$ 115.00	\$ 145.00	\$ 175.00
Saturday	\$ 120.00	\$ 150.00	\$ 180.00
Sunday	\$ 130.00	\$ 160.00	\$ 190.00
March, April, October, November, December	LOW-PEAK Season		
Monday to Thursday	\$ 115.00	\$ 145.00	\$ 175.00
Friday	\$ 120.00	\$ 150.00	\$ 180.00
Saturday	\$ 125.00	\$ 155.00	\$ 185.00
Sunday	\$ 135.00	\$ 165.00	\$ 195.00
May, June, July, August, September	PEAK Season		
Monday to Thursday	\$ 120.00	\$ 150.00	\$ 180.00
Friday	\$ 125.00	\$ 155.00	\$ 185.00
Saturday	\$ 130.00	\$ 160.00	\$ 190.00
Sunday	\$ 140.00	\$ 170.00	\$ 200.00

Issued:

Issued By:

Effective:

Houston Osemwengie
Owner, Manager
7582 Las Vegas Blvd S, Ste 184
Las Vegas, NV 89123

SKYLINE MOVING SERVICE

HOUSEHOLD GOODS TARIFF NO.1

RULE NO. RATES AND CHARGES

300. Application of Rates:

Carrier will charge hourly rates for use of vehicle, mileage, and cost of labor. All charges will begin at the time of arrival of carrier to pick up location. Charges will end at the completion of unloading last item from vehicle.

A. Shipping Rates

The hourly cost of shipping is considered based on three different shipping seasons: Low, Low-Peak, and Peak. The shipping charges applied to the shipper are based on the following table, considering the shipping season:

	2 Men, 1 Truck	3 Men, 1 Truck	4 Men, 1 Truck
January, February	LOW Season		
Monday to Thursday	\$ 105.00	\$ 135.00	\$ 165.00
Friday	\$ 110.00	\$ 140.00	\$ 170.00
Saturday	\$ 115.00	\$ 145.00	\$ 175.00
Sunday	\$ 125.00	\$ 155.00	\$ 185.00
March, April, September, October November, December	LOW-PEAK Season		
Monday to Thursday	\$ 110.00	\$ 140.00	\$ 170.00
Friday	\$ 115.00	\$ 145.00	\$ 175.00
Saturday	\$ 120.00	\$ 150.00	\$ 180.00
Sunday	\$ 130.00	\$ 160.00	\$ 190.00
May, June, July, August	PEAK Season		
Monday to Thursday	\$ 115.00	\$ 145.00	\$ 175.00
Friday	\$ 120.00	\$ 150.00	\$ 180.00
Saturday	\$ 125.00	\$ 155.00	\$ 185.00
Sunday	\$ 135.00	\$ 165.00	\$ 195.00

Issued:

Issued By:

Effective:

Houston Osemwengie
Owner, Manager
7582 Las Vegas Blvd S, Ste 184
Las Vegas, NV 89123

ACCEPTED

MAY 27 2021

Nevada Transportation Authority
Las Vegas, Nevada

Agenda Item#

94

BEFORE THE TRANSPORTATION SERVICES AUTHORITY OF NEVADA

In Re: The Application of Umbrella Enterprises, LLC)
d/b/a Umbrella Movers for authority to modify tariff) Docket 21-09030
rates pursuant to NAC 706.1384.)
_____)

At a general session of the Transportation Services
Authority of Nevada held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
 Commissioner George Assad
 Commissioner R. David Groover
 Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Transportation Services Authority of Nevada
("Authority") makes the following findings:

1. That an Application was filed with the Authority by Umbrella Enterprises, LLC d/b/a Umbrella Movers ("Applicant"), a carrier certificated to operate as a household goods mover in the State of Nevada pursuant to Certificate of Public Convenience and Necessity (CPCN) 3364 for authority to modify tariff rates pursuant to NAC 706.1384.
2. That the carrier simultaneously filed a Petition for Interim Authority.
3. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene ("PLTI") or Protests filed.
4. That on September 29, 2021, Commissioner George Assad, acting as Presiding Officer in this matter, granted the Petition for Interim Authority.

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5. That the Applicant seeks to:
- Remove Travel Charge.
 - Remove Delivery Rates for Individual Items.
 - Changed wording in Cancellations new section E.
 - Added a new rate for Each Additional Truck at \$55.00/Hr.
 - Increased rates for the following:

	Old Rate	New Rate	Percentage Change
Two Men and a Truck	\$120.00/Hr.	\$155.00/Hr.	29%
Additional Labor	\$45.00/Hr.	\$50.00/Hr.	11%
Packing Rates	\$45.00/Hr. 1 Man	\$155.00/Hr. 2 Men	72%
Overnight Fee	\$100.00	\$250.00	150%
Cancellation Fee	\$80.00	\$100.00	25%

6. That the proposed rates are within the range of rates currently charged by the industry for similar services, except for the Packing Rates, which are higher than the range of rates currently charged by the industry for similar services.
7. That Staff expresses no concern since customers can request from other certificated carriers with lower rates.
8. That this is the Applicant's first tariff modification since May 2017.
9. That based upon all the records relating to the Application, and after investigation:
- 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.
 - 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. The tariff modification proposed by Umbrella Enterprises, LLC d/b/a Umbrella Movers 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

UMBRELLA ENTERPRISES, LLC
dba UMBRELLA MOVERS
CPCN No. 3364
Household Goods Tariff No. 1

Rule No.	RULES AND REGULATIONS
----------	-----------------------

300 Cont.

- A. Shipping rates: Hourly rates are as follows: 2 men and a truck, \$120 per hour; each additional laborer, \$45 per hour.
- B. Overtime rates apply to shipments made under paragraph (A), and if not due to the fault of the carrier, shall be time and a half (150%) of the regular man-hour rates after eight (8) hours of service, or \$180 per hour for two men and a truck.
- C. Carrier's crew shall be entitled to a half hour (.5) break, with clock stopped, for services exceeding six (6) hours.
- removed* D. Travel Charge: A one-time ~~travel~~ charge of \$55 shall be applied as a Travel and Equipment fee.
- E. Minimum Charge: All shipments are subject to a two (2) hour minimum charge, assessed from the arrival at the shipper's origin address to the time the carrier completes services at the destination. The carrier will determine arrival time at the origin address and completion time at the destination address. Minimum charge is 2 hours; thereafter time will be prorated in 15-minute increments of the hourly charge, rounding down from six (6) minutes, and rounding up from seven (7) minutes. Minimum charge total is two (2) hrs. labor at \$120 per hour, plus \$55 travel and equipment fee.
- F. Cancellations: All shipments are subject to a cancellation fee of \$80 if made within 48 hours of scheduled move. Jobs cancelled on the scheduled day of shipment are subject to carrier's two-hour minimum charge (\$295). Notice of cancellation must be via either: phone conversation or text message to (702) 533-2853.
- G. Packing Rates: Carrier will charge \$45 per man per hour for all packing services. Packing materials are not included in this charge.

Issued:

Issued by:
Kathryn Ridge, Owner
Umbrella Enterprises, LLC
dba Umbrella Movers
3111 S. Valley View Blvd., Ste. E-109

Effective **ACCEPTED****MAY 18 2017**

Nevada Transportation Authority
Las Vegas, Nevada

UMBRELLA ENTERPRISES, LLC
dba UMBRELLA MOVERS
CPCN No. 3364
Household Goods Tariff No. 1

Rule No. RULES AND REGULATIONS

300 Cont.

Removed

H. Delivery Rates for Individual Items:

One hundred dollars (\$100) for the first piece, and \$25 per piece thereafter, with a maximum of four pieces, plus \$0.50 per mile from pick-up location to drop-off location.

I. Materials and Container Charges:

Carrier will apply additional charges for all packing material, boxes, and containers, which become the property of the customer (other than rented materials as indicated.)

J. Overnight Fee:

\$100 will be charged in addition to charges listed in tariff if shipper requests items to stay in truck overnight.

Issued:

Issued by:
Kathryn Ridge, Owner
Umbrella Enterprises, LLC
dba Umbrella Movers
3111 S. Valley View Blvd., Ste. E-109
Las Vegas, NV 89102

Effective:

ACCEPTED**FEB 18 2016**

Nevada Transportation Authority
Las Vegas, Nevada

UMBRELLA ENTERPRISES, LLC
dba UMBRELLA MOVERS
CPCN No. 3364
Household Goods Tariff No. 1

Rule No.	RULES AND REGULATIONS
----------	-----------------------

300 Cont.

G. Materials and Container Charges: Carrier's hourly rate includes up to one roll of shrink wrap and temporary use of furniture pads. Carrier will apply additional charges for all other packing material(s), boxes, and containers, which become property of the shipper.

H. Overnight Fee: \$250 will be charged in addition to charges listed in tariff if shipper requests items to stay in truck overnight.

Issued:

Issued by:

Kathryn Ridge, Owner
Umbrella Enterprises, LLC
dba Umbrella Movers
3111 S. Valley View Blvd., Ste. E-109
Las Vegas, NV 89102

Effective:



UMBRELLA ENTERPRISES, LLC
dba UMBRELLA MOVERS
CPCN No. 3364
Household Goods Tariff No. 1

Rule No. RULES AND REGULATIONS

300 Cont.

- A. Shipping rates: Hourly rates are as follows: 2 men and a truck, \$155 per hour; each additional laborer, \$50 per hour. Each additional truck, \$55 per hour
- B. Overtime rates apply to shipments made under paragraph (A), and if not due to the fault of the carrier, shall be time and a half (150%) of the regular man-hour rates after eight (8) hours of service, or \$232.50 per hour for two men and one truck.
- C. Carrier's crew shall be entitled to a half hour (.5) break, with clock stopped, for services exceeding six (6) hours.
- D. Minimum Charge: All shipments are subject to a two (2) hour minimum charge, assessed from the arrival at the shipper's origin address to the time the carrier completes services at the destination. The carrier will determine arrival time at the origin address and completion time at the destination address. Minimum charge is two (2) hours; thereafter time will be prorated in 15-minute increments of the hourly charge, rounding down from six (6) minutes, and rounding up from seven (7) minutes. Minimum charge, inclusive of truck, is two (2) hours at \$155 per hour.
- E. Cancellations: All shipments are subject to a cancellation fee of \$100 if made within 48 hours of scheduled move. Jobs cancelled on the scheduled calendar day of shipment (>12:00 am) are subject to carriers two-hour minimum charge as booked per size crew and number of truck(s) (\$50 per hour per man \$55 per hour per truck) Notice of cancellation must be via either: live phone conversation (no voicemail) or text message to (702) 533-2853
- F. Packing Rates: Carrier will charge \$155 per hour for a two-man crew for all packing services. Packing materials are not included in this rate. Each additional laborer, \$50 per hour.

Issued:

Issued by:

Kathryn Ridge, Owner
 Umbrella Enterprises, LLC
 dba Umbrella Movers
 3111 S. Valley View Blvd., Ste. E-109
 Las Vegas, NV 89102

Effective:



Agenda Item#

95

,BEFORE THE TRANSPORTATION SERVICES AUTHORITY OF NEVADA

In Re: The Application of All My Sons Moving and)
Storage of Las Vegas, LLC for authority to modify) Docket 21-09032
tariff rates pursuant to NAC 706.1384.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
Deputy Commissioner Jennifer De Rose

ORDER

Based on the evidence of record, the Nevada Transportation Authority ("Authority") makes
the following findings:

1. That an Application was filed with the Authority by All My Sons Moving and Storage of Las Vegas, LLC ("Applicant"), a carrier certificated to operate as a household goods mover in the State of Nevada pursuant to Certificate of Public Convenience and Necessity (CPCN) 3256, Sub 3 for authority to modify tariff rates pursuant to NAC 706.1384.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That the Applicant seeks to:
 - a. Increase the Driving Time fee from \$40.00 to \$50.00.
 - b. Increase all hourly rates as follows:

	<u>Low Peak:</u>	<u>Peak:</u>
2 Men	from \$125.00 to \$130.00	from \$130.00 to \$140.00
3 Men	from \$165.00 to \$180.00	from \$180.00 to \$190.00
4 Men	from \$205.00 to \$230.00	from \$230.00 to \$240.00

4. That the proposed rates are within the range of rates currently charged by the industry for similar services.
5. That the Applicant's last tariff modification was in January 2021.
6. That based upon all the records relating to the Application, and after investigation:
 - a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
 - b. The proposed tariff modification will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

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

1. Upon the Applicant reimbursing the Authority for the costs of noticing, the tariff modification proposed by All My Sons Moving and Storage of Las Vegas, LLC is hereby GRANTED.
2. The Authority retains jurisdiction for the purpose of correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

Dawn Gibbons, Chairman

George Assad, Commissioner

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

Household Goods Tariff Number 1

Rule no.

RULES AND REGULATIONS

240. Application of Rates
Hourly Rates

All Shipments are subject to a three-hour minimum charge Monday through Sunday.

The following hourly rates apply to ALL shipment moving between origin and destination within the state of Nevada, and include loading, unloading, and driving time from and return to carrier's dock. Any labor after 8 hours will be charged at time and a half and will be noted on the paperwork. Carrier will charge rates appearing in this item, for all packing materials and containers, which will become property to the customer. Charges for packing materials and containers are subject, to state sales tax. One (26) foot long truck is included in the rates listed below. Extra men or trucks will be provided at \$50 per hour per additional man/unit above the standard rates listed below.

Driving time:

- A. If the shipment has a point of origin and a point of destination within the greater Las Vegas/Henderson area there will be a \$40 travel fee assessed (per move/per truck).
- B. For shipments more than 50 miles between origin zip code and destination zip code, the driving time will be determined by the number of miles between the 2 zip codes, divided by the average speed of 50 miles/hr., and then multiplied by 2, in order to account for roundtrip travel. (i.e. 500 miles / 50 = 10 hrs. each way or 20 hrs. round trip travel). Total charges will consist of labor from start to finish at loading spot, start to finish at unloading spot, plus round trip travel.
- C. If the shipment has a point of origin and a point of destination outside of the greater Las Vegas area (including North Las Vegas and Green Valley), the hourly charges begin at the carrier's dock as the point of origin, continue thereafter to the shipment pickup and drop off point and end at the carrier's dock as the point of destination.

Driving time: Reno / Sparks

- A. If the shipment has a point of origin and a point of destination within the greater Reno Area, the hourly charges apply from the point of origin and the point of destination- meaning charges start when we arrive at the shipper's load address and end upon completion of the move at the shipper's offload address.
- B. For shipments more than 50 miles between origin zip code and destination zip code, the driving time will be determined by the number of miles between the 2 zip codes, divided by the average speed of 50 miles/hr., and then multiplied by 2, in order to account for roundtrip travel. (i.e. 500 miles / 50 = 10 hrs. each way or 20 hrs. round trip travel). Total charges will consist of labor from start to finish at loading spot, start to finish at unloading spot, plus round trip travel.
- C. If the shipment has a point of origin and a point of destination outside of the greater Reno area (including Carson City, Fernley), the hourly charges begin at the carrier's dock as the point of origin, continue thereafter to the shipment pickup and drop off point and end at the carrier's dock as the point of destination.

ACCEPTED**JAN 28 2021**Nevada Transportation Authority
Las Vegas, Nevada

Issued: December 27, 2020

Issued by:

Chris Generale, President
2975 Coleman Street
N. Las Vegas, NV 89032

Effective: _____

Household Goods Tariff Number 1

Rule no.

RULES AND REGULATIONS

245. Discount

5% Discount to military veterans and seniors 60 and over with proper identification, organized charities and groups such as boy scouts, safe nest, repeat customers (with record of using service prior) etc.

RATES:

Hourly rates are as follows based on 2 seasons LOW PEAK AND PEAK:

Low Peak: January, February, March, October, November, December

2 Men 1 Truck \$125 per hour

3 Men 1 Truck \$165 per hour

4 Men 1 Truck \$205 per hour

Peak: April, May, June, July, August, September

2 Men 1 Truck \$130 per hour

3 Men 1 Truck \$180 per hour

4 Men 1 Truck \$230 per hour

ACCEPTED

JAN 28 2021

Nevada Transportation Authority
Las Vegas, Nevada

Issued: December 27, 2020

Issued by:
Chris Generale, President
2975 Coleman Street
N. Las Vegas, NV 89032

Effective: _____

Rule No.

RULES AND REGULATIONS

240. Application of Rates**Hourly Rates:**

All Shipments are subject to a three-hour minimum charge Monday through Sunday.

The following hourly rates apply to ALL shipment moving between origin and destination within the state of Nevada, and include loading, unloading, and driving time from and return to carrier's dock. Any labor after 8 hours will be charged at time and a half and will be noted on the paperwork. Carrier will charge rates appearing in this item, for all packing materials and containers, which will become property to the customer. Charges for packing materials and containers are subject to state sales tax. One (26) foot long truck is included in the rates listed below. Extra men or trucks will be provided at \$50 per hour per additional man/unit above the standard rates listed below.

Driving time:

- A. If the shipment has a point of origin and a point of destination within the greater Las Vegas/Henderson area there will be a \$50 travel fee assessed (per move/per truck).
- B. For shipments more than 50 miles between origin zip code and destination zip code, the driving time will be determined by the number of miles between the 2 zip codes, divided by the average speed of 50 miles/hr., and then multiplied by 2, in order to account for roundtrip travel. (i.e. 500 miles / 50 = 10 hrs. each way or 20 hrs. round trip travel). Total charges will consist of labor from start to finish at loading spot, start to finish at unloading spot, plus round-trip travel.
- C. If the shipment has a point of origin and a point of destination outside of the greater Las Vegas area (including North Las Vegas and Green Valley), the hourly charges begin at the carrier's dock as the point of origin, continue thereafter to the shipment pickup and drop off point and end at the carrier's dock as the point of destination.

Driving time: (Reno / Sparks)

- A. If the shipment has a point of origin and a point of destination within the greater Reno Area, the hourly charges apply from the point of origin and the point of destination- meaning charges start when we arrive at the shipper's load address and end upon completion of the move at the shipper's offload address.
- B. For shipments more than 50 miles between origin zip code and destination zip code, the driving time will be determined by the number of miles between the 2 zip codes, divided by the average speed of 50 miles/hr., and then multiplied by 2, in order to account for roundtrip travel. (i.e. 500 miles / 50 = 10 hrs. each way or 20 hrs. round trip travel). Total charges will consist of labor from start to finish at loading spot, start to finish at unloading spot, plus round-trip travel.
- C. If the shipment has a point of origin and a point of destination outside of the greater Reno area (including Carson City, Fernley), the hourly charges begin at the carrier's dock as the point of origin, continue thereafter to the shipment pickup and drop off point and end at the carrier's dock as the point of destination.

Issued:

Issued by:
Chris Generale, President
2975 Coleman Street
N. Las Vegas, NV 89032

Effective:

Household Goods Tariff Number 1

Rule No.

RULES AND REGULATIONS

245. Discount

5% Discount to military veterans and seniors 60 and over with proper identification, organized charities and groups such as boy scouts, safe nest, repeat customers (with record of using service prior) etc.

RATES:

Hourly rates are as follows based on 2 seasons LOW PEAK AND PEAK:

Low Peak: January, February, March, October, November, December

2 Men 1 Truck \$130 per hour

3 Men 1 Truck \$180 per hour

4 Men 1 Truck \$230 per hour

Peak: April, May, June, July, August, September

2 Men 1 Truck \$140 per hour

3 Men 1 Truck \$190 per hour

4 Men 1 Truck \$240 per hour

Issued:

Issued by:
Chris Generale, President
2975 Coleman Street
N. Las Vegas, NV 89032

Effective:

Agenda Item#

96

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: The Application of Carevans Medical)
Transport Services, LLC d/b/a Carevans for authority) Docket 21-10002
to modify tariff rates pursuant to NAC 706.1384.)
_____)

At a general session of the Nevada Transportation
Authority held on November 4, 2021.

PRESENT: Chairman Dawn Gibbons
Commissioner George Assad
Commissioner R. David Groover
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 Carevans Medical Transport Services, LLC d/b/a Carevans, a carrier certificated to provide non-emergency medical transportation service as described in Certificate of Public Convenience and Necessity ("CPCN") 1117, Sub 2, for authority to modify tariff rates pursuant to NAC 706.1384.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That the Applicant seeks to add a flat, Isolation Service Fee of \$35.00 per trip. This fee will cover the additional supplies and labor costs incurred when cleaning their vehicles due to transporting a COVID-19 infected patient.
4. That the proposed rates are within the range of rates currently charged by the industry for similar services..
5. That the Applicant has not requested a rate increase since November 2020.
6. That based upon all the records relating to the Application and after investigation:

- a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
- b. The proposed tariff modification will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

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

1. The tariff modification proposed by Carevans Medical Transport Services, LLC d/b/a Carevans 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

R. David Groover, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

First Revised Page 9

CAREVANS MEDICAL TRANSPORT SERVICES, LLC
d/b/a CAREVANS
CPCN 1117, Sub 2
TARIFF NO. 1

RATES

Rates are for one-way transportation and are based on the pick-up or destination point with the highest zone rate. The following rates apply:

Zone 1	Las Vegas	Wheelchair	\$80.00
		Gurney	\$120.00
Zone 2	North Las Vegas	Wheelchair	\$80.00
		Gurney	\$120.00
Zone 3	Henderson	Wheelchair	\$110.00
		Gurney	\$150.00
Zone 4	Boulder City	Wheelchair	\$140.00
		Gurney	\$180.00
Zone 5	Rural Clark County¹	Wheelchair	\$150.00
		Gurney	\$190.00
Zone 6	Nye/Lincoln Counties²	Wheelchair	\$165.00
		Gurney	\$165.00

Note 1: Zone 5 - Rural Clark County includes all areas within Clark County not specifically included in Zones 1 through 4. Rates are as specified plus \$3.75 Per Mile additional charge.

(Continued on Next Page)

Issued:
03/15/2021

Issued By:
Carevans Medical Transport Services, LLC
Db/a Carevans
8440 W Lake Mead Blvd, Suite 210
Las Vegas, NV 89128

ACCEPTED

MAR 25 2021

Nevada Transportation Authority
Las Vegas, Nevada

Original Page 10

**CAREVANS MEDICAL TRANSPORT SERVICES, LLC
d/b/a CAREVANS
CPCN 1117, Sub 2
TARIFF NO. 1**

RATES

Note 2: Zone 6 – Nye/Lincoln Counties include rates as specified plus \$3.75 Per Mile additional charge.

Examples:

1. If Pick-up is Las Vegas (Zone 1) and Destination is Boulder City (Zone 4) then Boulder City (Zone 4) rates apply as the point with the highest zone charge.
2. If Pick-up is Henderson (Zone 3) and Destination is Las Vegas (Zone 1) then Henderson (Zone 3) rates apply as the point with the highest zone charge.
3. If Pick-up is Pahrump, Nye County (Zone 6) and Destination is Las Vegas (Zone 1) then Nye/Lincoln Counties (Zone 6) rates apply as the point with the highest charge. In addition to the Zone 6 rate, mileage of \$3.75/mile will apply and be calculated from carrier business address to the pick-up or destination point with the highest mileage.

(Continued on Next Page)

Issued:

03/15/2021

Issued By:

**Carevans Medical Transport Services, LLC
Dba Carevans
8440 W Lake Mead Blvd, Suite 210
Las Vegas, NV 89128**

Effective: ACCEPTED

MAR 25 2021

**Nevada Transportation Authority
Las Vegas, Nevada**

CAREVANS MEDICAL TRANSPORT SERVICES, LLC
d/b/a CAREVANS
CPCN 1117, Sub 2
TARIFF NO. 1

RATES

Rates are for one-way transportation and are based on the pick-up or destination point with the highest zone rate. The following rates apply:

Zone 1	Las Vegas	Wheelchair	\$80.00
		Gurney	\$120.00
Zone 2	North Las Vegas	Wheelchair	\$80.00
		Gurney	\$120.00
Zone 3	Henderson	Wheelchair	\$110.00
		Gurney	\$150.00
Zone 4	Boulder City	Wheelchair	\$140.00
		Gurney	\$180.00
Zone 5	Rural Clark County ¹	Wheelchair	\$150.00
		Gurney	\$190.00
Zone 6	Nye/Lincoln Counties ²	Wheelchair	\$165.00
		Gurney	\$165.00
Isolation Service Fee ³		Zone Rate + \$35 Per Trip	

(Continued on Next Page)

Issued:

10/01/2021

Issued By:

Carevans Medical Transport Services, LLC
Db a Carevans
8440 W Lake Mead Blvd, Suite 210
Las Vegas, NV 89128

Effective:

**CAREVANS MEDICAL TRANSPORT SERVICES, LLC
d/b/a CAREVANS
CPCN 1117, Sub 2
TARIFF NO. 1**

RATES

Note 1: Zone 5 - Rural Clark County includes all areas within Clark County not specifically included in Zones 1 through 4. Rates are as specified plus \$3.75 Per Mile additional charge.

Note 2: Zone 6 – Nye/Lincoln Counties include rates as specified plus \$3.75 Per Mile additional charge.

Examples:

1. If Pick-up is Las Vegas (Zone 1) and Destination is Boulder City (Zone 4) then Boulder City (Zone 4) rates apply as the point with the highest zone charge.
2. If Pick-up is Henderson (Zone 3) and Destination is Las Vegas (Zone 1) then Henderson (Zone 3) rates apply as the point with the highest zone charge.
3. If Pick-up is Pahrump, Nye County (Zone 6) and Destination is Las Vegas (Zone 1) then Nye/Lincoln Counties (Zone 6) rates apply as the point with the highest charge. In addition to the Zone 6 rate, mileage of \$3.75/mile will apply and be calculated from carrier business address to the pick-up or destination point with the highest mileage.

Note 3: Isolation Service Fee – The Isolation Service Fee applies to the transportation of a passenger who is confirmed or presumptive positive for COVID-19. This fee includes personal protective equipment for crews, surgical masks for patients, and fogging/decontamination of the Unit.

(Continued on Next Page)

Issued:

10/01/2021

Issued By:

**Carevans Medical Transport Services, LLC
Dba Carevans
8440 W Lake Mead Blvd, Suite 210
Las Vegas, NV 89128**

Effective:

Agenda Item# 97

Public Comment

Agenda Item# 98

WebEx Instructions

Agenda Item# 99

Public
Comment

Agenda Item#

100

In re: Citations 21980, 21981, 21983, and 21984 issued to As'ad Marji for violation of NRS 706.386 (5 counts).	)	Citations 21980, 21981, 21982, 21983 and 21984
)	
)	
)	

COMES NOW, Respondent, AS'AD MARJI by and through his attorney of record, JAMES S. KENT, ESQ., and hereby files his MOTION FOR RECONSIDERATION OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND *AMENDED* ORDER DATED SEPTEMBER 20, 2021.

This motion is made and based upon the papers and pleadings on file herein, the Points and Authorities included herewith and the argument of counsel as allowed the hearing on the motion.

DATED this 4th day of October, 2021.

JAMES S. KENT, LTD.

/s/ James S. Kent

By: JAMES S. KENT, ESQ.
Nevada Bar No. 5034
9480 S. Eastern Ave.
Suite 228
Las Vegas, Nevada 89123
(702) 385-1100
Attorney for Respondent

Respondent incorporates the Points and Authorities from his original Petition for Reconsideration, filed on or about August 18, 2021, as though the same were fully and completely set forth herein.

First, Respondent did not participate in that hearing which resulted in the fines entered against 2 Drink. Respondent is seeking the transcript of those proceedings and any documents or exhibits related thereto, and will need to review those as well. Accordingly, Respondent reserves the right to raise arguments beyond those set forth herein or in the original Request for Reconsideration.

1 In a nutshell, Respondent simply is not the owner of 2 Drink, and was not the owner at the time
2 of the infractions complained of. The NTA used documentation from over a year prior to the alleged
3 incidents, retrieved from some unknown third party website, and seemingly never even referred to the
4 Nevada Secretary of State for such information on the company.

5 Further, 2 Drink was fined \$10,000 for each of 5 citations for operating without a CPCN. It is
6 believed three of those citations involved a vehicle owned by a separate individual (Mr. Sheets) and had
7 absolutely nothing to do with 2 Drink.

8 Additionally, of the two citations relating to a vehicle owned by 2 Drink, it is believed there was
9 absolutely zero proof provided that either of those rides were illegal. The NTA produced no driver or
10 passenger, and no statement from either. There was no proof 2 Drink was holding itself out to the
11 public, or that they were being compensated from either the passenger or any other third party for the
12 transportation. In fact, without knowing who the driver and/or passenger(s), we do not know if they
13 were family members, friends, or had other reasons to be in the vehicle together. In fact, there are
14 greater odds that the rides were legal rides, as most transportation in the valley is legal.

15 Further, it is believed the Decision is lacking the requirement for specific findings, and as such,
16 absent those findings, the Decision must be set aside.

17 III. LEGAL ARGUMENT

18 NRS 233B.125 requires as follows:

19 A **decision** or order **adverse to a party in a contested case** must be in writing or stated
20 in the record. Except as provided in subsection 5 of NRS 233B.121, a final decision **must**
21 **include findings of fact and conclusions of law**, separately stated. **Findings of fact and**
22 **decisions must be based upon a preponderance of the evidence. Findings of fact, if**
23 **set forth in statutory language, must be accompanied by a concise and explicit**
24 **statement of the underlying facts supporting the findings.** If, in accordance with
agency regulations, a party submitted proposed findings of fact before the
commencement of the hearing, the decision must include a ruling upon each proposed
finding. Parties must be notified either personally or by certified mail of any decision or
order. Upon request a copy of the decision or order must be delivered or mailed forthwith
to each party and to the party's attorney of record.

25 This obviously was a decision adverse to 2 Drink, which now, without any further proceedings, motions,
26 or other basis, is being modified to include Respondent Marji.

27 ///

28 ///

1 Even if it was upheld that Marji could be jointly and severally liable for the fines of 2 Drink,
2 those fines are excessive. Again, only 2 of the citations involved 2 Drink. It is believe these were the
3 first citations against 2 Drink (needing to see the hearing evidence to bear this out). It is believed the
4 owner of the limousine which was involved in three of the instances had any citation against him
5 dismissed, and the driver who allegedly admitted to driving the limousine for 3 of the citations was fined
6 \$5,000, with \$4,500 held in abayance. In essence, a \$500 fine when the NTA actually had proof
7 wrongdoing.

8 Both of these decisions need to be reconsidered and vacated.

9 DATED this 4th day of October, 2021.

10 JAMES S. KENT, LTD.

11 */s/ James S. Kent*

12 _____
13 By: JAMES S. KENT, ESQ.
14 Nevada Bar No. 5034
15 9480 S. Eastern Ave.
16 Suite 228
17 Las Vegas, Nevada 89123
18 (702) 385-1100
19 Attorney for Respondent
20
21
22
23
24
25
26
27
28

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I am employed in the County of Clark, State of Nevada, am over the age of
3 18 years and not a party to this action. My business address is James S. Kent, Ltd., 9480 S. Eastern
4 Ave., Suite 228, Las Vegas, Nevada 89123.

5 On this day I served the **MOTION FOR RECONSIDERATION OF FINDINGS OF FACT,**
6 **CONCLUSIONS OF LAW AND AMENDED ORDER DATED SEPTEMBER 20, 2021** in this
7 action or proceeding via U. S. Postal Service and email, which will cause this document to be served
8 upon the following counsel of record:

9
10 **Dawn Gibbons, Chairwoman**
11 **Nevada Transportation Authority**
12 3300 W. Sahara Ave., Suite 200
13 Las Vegas, Nevada 89102
14 Telephone: (702) 486-3303
15 Email: nta@nta.nv.gov

16 **Louis V. Csoka, Attorney General**
17 555 E Washington Ave #3900
18 Las Vegas, NV 89101
19 Telephone: (702) 486-3420
20 Email: LCsoka@ag.nv.gov

21 I certify under penalty that the foregoing is true and correct, and that I executed this Certificate of
22 Service on October 4th, 2021, at Las Vegas, Nevada.

23
24 */s/ Alesha Dessaints*

25
26 An employee of James S. Kent, Ltd.
27
28

Debt Summary Review

21-08023 PFR – As’ad Marji outstanding debt for Citation 21980-21984.

Summary:

- Citation 21980-21984 was issued to As’ad Marji / 2 Drink LLC. on 11/04/2019 by Investigator Hawkins and former Investigator Park for violations of NRS. The hearing date indicated on the citation was 12/13/2019 at 2:00pm.
- The matters were rescheduled to 01/24/2020 and 02/10/2020. On 02/10/2020 the hearing was held and the respondent “2Drink LLC” failed to appear. James Kent Esq. was present for As’ad Marji and accepted service of the citations on behalf of 2Drink LLC.
 - 2Drink LLC. was fined \$50,000 pursuant to the conditions set forth in the Order of the Authority approved at the 07/22/2020 General Session Meeting. The order and corresponding debt letter were sent 08/04/2020 with payment due in 20 days. After request for review by Attorney James Kent, a revised debt letter was issued 08/14/2020 to 2 Drink LLC with no change in debt information owed. No payment was received. A final letter was issued 09/11/2020 with payment due within 14 days. No payment was received. On 10/02/2020 the debt in the total amount of \$50,000 was submitted to the State Controller’s Office (SCO) for collection.
- The matters with reference to As’ad Marji were rescheduled to 03/31/2021, 04/20/2021. On 04/20/2021 the hearing was held and the respondent As’ad Marji was represented by James Kent Esq.
 - As’ad Marji was fined a total of \$50,000 pursuant to the conditions set forth in the Order of the Authority approved at the 07/27/2021 General Session Meeting. The order and corresponding debt letter were sent 08/03/2021 with payment due in 20 days
- On 08/19/2021 Attorney James Kent filed a Motion for Reconsideration of Findings of Fact, Conclusions of Law and Order Filed August 3, 2021.
- On 09/20/2021 an Amended Order was issued to amend the prior order relative to 2Drink LLC. dated 08/04/2020 thereby adding As’ad Marji as Owner of 2Drink LLC. now jointly and severally liable for the administrative fine of \$50,000 with 2Drink, LLC. As a result, the Citation Debt for 21890-84 for 2Drink LLC was recalled from the SCO and the current debt for As’ad Marji resides with the NTA.

Citation debt 21980-21984 for As’ad Marji currently resides with the NTA with no payments or payment plan arrangement confirmed. Citation debt 21980-21984 relative to 2Drink LLC. resides with the SCO with no payments to date.

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21980

STATE OF NEVADA

County of Clark City of LAS VEGAS
 Time 8:15 P.M. Day of MON Date 10 14 20 19
 Location CAESARS PALACE
 Name MARSI ASAD
 Last First Middle
 Residence Address 3934 AVILA ST
LAS VEGAS NV 89103
 City State Zip
 Operator License No. [REDACTED] State NV
 D.O.B. [REDACTED] M 5'4" 190 BLK BRO
 Mo. Day Yr. Sex Ht. Wt. Hair Eyes
 Company Name Z Drink LLC MV/CPCN NONE
 Company Address _____
 Street

Vehicle 2016 CHEV TAHOE BLK
 Year Make Body Color
 Vehicle License LVX547 NV 20
 Number State Year
 Respondent Z DRINK LLC / ASAD MARSI / F01007 + ASSOC

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation No CPCN NRS/NAC 706.386 ☐ CFR ☐ Other _____

To wit: RESPONDENT DID ACT AS A FULLY REGULATED MOTOR CARRIER WITHOUT THE REQUIRED CPCN

2. Violation _____ NRS/NAC ☐ CFR ☐ Other _____

To wit: _____

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds/probable cause to believe and do believe that above named respondent committed the above infraction(s) and/or violation(s) contrary to law.

Officer/Complainant's Name INV. S. HAWKINS Officer/Complainant's Signature [Signature] P No. 5050 Date 11-4-19

The potential fine for each of the above violations is up to \$10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

- ☒ 3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102
- ☐ 1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502

on DECEMBER 13, 2019, at 2 am/pm (P)

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 culpability.**
 Please read back of citation carefully → →

WHITE—Complaint; GREEN—Notice to Appear

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21981

STATE OF NEVADA

County of CLARK City of LAS VEGAS
 Time 9:02 PM Day of SUN Date 10 27 20 19
 Location STRATOSPHERE HOTEL + CASINO
 Name MARSI ASAD
 Residence Address 3934 AVILA ST
LAS VEGAS NV 89103
 City State Zip
 Operator License No. [REDACTED] State NV
 D.O.B. [REDACTED] M 504 190 BLK 360
 Mo. Day Yr. Sex Ht. Wt. Hair Eyes
 Company Name Z Drink LLC MV/CPCN NONE
 Company Address _____
 Street _____

Vehicle 2016 CHEV TABOE BLK
 Year Make Body Color
 Vehicle License LVX547 NV 20
 Number State Year
 Respondent Z Drink LLC / ASAD MARSI / 60202 + ASSOC

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation No CPCN 706.386 ☐ CFR ☐ Other _____
 To wit: RESPONDENT DID ACT AS A FULLY LICENSED
VEHICLE CARRIER WITHOUT THE REQUIRED CPCN
 2. Violation _____ 1 ☐ 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 INV. S HAWKINS Officer/Complainant's Signature [Signature] P No. 550 Date 11-4-19

The potential fine for each of the above violations is up to \$10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

- ☒ 3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102
☐ 1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502

on DECEMBER 13, 2019, at 2 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 culpability.**

Please read back of citation carefully → →

WHITE—Complaint; GREEN—Notice to Appear

11/18/19 jh
EDB/CAL

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT
ISSUED PURSUANT TO NRS 706.771

No. 21982

STATE OF NEVADA

County of Clark City of Las Vegas
Time 9:19 AM Day of SUN Date 10 13 2019
Location HARRY FLYNT'S Hustler Club
Name MARTI ASAD Y
Last First Middle
Residence Address 3934 AVILA ST
Las Vegas NV 89103
City State Zip

Operator License No. [REDACTED] State NV
D.O.B. [REDACTED] Sex M 5'4" 170 BLK BLU
Ht. Wt. Hair Eyes

Company Name 2 Drink LLC MV/CPCN N/A
Company Address 3934 AVILA ST
Las Vegas NV 89103
City State Zip

Vehicle 2001 Lin. Lin WNT
Year Make Body
Vehicle License 109G17 NV FOR002 ASGC
Number State Year

Respondent ASAD Y. MARTI, 2 Drink LLC

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation NO CPCN 706.386 ☒ CFR ☐ Other

To wit: Respondent provided Passenger Transportation without a CPCN

2. Violation / / / ☒ 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 Todd Park Officer/Complainant's Signature Todd Park P No. 5646 Date 11/14/2019

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 December 13, 2019, at 2:00 am/pm pm
Month Day

Signature Todd Park
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

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT
ISSUED PURSUANT TO NRS 706.771

No. 21983

STATE OF NEVADA

County of Clark City of Las Vegas
Time 9:35 P Day of Saturday Date Oct 19 2019
Location TREASURES Gentlemen's Club
Name Mari Asad Y
Last First Middle
Residence Address 3934 Avila St
Las Vegas NV 89103
City State Zip

Operator License No. [REDACTED] State NV
D.O.B. [REDACTED] M 5'4" 190 BK 3RO
Mo. Day Yr. Sex Ht. Wt. Hair Eyes

Company Name 2 Drink LLC MV/CPCN N/A
Company Address 3934 Avila St
Las Vegas NV 89103
City State Zip

Vehicle 2001 Lincoln White
Year Make Body Color
Vehicle License 109G17 NV 2000
Number State Year

Respondent Asad Mari, 2 Drink LLC, Farooz F Asad

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

1. Violation No CPCN 706.386 ☐ CFR ☐ Other
NRS/NAC

To wit: Respondant Provided Passenger Transportation without a CPCN

2. Violation / / ☐ CFR ☐ Other
NRS/NAC

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 Todd Park Officer/Complainant's Signature Todd Park P No. 1546 Date 11/14/19

The potential fine for each of the above violations is up to \$10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

- ☒ 3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102
☐ 1755 E. Plumb Lane, Suite 216, Reno, Nevada 89502

on December 13 2019 at 2:00 am com
Month Day

Signature Todd Park
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

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 21984

STATE OF NEVADA

County of Clark City of Las Vegas
 Time 12:40 P.M. Day of Sun Date 10 27, 2019
 Location Throne's Gentlemen's Club
 Name Sheets Jason Allen
 Residence Address 10273 North Orchid Ct
Las Vegas NV 89183
 City State Zip

Operator License No. [REDACTED] State NV

D.O.B. 10/1/61 Sex M Ht. 6'1" Wt. 245 Bld BLD Eyes HAZ

Company Name J Drink LLC MV/CPCN N/A

Company Address 3934 Avila St
Las Vegas NV 89103
 City State Zip

Vehicle 2001 Lin Limo WHT
 Year Make Body Color

Vehicle License 109G17 NV 2020
 Number State Year

Respondent Jason Sheets, Head Mgr, J Drink LLC

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS Forced

1. Violation NRS/NAC NO CPCN 706.386 ☐ CFR ☐ Other Assol

To wit: Respondent Provided Transportation
Without a CPCN

2. Violation NRS/NAC ☐ CFR ☐ Other

To wit:

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds/probable cause to believe and do believe that above named respondent committed the above infraction(s) and/or violation(s) contrary to law.

Officer/Complainant's Name Todd Park Officer/Complainant's Signature Todd Park P No. J046 Date 11/4/19

The potential fine for each of the above violations is up to \$10,000. You are hereby notified to appear before the Nevada Transportation Authority at:

☒ 3300 W. Sahara Ave., Suite 200, Las Vegas, Nevada 89102

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

on December 13, 2019, at 2:00 am pm

Signature [Signature] I promise to appear at the time and place indicated.

Carefully review the explanation of rights, responsibility to appear, the consequences of failing to appear and notice of hearing set forth on the reverse side of this citation. **Signing of this citation constitutes a promise to appear in this matter and is an acknowledgement that you have been advised to carefully review the information contained on the reverse side 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 Administrative Citation Number 21980-21984)

issued to 2Drink LLC, Marij, Forooz + Assoc. STIPULATED CONTINUANCE
Sheets REQUEST AND ORDER

REQUEST

Date: Dec 16, 2019

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 Dec 13, 2019 at 2:00 am / pm.
- Requesting a _____-day continuance.
- Reason for request see attached email.
- Matter rescheduled to Jan 24, 2020 at 1:30 a.m. / pm and
Respondent waives further notice of hearing reschedule date.

see attached email
Respondent Signature

Respondent Printed Name

[Signature]
Deputy AG Signature
Louis Cant
Deputy AG Printed Name

Respondent Address: _____

Telephone number: _____

ORDER

Continuance GRANTED / DENIED.

[Signature]
Hearing Officer

Dated this 17 day of December, 2019 / Las Vegas, Nevada.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re Administrative Citation Number 21980-21984 + 21831-21833

issued to 2 Drink LLC, Manji, Fowor & Assoc;
Wanan

STIPULATED CONTINUANCE
REQUEST AND ORDER

REQUEST

Date: 1/21, 2020

At the (circle one) Respondent's/Staff's request, the parties to the above-captioned Citation hereby stipulate to a continuance of the matter.

- Matter is currently set for hearing on January 24, 2020 at 2:00 am pm.
- Requesting a 17-day continuance.
- Reason for request camel unavailable.
- Matter rescheduled to February 10, 2020 at 2:00 a.m. p.m. and
Respondent waives further notice of hearing reschedule date.

per attached email
Respondent Signature

Respondent Printed Name

[Signature]
Deputy AG Signature

Louis Clark
Deputy AG Printed Name

Respondent Address: _____

Telephone number: _____

ORDER

Continuance GRANTED DENIED.

[Signature]
Hearing Officer

Dated this 21 day of January, 2020 / Las Vegas, Nevada.

Jennifer Hill

From: Louis V. Csoka <LCsoka@ag.nv.gov>
Sent: Tuesday, January 21, 2020 10:31 AM
To: Jennifer Hill
Subject: Fw: 2Drink/Warrow citations

Please print e-mail below. Thank you very much.

From: Alesha Dessaints <alesha@jamiekent.org>
Sent: Tuesday, January 21, 2020 9:05 AM
To: Mark Liapis; Louis V. Csoka; Rita Brownawell
Cc: Jamie S. Kent, Esq.
Subject: [] RE: 2Drink/Warrow citations

Good Morning:

Sorry for our delay in response, the week of February 10th works best for us as well.
We have the afternoon of the 10th 11th and 12th open for this matter.

Thank you,

Alesha Dessaints
Legal Assistant to,
James S. Kent, Ltd.
9480 S. Eastern Ave.
Suite 228
Las Vegas, Nevada 89123
Telephone: (702) 385-1100
Facsimile: (702) 385-3474

Confidentiality Note:

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From: Mark Liapis <mliapis@nta.nv.gov>
Sent: Wednesday, January 08, 2020 4:05 PM
To: Jamie S. Kent, Esq. <jamie@jamiekent.org>; Louis V. Csoka <LCsoka@ag.nv.gov>
Cc: Rita Brownawell <rbrownawell@nta.nv.gov>
Subject: RE: 2Drink/Warrow citations

Jamie and Louis,

Presiding Officer has a scheduling conflict on January 24. Reschedule to the afternoon of January 21 or the week of February 10 preferably in the afternoon. Let Rita know the date and time you choose.

Mark T. Liapis
Administrative Attorney
Nevada Transportation Authority
3300 West Sahara Avenue, Suite 200
Las Vegas, Nevada 89102
(702) 486-8722
mliapis@nta.nv.gov

From: Louis V. Csoka <LCsoka@ag.nv.gov>
Sent: Wednesday, January 08, 2020 3:15 PM
To: Mark Liapis <mliapis@nta.nv.gov>
Cc: Rita Brownawell <rbrownawell@nta.nv.gov>; Jamie S. Kent, Esq. <jamie@jamiekent.org>
Subject: Re: 2Drink/Warrow citations

Dear Jamie,

I am told that we need to reschedule these Citations.

Please suggest some workable alternatives.

Thank you very much.

Louis

Rita Brownawell

From: Alesha Dessaints [alesha@jamiekent.org]
Sent: Monday, December 16, 2019 3:32 PM
To: Louis V. Csoka; Jamie S. Kent, Esq.; Mark Liapis; Rita Brownawell
Subject: RE: Findlay Credit dab 9-1-1 Towing

Mr. Csoka-

The 24th for 2Drink and Warrow should be fine. We have an evidentiary hearing that day we are expecting to come off calendar, we just do not have the final order yet.

Thank you,

Alesha Dessaints
Legal Assistant to,
James S. Kent, Ltd.
9480 S. Eastern Ave.
Suite 228
Las Vegas, Nevada 89123
Telephone: (702) 385-1100
Facsimile: (702) 385-3474

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From: Louis V. Csoka
Sent: Monday, December 16, 2019 1:55 PM
To: Jamie S. Kent, Esq. ; Alesha Dessaints ; Mark Liapis ; Rita Brownawell
Subject: Re: Findlay Credit dab 9-1-1 Towing

Yes. This is relative to the 2 Drink and Warrow matters only.

This has nothing to do with the 911 matters (sorry about my e-mail response responding to your e-mail requesting the same, picking up the 911 subject line. The same subject line requesting the continuance for Warrow was on the e-mail provided by your office.)

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

Citations 21980, 21981 and 21983)	
Issued to 2Drink LLC, Asad Marji, and)	
Farooz & Associates; 21982 issued to	)	Citations 21980, 21981, 21982,
2Drink LLC and Asad Marji; and Citation	)	21983 and 21984
21984, issued to 2Drink LLC, Asad Marji,)	
Farooz & Associates and Jason Sheets,)	
alleging violations of)	
NRS 706.386 (5 counts total).)	
_____)	

At a general session of the Nevada Transportation
Authority held on July 22, 2020.

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

ORDER

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

1. On November 4, 2019, the Enforcement Staff of the Authority ("Staff") issued Citations 21980, 21981, 21982, 21983, and 21984 to 2Drink, LLC, Asad Marji, Farooz & Associates, and Jason Sheets, each citation alleging one violation of Nevada Revised Statutes ("NRS"), section 706.386, for operating as a motor carrier without a certificate of public convenience and necessity issued by the Authority.
2. On November 4, 2019, Staff served those citations on James A. Kent, Esq., who accepted them on behalf of 2Drink LLC, and Asad Marji. Sheets was personally served.

3. On February 10, 2020, the Authority convened a hearing on the citations before Commissioner Assad, Presiding Officer.
4. Appearance at the hearing was made by Louis V. Csoka, Esq., on behalf of Staff. Respondent 2Drink, LLC failed to appear. Mr. Kent appeared at this hearing on behalf of Marji and confirmed that he had accepted service of the citations on behalf of 2Drink LLC.
5. The instant order addresses the citations as against only 2Drink LLC ("Respondent") as identified herein and not any other respondent shown in any citation. Jason Sheets was withdrawn as Respondent by Staff from Citation 21984.
6. For each citation, Staff offered into evidence its investigative report, and associated supplemental report, designated State's Exhibits 1 and 5, respectively. All exhibits were admitted.
7. Scott Hawkins and Todd Park, Compliance Enforcement Officers for the Authority, testified on behalf of Staff.
8. The officers authenticated the reports that each prepared, admitted as exhibits, and swore that all statements and assertions therein are true.
9. Having reviewed the reports, the Presiding Officer found that, in every instance, notice was proper to Respondent and that it had violated NRS 706.386 as alleged.
10. For each violation, the Presiding Officer recommended a fine against Respondent of \$10,000.00.
11. The Authority finds it is in the public interest to adopt the recommendation of the Presiding Officer and impose fines accordingly.

BASED ON THE FOREGOING, it is ORDERED that:

1. Regarding Citations 21980, 21981, 21982, 21983 and 21984, Respondent 2Drink, LLC, violated NRS 706.386 in every instance alleged (5 counts total);

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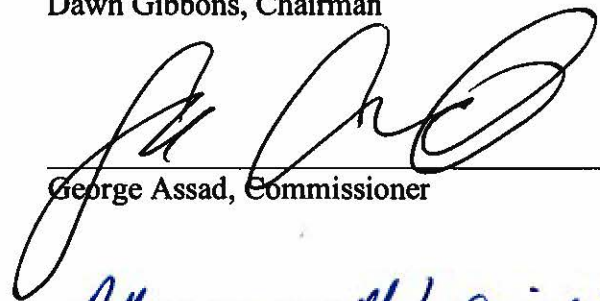
///

2. Respondent is FINED \$10,000.00 per violation, for a total fine of \$50,000.00; and
3. The Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,



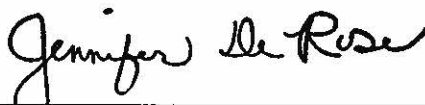
Dawn Gibbons, Chairman



George Assad, Commissioner



David Newton, Commissioner

Attest: 
Jennifer De Rose, Deputy Commissioner

Dated: Aug 4, 2020
Las Vegas, Nevada

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

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

NOTICE: Pursuant to NRS 706.772 and NRS 706.483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

STEVE SISOLAK
Governor

STATE OF NEVADA



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

22
TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

DAVID NEWTON
Commissioner

2 DRINK LLC
3355 S HIGHLAND DR STE 111
LAS VEGAS NV 89109
Via First Class Mail & Certified Mail #7018 1830 0002 1243 6374

FOROOZ & ASSOC
3355 S HIGHLAND DR STE 111
LAS VEGAS NV 89109

ASAD MARJI
3934 AVILA ST
LAS VEGAS NV 89103
Via First Class Mail & Certified Mail #7018 1830 0002 1243 6565

JAMES S KENT LTD
9480 S EASTERN AVE STE 228
LAS VEGAS NV 89123

FOROOZ & ASSOCIATES INC.
SAID DANESHFOROOZ
2201 PARADISE ROAD
LAS VEGAS NV 89104
Via First Class Mail & Certified Mail #7018 1830 0002 1243 6572

SUBJECT: ORDER OF THE AUTHORITY

Dear 2 DRINK LLC/ FOROOZ & ASSOCIATES INC./ASAD MARJI/SAID DANESHFOROOZ:

On July 22, 2020 you were fined \$50,000 for Citation number 21980, 21981, 21982, 21983, 21984 for violations of NRS or NAC 706 pursuant to the conditions set forth in the Order of the Authority.

Your payment of \$50,000 must be received no later than twenty (20) days from the date of this letter. Pursuant to NRS 353.1467, effective July 1, 2008, all payments of money to a state agency for obligations of \$10,000 or more must be made by electronic transfer.

If payment is not received in twenty (20) days from the date of this letter, your driver's license will be suspended and this matter will be turned over to a collection agency. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection. Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or \$50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold. Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

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

Sincerely,

Handwritten signature of Jennifer De Rose.
Jennifer De Rose, Deputy Commissioner
Enclosure

Dated: Aug 4, 2020
Las Vegas, Nevada

From: [Jamie S. Kent, Esq.](#)
To: [nta: "LCsoka@ag.nv.gov"; Gary Mathews](#)
Cc: [Alesha Dessaints: "sabos_paradise@hotmail.com"](#)
Subject: RE: Order- Citations 21980, 21981, 21982, 21983, and 21984
Date: Friday, August 14, 2020 3:35:48 PM

Thank you for your attention and cooperation.

Jamie
James S. Kent, Esq.
James S. Kent, Ltd.
9480 S. Eastern Ave., Suite 228
Las Vegas, NV 89123
702-385-1100 office
702-385-3474 facsimile

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From: Jennifer DeRose <jderose@nta.nv.gov> **On Behalf Of** nta
Sent: Friday, August 14, 2020 3:34 PM
To: Jamie S. Kent, Esq. <jamie@jamiekent.org>; nta <nta@nta.nv.gov>; 'LCsoka@ag.nv.gov' <LCsoka@ag.nv.gov>; Gary Mathews <gary.mathews@nta.nv.gov>
Cc: Alesha Dessaints <alesha@jamiekent.org>; 'sabos_paradise@hotmail.com' <sabos_paradise@hotmail.com>
Subject: RE: Order- Citations 21980, 21981, 21982, 21983, and 21984

Mr. Kent,
Thank you for your response. I am attaching a copy of the revised debt letter which will be go out in certified mail on Monday, August 17, 2020. I appreciate your notifying me regarding your concerns about the original debt letter sent out. We have revised the verbiage to ensure that the debt letter clearly names 2Drink, LLC as the respondent ordered to pay the fine in the attached order.
Respectfully,

Jennifer De Rose
Deputy Commissioner
Nevada Transportation Authority
702-486-6566
jderose@nta.nv.gov

From: Jamie S. Kent, Esq. <jamie@jamiekent.org>
Sent: Friday, August 14, 2020 2:53 PM
To: nta <nta@nta.nv.gov>; 'LCsoka@ag.nv.gov' <LCsoka@ag.nv.gov>
Cc: Alesha Dessaints <alesha@jamiekent.org>; 'sabos_paradise@hotmail.com' <sabos_paradise@hotmail.com>
Subject: RE: Order- Citations 21980, 21981, 21982, 21983, and 21984

While I believe I may have represented all at different times or another, in regards to these citations I believe I only represent Asad Marji. I believe his hearings are still pending, and if memory serves me correctly, no service was ever made on either Forooz party, thus why the order applied solely to 2 Drink.

I hope that answered what you were looking for; if not, please let me know.

Jamie
James S. Kent, Esq.
James S. Kent, Ltd.
9480 S. Eastern Ave., Suite 228
Las Vegas, NV 89123
702-385-1100 office
702-385-3474 facsimile

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From: Hope Dibartolomeo <hdibart@nta.nv.gov> **On Behalf Of** nta
Sent: Friday, August 14, 2020 12:50 PM
To: Jamie S. Kent, Esq. <jamie@jamiekent.org>; nta <nta@nta.nv.gov>; 'LCsoka@ag.nv.gov' <LCsoka@ag.nv.gov>
Cc: Alesha Dessaints <alesha@jamiekent.org>; 'sabos_paradise@hotmail.com' <sabos_paradise@hotmail.com>
Subject: RE: Order- Citations 21980, 21981, 21982, 21983, and 21984

Mr. Kent,

Thank you for your concern regarding this matter. We will address the issue. Please advise who you

represent in this matter.

Jennifer De Rose for NTA

Las Vegas Office Phone: (702) 486-3303 | Fax: (702) 486-2590

Reno Office Phone: (775) 688-2800 | Fax: (775) 688-2802



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From: Jamie S. Kent, Esq. <jamie@jamiekent.org>

Sent: Thursday, August 13, 2020 3:04 PM

To: nta <nta@nta.nv.gov>; 'LCsoka@ag.nv.gov' <LCsoka@ag.nv.gov>

Cc: Alesha Dessaints <alesha@jamiekent.org>; 'sabos_paradise@hotmail.com' <sabos_paradise@hotmail.com>

Subject: Order- Citations 21980, 21981, 21982, 21983, and 21984

Dear Ms. De Rose:

I am in receipt of your letter/notice of Order regarding the above-referenced citations. I have some concerns with how the letter is written/worded, and ask that the letter be amended to supplemented to address these concerns. The letter (attached hereto with the Order), while addressed to myself and four separate parties/entities, opens as follows:

Dear 2 DRINK LLC/ FOROOZ & ASSCOIATES INC./ ASAD MARJI/SAID DANESHFOROOZ:

On July 22, 2020, you were fined \$50,000 for Citation number 21980, 21981, 21982, 21983, 21984 for violations of NRA or NAC 706 pursuant to the conditions set forth in the Order of the Authority.

As I read that letter, it would appear the \$50,000 fine to be applicable against 2 Drink LLC, Forooz & Associates, Inc., Asad Marji, and Said Daneshforooz (as no distinction is made and only the vague, possibly plural "you" is used); however, the Order itself was specific to and only effective against 2Drink LLC. See Paragraph 5 of Order.

I want the record to be clear that the \$50,000 fine is only applicable against 2 Drink LLC and not against any of the other mentioned parties. Accordingly, I would ask that a revised letter be sent specifying that only 2 Drink has been and is fined that amount. I am worried that from the face of the letter, and without looking specifically to the Order, someone could mistake the effect of the Order and actually demand or take other action against any of the other three parties. I appreciate and welcome all parties may be copied as they were associated with the case, but it needs to be clear that the fine has only been assessed against 2 Drink.

If I am incorrect and the letter is to put the other parties (i.e. Asad Marji or Forooz & Assoc.) on notice that they somehow have a responsibility for this judgment, please let me know ASAP so I can take appropriate action. Thank you for your time and attention to this matter, and please feel free to contact me if you have any issues/wish to discuss this matter.

Respectfully,

Jamie

James S. Kent, Esq.

James S. Kent, Ltd.

9480 S. Eastern Ave., Suite 228

Las Vegas, NV 89123

702-385-1100 office

702-385-3474 facsimile

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BEFORE THE NEVADA TRANSPORTATION AUTHORITY

Citations 21980, 21981 and 21983)	
Issued to 2Drink LLC, Asad Marji, and)	
Farooz & Associates; 21982 issued to	)	Citations 21980, 21981, 21982,
2Drink LLC and Asad Marji; and Citation	)	21983 and 21984
21984, issued to 2Drink LLC, Asad Marji,)	
Farooz & Associates and Jason Sheets,)	
alleging violations of)	
NRS 706.386 (5 counts total).)	

At a general session of the Nevada Transportation
Authority held on July 22, 2020.

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

ORDER

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

1. On November 4, 2019, the Enforcement Staff of the Authority ("Staff") issued Citations 21980, 21981, 21982, 21983, and 21984 to 2Drink, LLC, Asad Marji, Farooz & Associates, and Jason Sheets, each citation alleging one violation of Nevada Revised Statutes ("NRS"), section 706.386, for operating as a motor carrier without a certificate of public convenience and necessity issued by the Authority.
2. On November 4, 2019, Staff served those citations on James A. Kent, Esq., who accepted them on behalf of 2Drink LLC, and Asad Marji. Sheets was personally served.

3. On February 10, 2020, the Authority convened a hearing on the citations before Commissioner Assad, Presiding Officer.
4. Appearance at the hearing was made by Louis V. Csoka, Esq., on behalf of Staff. Respondent 2Drink, LLC failed to appear. Mr. Kent appeared at this hearing on behalf of Marji and confirmed that he had accepted service of the citations on behalf of 2Drink LLC.
5. The instant order addresses the citations as against only 2Drink LLC ("Respondent") as identified herein and not any other respondent shown in any citation. Jason Sheets was withdrawn as Respondent by Staff from Citation 21984.
6. For each citation, Staff offered into evidence its investigative report, and associated supplemental report, designated State's Exhibits 1 and 5, respectively. All exhibits were admitted.
7. Scott Hawkins and Todd Park, Compliance Enforcement Officers for the Authority, testified on behalf of Staff.
8. The officers authenticated the reports that each prepared, admitted as exhibits, and swore that all statements and assertions therein are true.
9. Having reviewed the reports, the Presiding Officer found that, in every instance, notice was proper to Respondent and that it had violated NRS 706.386 as alleged.
10. For each violation, the Presiding Officer recommended a fine against Respondent of \$10,000.00.
11. The Authority finds it is in the public interest to adopt the recommendation of the Presiding Officer and impose fines accordingly.

BASED ON THE FOREGOING, it is ORDERED that:

- 1. Regarding Citations 21980, 21981, 21982, 21983 and 21984, Respondent 2Drink, LLC, violated NRS 706.386 in every instance alleged (5 counts total);**

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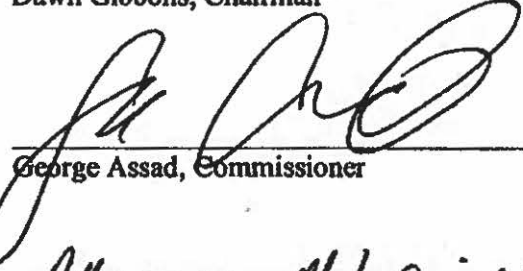
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2. Respondent is FINED \$10,000.00 per violation, for a total fine of \$50,000.00; and
3. The Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,



Dawn Gibbons, Chairman

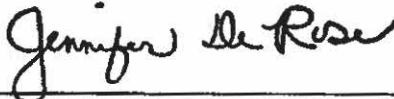


George Assad, Commissioner



David Newton, Commissioner

Attest:



Jennifer De Rose, Deputy Commissioner

Dated:

Aug 4, 2020
Las Vegas, Nevada

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

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

NOTICE: Pursuant to NRS 706.772 and NRS 706.483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

STEVE SISOLAK
Governor

STATE OF NEVADA



TERRY REYNOLDS
Director B&I

DAWN GIBBONS
Chairman

GEORGE ASSAD
Commissioner

DAVID NEWTON
Commissioner

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

2 DRINK LLC
3355 S HIGHLAND DR STE 111
LAS VEGAS NV 89109
Via First Class Mail & Certified Mail #7014 2870 0001 8498 4506

FOROOZ & ASSOC
3355 S HIGHLAND DR STE 111
LAS VEGAS NV 89109

ASAD MARJI
3934 AVILA ST
LAS VEGAS NV 89103

JAMES S KENT LTD
9480 S EASTERN AVE STE 228
LAS VEGAS NV 89123

FOROOZ & ASSOCIATES INC.
SAID DANESHFOROOZ
2201 PARADISE ROAD
LAS VEGAS NV 89104

SUBJECT: **ORDER OF THE AUTHORITY – REVISED DEBT LETTER**

Dear 2 DRINK LLC:

On July 22, 2020 you were fined \$50,000 for Citation number 21980, 21981, 21982, 21983, 21984 for violations of NRS or NAC 706 pursuant to the conditions set forth in the Order of the Authority.

Your payment of \$50,000 must be received no later than twenty (20) days from the date of this letter. Pursuant to NRS 353.1467, effective July 1, 2008, all payments of money to a state agency for obligations of \$10,000 or more must be made by electronic transfer.

If payment is not received in twenty (20) days from the date of this letter, your driver's license will be suspended and this matter will be turned over to a collection agency. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection. Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or \$50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold. Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

Questions concerning this matter should be directed to our NTA General Email at nta@nta.nv.gov or you may 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
Enclosure

Dated: 8/14/2020
Las Vegas, Nevada



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

2 DRINK LLC
3355 S HIGHLAND DR STE 111
LAS VEGAS NV 89109
Via First Class Mail & Certified Mail #7014 2870 0001 8498 4834

SUBJECT: FINAL NOTICE

Dear 2 DRINK LLC:

On July 22, 2020 you were fined \$50,000 for Citation number 21980, 21981, 21982, 21983, 21984 for violations of NRS or NAC 706 pursuant to the conditions set forth in the Order of the Authority. As of this date, your payment has not been received.

This letter will serve as final demand that the total amount of \$400 for violations as assigned above owed to the NTA be satisfied 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: 9/14/2020
Las Vegas, Nevada

From: [Alesha Dessaints](#)
To: [Jennifer Hill](#)
Cc: [Sabo Marji](#); [Jamie S. Kent, Esq.](#)
Subject: RE: Assad Marji
Date: Wednesday, March 31, 2021 11:23:45 AM

Perfect – thank you very much!

From: Jennifer Hill <jhill@nta.nv.gov>
Sent: Wednesday, March 31, 2021 11:21 AM
To: Alesha Dessaints <alesha@jamiekent.org>
Subject: RE: Assad Marji

Ok I will reschedule it to then. I will send you the new hearing information.

Jennifer Hill | Legal Secretary II

State of Nevada | Department of Business & Industry | Nevada Transportation Authority
3300 W Sahara Ste 200
Las Vegas, Nevada 89102
T: (702) 486-3303 ext. 66537 | F: (702) 486-2590 | E: jhill@nta.nv.gov



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From: Alesha Dessaints <alesha@jamiekent.org>
Sent: Wednesday, March 31, 2021 11:19 AM
To: Jennifer Hill <jhill@nta.nv.gov>
Cc: Sabo Marji <sabos_paradise@hotmail.com>; Jamie S. Kent, Esq. <jamie@jamiekent.org>
Subject: RE: Assad Marji

Jennifer:

April 20th at 2 pm, please!

Thank you for all of your help with this matter!

Alesha Dessaints

Legal Assistant to,
James S. Kent, Ltd.
9480 S. Eastern Ave.
Suite 228
Las Vegas, Nevada 89123
Telephone: (702) 385-1100

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From: Jennifer Hill <jhill@nta.nv.gov>
Sent: Wednesday, March 31, 2021 10:15 AM
To: Alesha Dessaints <alesha@jamiekent.org>
Subject: RE: Assad Marji

Alesha,

I have April 20th or April 22nd at 2 pm that I can move this hearing to. Please let me know which day and time works.

Jennifer Hill | Legal Secretary II

State of Nevada | Department of Business & Industry | Nevada Transportation Authority
3300 W Sahara Ste 200
Las Vegas, Nevada 89102
T: (702) 486-3303 ext. 66537 | F: (702) 486-2590 | E: jhill@nta.nv.gov



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d time works for you.

From: Alesha Dessaints <alesha@jamiekent.org>

Sent: Wednesday, March 31, 2021 10:01 AM

To: Jennifer Hill <jhill@nta.nv.gov>

Subject: FW: Assad Marji

I am sorry to bother you, are we able to continue this hearing today?

Thank you!

Alesha Dessaints

Legal Assistant to,
James S. Kent, Ltd.
9480 S. Eastern Ave.
Suite 228
Las Vegas, Nevada 89123
Telephone: (702) 385-1100

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From: Louis V. Csoka <LCsoka@ag.nv.gov>

Sent: Tuesday, March 30, 2021 5:24 PM

To: Jamie S. Kent, Esq. <jamie@jamiekent.org>; Jennifer Hill <jhill@nta.nv.gov>

Cc: Alesha Dessaints <alesha@jamiekent.org>

Subject: Re: Assad Marji

Dear Jennifer,

Jamie is saying that he was unaware of the upcoming hearing. Please see his e-mail below.

So long as the Hearing Officer agrees, I have no problem with one final continuance.

Please also provide him with the Citation numbers, and Reports, if needed.

(Jamie, I will provide you that one additional bit of evidence, under separate cover, that we had just discussed.)

Thank you very much to all.

Louis

From: Jamie S. Kent, Esq. <jamie@jamiekent.org>
Sent: Tuesday, March 30, 2021 5:19 PM
To: Louis V. Csoka <LCsoka@ag.nv.gov>; Jennifer Hill <jhill@nta.nv.gov>
Cc: Alesha Dessaints <alesha@jamiekent.org>
Subject: RE: Assad Marji

Louis- I appreciate you reaching out, regardless of the reason. Yes, I would ask for a continuance and if you could, please provide a copy of the applicable reports as well as the additional information. I thought we had adjudicated his items previously, but obviously I am mistaken. Could you also provide or indicate what the citation(s) which will be the subject of the hearing (or at least the citation number(s)?

My apologies for having to do this, but as noted, I did not have this on my calendar or know of this, so I have not spoken with Mr. Marji in months. As I represented him at the last hearing and did not indicate to him that I was withdrawing, I believe I have to continue to represent him unless and/or until he tells me or I formally withdraw.

Thank you for your understanding and patience.

Jamie
James S. Kent, Esq.
James S. Kent, Ltd.
9480 S. Eastern Ave., Suite 228
Las Vegas, NV 89123
702-385-1100 office
702-385-3474 facsimile

Confidentiality Note:

The information contained in this transmission is legally privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you receive this communication in error, please notify us immediately by telephone call to (702) 385-1100 and delete the message.

Thank you.

From: Louis V. Csoka <LCsoka@ag.nv.gov>
Sent: Tuesday, March 30, 2021 5:09 PM
To: Jamie S. Kent, Esq. <jamie@jamiekent.org>
Subject: Re: Assad Marji

It is now about him. The Citation against 2 Drink has already been adjudicated.

If you represent him, I need to send you additional information.

If you need the Reports again or a continuance, please let Jennifer know.

Thank you.

From: Jamie S. Kent, Esq. <jamie@jamiekent.org>
Sent: Tuesday, March 30, 2021 5:05 PM
To: Louis V. Csoka <LCsoka@ag.nv.gov>
Subject: RE: Assad Marji

Marji? I think so, but I did not have anything down for him tomorrow. Is it about him or 2 Drink (as I am not representing 2 Drink).

Jamie

From: Louis V. Csoka <LCsoka@ag.nv.gov>
Sent: Tuesday, March 30, 2021 5:03 PM
To: Jamie S. Kent, Esq. <jamie@jamiekent.org>
Subject: Assad Marji

Dear Jamie,

Do you still represent this Respondent?

If you do, I have some additional materials to provide for tomorrow's Hearing.

Thank you very much.

Louis

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Administrative Citation Number 21980,)	
21981, 21982, 21983 and 21984 issued to 2 Drink	)	Citation Number 21980,
LLC, Asad Marji, Forooz & Assoc, & Jason Sheets	)	21981,21982,21983 & 21984
for violations of NRS 706.386 (5 counts).)	
_____)	

NOTICE OF RESCHEDULED HEARING

The above matter was set for hearing on March 31, 2021. Prior to a hearing being held, Respondent requested a continuance. Accordingly, **NOTICE IS HEREBY GIVEN** that a hearing on this matter has been rescheduled as follows:

TUESDAY, April 20, 2021

2:00 p.m.

Via WebEx or via telephone (see attached instructions)

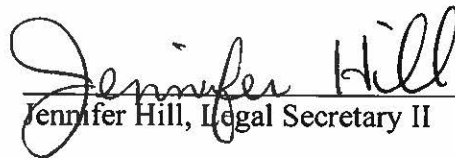
Nevada Transportation Authority

(702) 486-3303

At which time a Hearing Officer will receive testimony and evidence regarding the alleged violation and decide which testimony and evidence will be delivered to the Authority.

If Respondent fails to appear either by WebEx or by teleconference at the above time and place set for hearing, pursuant to NAC 706.4017(2), the Authority may impose a fine for the violations alleged in the complaint/citation.

By the Authority,


Jennifer Hill, Legal Secretary II

Dated: March 31, 2021
Las Vegas, Nevada

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 21980, 21981, 21982, 21983 and)	
21984 issued to As'ad Marji for violation of	)	Citations 21980, 21981, 21982,
NRS 706.386 (5 counts).	)	21983 and 21984
)	

At a general session of the Nevada Transportation
Authority held on July 27, 2021.

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

**FINDINGS OF FACT, CONCLUSIONS OF LAW,
AND ORDER**

On April 20, 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, As'ad Marji ("Marji") was represented by legal counsel, James Kent, Esq.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer makes the following findings of fact and conclusion of law.

Based on that proposed decision, the Authority makes the following Findings of Fact and Conclusions of Law, which constitute a final order affirming the decision of the Hearing Officer. Any Finding of Fact that would be better deemed a Conclusion of Law or vice versa shall be so construed. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

FINDINGS OF FACT

The Authority finds that there is substantial evidence in the record delivered by the Hearing Officer, which contains the legal evidence presented at the hearing, to establish each of the facts hereinafter set forth in these Findings of Facts.

1. About October of 2019, the Authority opened an investigation regarding a Las Vegas company which was providing illegal transportation. The company was identified as 2 Drink, LLC. The owner and operator of 2 Drink, LLC, was later identified as As'ad Marji. The investigation revealed that Marji was providing illegal transportation by utilizing various personally owned vehicles which were parked at Marji's residence located at 3934 Avila Street, Las Vegas, Nevada.
2. Several of the vehicles that were observed at Marji's residence were registered to Marji's company, 2 Drink, LLC. Over the next several months the Authority conducted surveillance which revealed that Marji was providing illegal transportation from various strip hotels to gentlemen clubs around Las Vegas.
3. That during the investigation, several vehicles dispatched by Marji were stopped for providing those illegal rides. In every instance each driver who was providing the illegal ride stated that they worked for As'ad Marji.
4. That Marji was the owner of 2 Drink, LLC, and that they were paid by him. On one occasion a driver was using a 2-way radio to communicate with Marji and admitted that he was dispatched by Marji.
5. That the vehicles that were stopped for providing the illegal transportation were impounded, and each driver was cited for failing to provide a Certificate of Public Convenience and Necessity ("CPCN").
6. Investigators Hawkins, Park and Scott all testified at the hearing that at least 6 of the drivers who were providing illegal transportation admitted they worked for Marji and that he was the owner of 2 Drink, LLC.

7. At the hearing Marji denied he was the owner of 2 Drink, LLC at the time of the violations nor did he provide any illegal rides. The Hearing Officer finds his testimony not credible.

CONCLUSIONS OF LAW

The Hearing Officer recommended that the five violations of NRS 706.386, relating to operating as a fully regulated carrier without authority, be affirmed.

The Authority adopts the above recommendations of the Hearing Officer.

DISCUSSION

The State requested a fine of \$10,000.00 for each of the NRS 706.386 violations for a total fine amount of \$50,000.00.

The Hearing Officer accepted the State's recommendations with regard to fines and remedies.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

That the recommendation of the Hearing Officer for Administrative Citations and Verified Complaints 21980, 21981, 21982, 21983 and 21984, issued to As'ad Marji for 5 violations of NRS 706.386 is hereby AFFIRMED,

1. That the *total fine* for Citations 21980, 21981, 21982, 21983 and 21984 shall be in the amount of Fifty Thousand Dollars and Zero Cents (\$50,000.00); and

///

///

///

///

///

2. 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

Attest:

Jennifer De Rose
Jennifer De Rose, Deputy Commissioner

Dated:

8/3/2021
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.



DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

ASAD MARJI
3934 AVILA ST
LAS VEGAS NV 89103
Via First Class Mail and Certified Mail #7019 1640 0001 5786 5008

JAMES S KENT LTD
9480 S EASTERN AVE STE 228
LAS VEGAS NV 89123

SUBJECT: ORDER OF THE AUTHORITY

Dear ASAD MARJI:

On July 27, 2021, you were fined \$50,000 for Citation numbers 21980, 21981, 21982, 21983 and 21984 for violations of NRS or NAC 706 pursuant to the conditions as set forth in the attached Order.

Your payment of \$50,000 must be received no later than twenty (20) days from the date of this letter. Pursuant to NRS 353.1467, effective July 1, 2008, all payments of money to a state agency for obligations of \$10,000 or more must be made by electronic transfer.

If payment is not received in twenty (20) days from the date of this letter, your driver's license will be suspended and this matter will be turned over to a collection agency. Any amount that was held in abeyance in return for timely payment of the amount owed will become due and subject to collection. Pursuant to NRS Ch. 353C, if your debt is turned over to a collection agency, you will be required to pay a 2 percent fee to the State Controller, as well as collection costs and fees of up to 35 percent of the debt or \$50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold. Furthermore, an individual may be disqualified from driving taxicabs (outside of Clark County) or charter limousines (statewide) for failure to pay a fine owed to the Authority, failure to appear for a hearing on an administrative citation, or are found in violation of NRS 706 or NAC 706 more than five times within three years. Names of disqualified drivers are placed on the NTA's website.

Questions concerning this matter should be directed to our NTA General Email at nta@nta.nv.gov or you may contact Hope DiBartolomeo at (702) 486-6533.

Sincerely,

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

Jennifer De Rose, Deputy Commissioner

Dated: 8/3/2021
Las Vegas, Nevada

Enclosure

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citations 21980, 21981, 21982, 21983 and 21984 issued to As'ad Marji for violation of NRS 706.386 (5 counts).)))))	Citations 21980, 21981, 21982, 21983 and 21984
--	-----------------------	---

At a general session of the Nevada Transportation
Authority held on July 27, 2021.

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

**FINDINGS OF FACT, CONCLUSIONS OF LAW,
AND AMENDED ORDER**

On April 20, 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, As'ad Marji ("Marji") was represented by legal counsel, James Kent, Esq.

After hearing the allegations, the respective arguments, and having considered the evidence introduced by both parties and being fully advised, the Hearing Officer makes the following findings of fact and conclusion of law.

Based on that proposed decision, the Authority makes the following Findings of Fact and Conclusions of Law, which constitute a final order affirming the decision of the Hearing Officer. Any Finding of Fact that would be better deemed a Conclusion of Law or vice versa shall be so construed. Under Nevada Revised Statutes ("NRS") 706.151, the Authority has legal jurisdiction and authority over this matter.

FINDINGS OF FACT

The Authority finds that there is substantial evidence in the record delivered by the Hearing Officer, which contains the legal evidence presented at the hearing, to establish each of the facts hereinafter set forth in these Findings of Facts.

1. About October of 2019, the Authority opened an investigation regarding a Las Vegas company which was providing illegal transportation. The company was identified as 2 Drink, LLC. The owner and operator of 2 Drink, LLC, was later identified as As'ad Marji. The investigation revealed that Marji was providing illegal transportation by utilizing various personally owned vehicles which were parked at Marji's residence located at 3934 Avila Street, Las Vegas, Nevada.
 2. Several of the vehicles that were observed at Marji's residence were registered to Marji's company, 2 Drink, LLC. Over the next several months the Authority conducted surveillance which revealed that Marji was providing illegal transportation from various strip hotels to gentlemen clubs around Las Vegas.
 3. That during the investigation, several vehicles dispatched by Marji were stopped for providing those illegal rides. In every instance each driver who was providing the illegal ride stated that they worked for As'ad Marji.
 4. That Marji was the owner of 2 Drink, LLC, and that they were paid by him. On one occasion a driver was using a 2-way radio to communicate with Marji and admitted that he was dispatched by Marji.
 5. That the vehicles that were stopped for providing the illegal transportation were impounded, and each driver was cited for failing to provide a Certificate of Public Convenience and Necessity ("CPCN").
 6. Investigators Hawkins, Park and Scott all testified at the hearing that at least 6 of the drivers who were providing illegal transportation admitted they worked for Marji and that he was the owner of 2 Drink, LLC.
-

7. At the hearing Marji denied he was the owner of 2 Drink, LLC at the time of the violations nor did he provide any illegal rides. The Hearing Officer finds his testimony not credible.

CONCLUSIONS OF LAW

The Hearing Officer recommended that the five violations of NRS 706.386, relating to operating as a fully regulated carrier without authority, be affirmed.

The Authority adopts the above recommendations of the Hearing Officer.

DISCUSSION

The State requested a fine of \$10,000.00 for each of the NRS 706.386 violations for a total fine amount of \$50,000.00.

The Hearing Officer accepted the State's recommendations with regard to fines and remedies.

ORDER

IT IS THEREFORE ORDERED, based on the foregoing:

That this Order amends the Authority's prior Order relative to 2Drink, LLC, dated August 4, 2020, thereby adding As'ad Marji as Owner of 2Drink, LLC now jointly and severally liable for the administrative fine of \$50,000.00 with 2Drink, LLC.

That the recommendation of the Hearing Officer for Administrative Citations and Verified Complaints 21980, 21981, 21982, 21983 and 21984, issued to As'ad Marji for 5 violations of NRS 706.386 is hereby AFFIRMED,

1. That the *total fine* for Citations 21980, 21981, 21982, 21983 and 21984 shall be in the amount of Fifty Thousand Dollars and Zero Cents (\$50,000.00); and

///

///

///

///


///


2. 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 DeRose, Deputy Commissioner

Dated: 
Las Vegas, Nevada

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

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

NOTICE: Pursuant to NRS 706.772 and NRS 706.483.441, you may have your driver's license suspended by the Nevada Department of Motor Vehicles if you fail to pay the full amount of the administrative fine and any other costs which are due to the Authority as a result of the above final Order.

21-08023



BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In re: Citations 21980, 21981, 21983, and
21984 issued to As'ad Marji for violation of
NRS 706.386 (5 counts).

Citations 21980, 21981, 21982,
21983 and 21984

**MOTION FOR RECONSIDERATION OF FINDINGS OF FACT, CONCLUSIONS OF LAW
AND ORDER FILED AUGUST 3, 2021**

COMES NOW, Respondent, AS'AD MARJI by and through his attorney of record, JAMES S. KENT, ESQ., and hereby files his MOTION FOR RECONSIDERATION OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER FILED AUGUST 3, 2021.

This motion is made and based upon the papers and pleadings on file herein, the Points and Authorities included herewith and the argument of counsel as allowed the hearing on the motion.

DATED this 18th day of August, 2021.

JAMES S. KENT, LTD.

/s/ James S. Kent

By: JAMES S. KENT, ESQ.
Nevada Bar No. 5034
9480 S. Eastern Ave.
Suite 228
Las Vegas, Nevada 89123
(702) 385-1100
Attorney for Respondent

**POINTS & AUTHORITIES IN SUPPORT OF MOTION FOR RECONSIDERATION OF
FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER FILED AUGUST 3, 2021**

I. OVERVIEW

About the one thing the Decision issued on August 3, 2021 got correct was that this stemmed from an investigation into the Respondent, As'ad Marji ("Marji") amid allegations of his operating illegal transportation. Beyond that, the Decision offers little facts, great conjecture, and, quite frankly, provides no basis whatsoever of any finding or basis for the imposition of \$50,000 in fines against Marji. The citations issued against Marji were all for operating without a CPCN, but the NTA failed to prove whatsoever that Marji was operating anything at the time of each citation.

1 **II. STATEMENT OF PERTINENT FACTS**

2 The hearing in this matter took place on April 21, 2021. The hearing was brought about by an
3 investigation started by NTA staff in or about 2019. Five citations were issued for transportation
4 provided in or about October, 2019. Nowhere in any report did the NTA provide any evidence, actual
5 evidence, much less prove that Marji owned any of the vehicles in question, drove any of the vehicles
6 in question, was paid by anyone to provide transportation, or that he had arranged any of the rides in
7 question. At best, NTA staff obtained hearsay from some people who claimed they were paid by Marji,
8 or that he dispatched them, but there was no proof of a receipt for payment, text of a dispatch, or
9 anything to verify or back up these allegations. In fact, despite seeming to have the ability to take
10 statements from any and all of these persons, the NTA obtained none.

11 Additionally, when the NTA actually stopped a vehicle (which was not doing anything illegal
12 at the time) and were told Marji was inside the building at that location dispatching vehicles, the NTA
13 did nothing to investigate or actually prove any of the allegations. In essence, the NTA staff just relies
14 upon and just states what they want from who they want, without any attempt to obtain or provide any
15 actual documentation or testimony. The belief is that the actual evidence and witness statements, were
16 any to be obtained, would not fit the narrative NTA staff has prepared, and thus they do not want actual
17 evidence but rather prefer to rely upon whatever they want to write.

18 Much like the hearing itself, the Decision is lacking in most every aspect, but in particular the
19 requirement for specific findings, and as such, absent those findings, the Decision must be set aside.

20 **III. LEGAL ARGUMENT**

21 NRS 233B.125 requires as follows:

22 **A decision or order adverse to a party in a contested case must be in writing or stated**
23 **in the record. Except as provided in subsection 5 of NRS 233B.121, a final decision must**
24 **include findings of fact and conclusions of law, separately stated. Findings of fact and**
25 **decisions must be based upon a preponderance of the evidence. Findings of fact, if**
26 **set forth in statutory language, must be accompanied by a concise and explicit**
27 **statement of the underlying facts supporting the findings. If, in accordance with**
28 **agency regulations, a party submitted proposed findings of fact before the**
commencement of the hearing, the decision must include a ruling upon each proposed
finding. Parties must be notified either personally or by certified mail of any decision or
order. Upon request a copy of the decision or order must be delivered or mailed forthwith
to each party and to the party's attorney of record.

28 This obviously was a decision adverse to Marji.

1 The most glaring omission of the Order is any indication of the law or regulation allegedly
2 violated, and any proof of how the facts justify violation of said law or regulation. NRS 233B.125 seems
3 to be straightforward in that they want the violation (i.e. the statutory language) to be presented with "a
4 concise and explicit statement of the underlying facts support the findings." We simply do not have that
5 here. In fact, other than by citation number and claiming the provision of illegal rides, the only reference
6 to specific wrongdoing alleged against Marji is "that the five violations of NRS 706.386, relating to
7 operating as a fully regulated carrier without authority, be affirmed." If Marji were to appeal this
8 decision, there is little to nothing for a appellate review officer to line up specific facts to a specific
9 violation to determine whether there was an abuse of discretion or not. For that reason alone this
10 decision and order needs to be reconsidered and modified accordingly.

11 The next greatest error by the hearing officer, and this Commission, was first to find by *a*
12 *preponderance of the evidence* was that Maji was the owner of 2 Drink or had control over any of the
13 vehicles or the operation as claimed by the NTA investigators. The standard "'preponderance of the
14 evidence" merely refers to "[t]he greater weight of the evidence.'" See McClanahan v. Raley's, Inc., 117
15 Nev. 921, 34 P.3d 573, 576 (2001) (citing Black's Law Dictionary 1201 (7th ed.1999)). This standard
16 has also been stated as "more likely to be true than untrue."

17 Under Findings of Fact, ¶1, it states that Marji was the owner and operator of 2 Drink, LLC.
18 Unfortunately, despite the significance of this finding, there is no factual reference as to how this
19 conclusion was reached. That is likely because the evidence presented by NTA staff was the use of a
20 third party, unknown website from September, 2018. State's Exhibit 2, pages 8-9. This document
21 showed Marji as a manager of 2 Drink. However, the 2018 annual list filed with the official State of
22 Nevada Secretary of State website, filed on August 28, 2018, was signed by Alan Chang, Manager or
23 Managing Member. Respondent's Hearing Exhibit B. Of even more significance is that Mr. Chang
24 signed it on that date, at the bottom of the document, listing his title as Owner. This was well over a year
25 before the NTA started their investigation. Further, the entity information, again from the Nevada
26 Secretary of State website, stated as of February 10, 2020, that Marji had no association with 2 Drink,
27 and Chang was in fact the Manager. Exhibit C. Why would the NTA find and rely upon any website
28 other than the Nevada Secretary of State, especially an unknown/unverified website? Because it gave

1 them the answer they wanted, whether truthful or not. Nonetheless, despite this lopsided preponderance
2 that showed Chang, not Marji, was the owner of 2 Drink, the hearing officer still stated he found Marji
3 to not be credible. This is likely because Marji's testimony did not fit the narrative of NTA staff.
4 Preponderance of the evidence should favor an actual state filed document rather than an unknown
5 source.

6 The *actual and true* evidence is that Marji was not an owner or a manager of 2 Drink, and that
7 he had no relationship with 2 Drink at the time of the alleged wrongdoing by the NTA. There was no
8 evidence, especially of any credibility or weight, which showed otherwise. Thus, this finding that Marji
9 was the owner and operator of 2 Drink, LLC was not proven by a preponderance of the evidence, and
10 Findings of Fact ¶1 must be stricken as such finding cannot be sustained. Further, every reference to
11 Marji as the owner and/or operator should likewise be stricken, meaning Findings of Fact paragraphs
12 2, 4, 6 and 7 need to be likewise stricken.

13 Findings of Fact, ¶3 is simply false and there is no basis whatsoever for it in the record. The
14 reality is that of the five citations issued, not one of those times was any vehicle stopped for providing
15 illegal rides. State's Exhibits 3-13. While trying to be respectful, it is difficult to state this in any other
16 fashion other than to justify the desire to destroy Marji, whoever wrote the decision simply wrote what
17 they wanted to be the situation rather than what the situation really was.

18 This is a large part of Marji's concerns for the findings of the hearing officer and this authority,
19 and the basis for his reconsideration. Not one time was a vehicle stopped in the process of an illegal
20 transportation. The only time a vehicle was stopped was when it was leaving a commercial office
21 without having provided any transportation to any passengers that day. The decision is simply wrong.

22 This plays into a larger concern of the actual citations and finding of illegal transportation,
23 especially against Marji. Not once did an officer stop a vehicle during an alleged violation to speak with
24 the passengers to determine how they obtained a ride, who, if anyone, did they pay (and what did they
25 pay), who was their contact to get the ride, or anything else related to the ride. Further, there was never
26 any proof or evidence of who was driving the vehicle in at least three of the alleged violations. NTA
27 staff never proved who the driver was, who the passengers were, or even how this was an illegal
28 transportation. For all we know, the driver could have been using the vehicle to provide transportation

1 to members of his or her own family. The NTA's case was built solely upon conjecture and speculation,
2 and as evidenced by the lack of any specificity in the decision, their proof at the hearing was likewise
3 absent.

4 What is more appalling is the statement in the Decision that "[i]n every instance each driver who
5 was providing the illegal ride stated that they worked for As'ad Marji." This is simply false, if not an
6 outright known lie. As stated, no vehicle was stopped during any alleged instance, so how could "the
7 driver in each instance" be quoted as saying anything. This is without even any hearsay or other
8 allowance. This is simply false and this finding, and quite frankly the entire decision, needs to be thrown
9 out. In fact, the hearing officer, as drafter of this document, should be reprimanded if not removed for
10 making such a blanket and damning false statement. The State will likely argue that upon the one and
11 only stop, drivers stated they drove for Marji, but when faced with possible citations and huge fines,
12 many persons will say whatever the investigators want. Further, as noted above, there were no written
13 statements or any other evidence to substantiate the claims and allegations. At some point, when you
14 are going to fine someone \$50,000, there should be some actual proof, and the State simply has none.

15 Likewise for ¶5 and ¶6. ¶5 again alleges that the vehicles were stopped for providing illegal
16 transportation when in fact none of the vehicles impounded were providing any transportation, illegal
17 or not, at the time of their impoundment. ¶6 references "that at least 6 of the drivers who were providing
18 illegal transportation" yet there are only five citations issued in this instance. Tough to have 6 illegal
19 drivers when there are only 5 alleged illegal instances.

20 Finally, there is the NTA's failure to prove that Marji had anything to do with the alleged illegal
21 rides. All five citations issued were for a violation of NRS 706.386, which requires that prior to a
22 "[f]ully regulated common motor carrier to operate as a carrier of intrastate commerce" they just first
23 obtain a CPCN. NRS 706.041 defines a common motor carrier of passengers, among other things, as
24 "any person or operator . . . who is held out to the public as willing to transport by vehicle from place
25 to place. . . ." We know that Marji was not an owner or manager of 2 Drink. We know he was not the
26 owner of either of the two vehicles impounded, nor was he the owner or manager of any entity which
27 may have owned or operated the vehicle illegally. There was no evidence that Marji controlled either
28 of the vehicles impounded. There was no proof Marji held himself out to the public to provide

1 transportation for all who may have so desired. There was no proof that Marji received any funds, nor
2 paid any funds (proof, meaning something actual, not just a hearsay statement). There was no proof that
3 any of the passengers for these alleged illegal rides had known, communicated with, or otherwise had
4 any connection or relation with Marji; in fact, there is no proof that any of the passengers ever texted,
5 emailed, called, spoke, used sign language, or took any other act in furtherance of seeking or obtaining
6 a ride from Marji. There simply is nothing, hence the lack of any "concise and explicit statement" of
7 any alleged wrongdoing. Again, plenty of speculation and conjecture, but not actual evidence of a
8 violation.

9 Oh, but there is hearsay to save the day. Yes, hearsay is allowed in administrative hearings, but
10 the question is how much weight should it be given. In State Emp. Security v. Hilton Hotels, 102 Nev.
11 606, 729 P.2d 497, (1986), the facts and ruling were a bit in contravention to what we have here. In that
12 instance, the court considered the hearsay evidence, but decided to give greater weight to the person who
13 was actually at the hearing and able to testify. In our instance, the only non-hearsay evidence by the
14 investigators was that there were five rides involving two vehicles in which transportation was provided.
15 That is it. They know the vehicles did not have CPCNs, but that, in and of itself, does not make a ride
16 illegal. As part of their reports, there was no indication to rule out these may have been a TNC ride.
17 There is no non-hearsay evidence that these were not rides between family members or friends, rides that
18 happen everyday yet are illegal. Yes, the investigators may claim these vehicles provided numerous
19 rides, but so what? Maybe there is a large family. And one could understand if a vehicle was stopped
20 but the passengers ran off, but in this case staff never so much as attempted to stop the vehicles during
21 the transportation in question, much less get an actual, admissable, statement.

22 So with that, we have Marji's testimony, subject to cross examination, that stated he had nothing
23 to do with the rides, the vehicles, or anything remotely evidencing an operation. In fact, the one piece
24 of evidence that was verifiable from a third party was the owner of 2 Drink, as shown by the Nevada
25 Secretary of State. Not only did the hearing officer accept hearsay evidence over that of an actual
26 witness, but found that witness to not be credible despite his testimony being accurate and that of the
27 hearsay statements being false. Again, while Hilton may not be on point or offer controlling law, the
28 fact that a witness who is subject to cross examination, and in our instance be the provider of actually

1 accurate and truthful testimony, should be given greater weight than hearsay testimony, especially when
2 proven false, is much more appropriate that was done in this matter.

3 Additionally, the State's reliance upon hearsay evidence to try and prove a point was taken to the
4 extremes in this matter. State's Exhibit 14 shows the lengths that the NTA is going through to try and
5 get something to stick to the wall. Exhibit 14 is an email from someone at the Nevada DMV, who in
6 an unsworn statement, claims that Marji registered the SUV in question. First off, so what? The vehicle
7 was registered to 2 Drink LLC, which we established above that Marji has not interest in. Second, even
8 if he did register it for 2 Drink, that means nothing. What if 2 Drink hired one of those companies that
9 registers your vehicle- would they be facing \$50,000 in fines? Third, how does the person from the
10 DMV know Marji registered the vehicle? Did he seem him walk in, or is he reviewing some other
11 unauthenticated document to make this speculation? Is it even appropriate for this person to be
12 reviewing financial transactions of third persons? So not only is this information irrelevant, but it is
13 hearsay upon hearsay upon unverified documentation. This is not what a case, especially one that issues
14 \$50,000 of fines, should be based upon.

15 IV. THE FINES ARE EXCESSIVE

16 Marji was fined \$10,000 for each violation, for a total of \$50,000. Now, this may be appropriate
17 for someone who has had been found in violation before and given increasing fines, but this is only
18 Marji's second citation for which a finding of a violation was actually entered. Attached to the end of
19 most of the NTA reports (States Exhibits 8-13) are the entries of four citations. Please read them
20 carefully for regardless of that the emphasis is stated on these, Marji only had one finding of
21 wrongdoing, and even then he had his fine of \$15,000 held in abeyance. If there is a finding of
22 wrongdoing, this is a second offense and especially in light of the scant, if any, actual evidence of
23 wrongdoing, any fine imposed should be significantly smaller.

24 V. CONCLUSION

25 By this point, anyone reading this would likely come to the conclusion that Marji, and his
26 counsel, have real issues with this case, the investigators who handled it, and the hearing officer who
27 decided it, and those persons would be correct. By the history provided, it is clear Mr. Marji has been
28 in the cross-hairs of those referenced above, and it is further clear by the decision and the fine that the

1 same persons did not care how it was arrived it, it was a foregone conclusion the day the investigation
2 started. Maybe those persons were upset that they felt Marji was getting away with something and for
3 whatever reasons, no prior investigations and citations resulted in the desired outcome. Maybe they just
4 don't like him. Maybe they don't like people he used to associate with. Regardless, none of those are
5 reasons for citations, findings, and fines. Citations, findings and fines are to be based upon facts, even
6 hearsay facts, but they cannot be based upon falsities and speculation. This may not have the high
7 standards of other litigation, but this needs to have some degree of credibility. The Decision as written
8 is wrong and unsupported and needs to be set aside for those reasons alone. As to the merits of the
9 actual decision, the Commission needs to take a real, hard look at what it is accepting for facts and
10 evidence, and the lack of what constitutes a nexis between those and an ultimate finding. Simply doing
11 what you want and then saying if you do not like it then appeal it, while technically accurate, is not the
12 way the NTA should be doing business. The Commission needs to require legitimacy and accuracy, two
13 items missing in this decision. The decision itself needs to be reconsidered and vacated.

14 DATED this 18th day of August, 2021.

15 JAMES S. KENT, LTD.

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17 

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CERTIFICATE OF SERVICE

I hereby certify that I am employed in the County of Clark, State of Nevada, am over the age of 18 years and not a party to this action. My business address is James S. Kent, Ltd., 9480 S. Eastern Ave., Suite 228, Las Vegas, Nevada 89123.

On this day I served the **MOTION FOR RECONSIDERATION OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER FILED AUGUST 3, 2021** in this action or proceeding via U. S. Postal Service and email, which will cause this document to be served upon the following counsel of record:

Dawn Gibbons, Chairwoman
Nevada Transportation Authority
3300 W. Sahara Ave., Suite 200
Las Vegas, Nevada 89102
Telephone: (702) 486-3303
Email: nta@nta.nv.gov

Louis V. Csoka, Attorney General
555 E Washington Ave #3900
Las Vegas, NV 89101
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I certify under penalty that the foregoing is true and correct, and that I executed this Certificate of Service on August 18, 2021, at Las Vegas, Nevada.

/s/ Alesha Dessaints

An employee of James S. Kent, Ltd.

Agenda Item#

101

STEVE SISOLAK

Governor

9/17/21 rmb
DT

STATE OF NEVADA



TERRY REYNOLDS

Director B&I

DAWN GIBBONS

Chairman

GEORGE ASSAD

Commissioner

DAVID NEWTON

Commissioner

21-09019

RECEIVED

SEP 16 2021

Nevada Transportation Authority
Las Vegas Nevada

DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY

PETITION FOR RECONSIDERATION

Docket /Citation/Impound/Permit #: 001876

Driver/Company Name: JAFAAR JEMAL Telephone: 702-772-1573

Mailing Address: 8277 FAME AVE LAS VEGAS NV 89147

Reason for request: I JUST WANNA - WHAT HAPPEN?

PLS PLEASE RESET METER

Signature: JAFAAR

Date: 09/16/21

\$50 Filing Fee

Las Vegas: 3300 W. Sahara Ave, Suite 200, Las Vegas, Nevada 89102 (702) 486-3303 • Fax (702) 486-2590

Reno: 1755 East Plumb Lane, Suite 229, Reno, Nevada 89502 (775) 688-2800 • Fax (775) 688-2802

Website: www.nta.nv.gov

Agenda Item#

102

Item #102

Docket

21-09031

Has been removed from the
agenda

Agenda Item#

103

Kaptyn Nevada, LLC
Pilot Program Docket 21-03003
November 4, 2021 General Session

Minutes from April 4, 2021 General Session:

PETITION TO CONDUCT PILOT PROGRAM

Docket 21-03003 Kaptyn Nevada LLC's Petition to Conduct Pilot Program for Fleet Management Services to Uber Technologies. Staff investigation concluded.

Item 79 trailed to the afternoon session.

Kimberly Maxson-Rushton, Esq. and Brent Bell appeared on behalf of Kaptyn Nevada. Ms. Rushton detailed the request. Mr. Bell offered several comments. Ralph Lepore, Director of Aviation, McCarran Airport offered a statement of clarification with regard to the statements made by Ms. Rushton. A discussion ensued regarding the understanding of drop off/pick up privileges at the airport. Brent Carson, Esq. stated the opinion that the request for a Pilot Program should have been noticed to allow for Intervenors and that the Pilot Program should be more transparent to the public. A discussion ensued. James Kent, Esq stated agreement with Mr. Carson's comments and concerns.

Motion to approve pilot program for 180 days – Approved 3-0

Assembly Bill No. 444 Allows for this transportation to be provided. Therefore, there is no longer any need for the Pilot Program.

Assembly Bill No. 444—Committee
on Growth and Infrastructure

CHAPTER.....

AN ACT relating to limousines; authorizing a transportation network company to contract with a limousine motor carrier to provide limousine services through the use of the digital network or software application service of the transportation network company; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Existing law authorizes a transportation network company to enter into an agreement with one or more drivers to receive connections to potential passengers from the company in exchange for the payment of a fee by the driver to the company. (NRS 706A.160) **Section 5** of this bill authorizes a transportation network company to enter into a contract with certain limousine motor carriers who hold a certificate of public convenience and necessity to operate a limousine to allow drivers employed by the limousine motor carrier to receive connections to potential passengers from the transportation network company in exchange for the payment of a fee by the limousine motor carrier. **Section 5** requires a limousine motor carrier that has entered into such a contract to notify the transportation network company of any change in the status of the certificate of public convenience and necessity of the limousine motor carrier. **Section 5** applies certain excise taxes imposed on transportation network companies to limousine services provided pursuant to a contract with a transportation network company. **Sections 2-4** of this bill define terms relating to limousines.

Section 7 of this bill amends the term “driver” as used in the provisions of NRS governing transportation network companies to exclude a limousine driver providing limousine services pursuant to a contract between a transportation network company and a limousine motor carrier.

Sections 8-10 of this bill make conforming changes to reflect that a limousine driver and limousine motor carrier that provide limousine services pursuant to a contract with a transportation network company remain subject to the provisions of NRS governing motor carriers.

Existing law requires a transportation network company to obtain certain information concerning a driver before allowing the driver to be connected to potential passengers. (NRS 706A.160) **Section 11** of this bill exempts a limousine driver who is providing limousine services pursuant to an agreement with a limousine motor carrier from these requirements.

Section 11.5 of this bill authorizes a transportation network company to charge a fare on behalf of a limousine motor carrier for limousine services provided pursuant to a contract with the company and requires the method of calculating the fare and, if a passenger elects to receive it, an estimate of the fare to be disclosed by the transportation network company before the passenger enters the limousine of the limousine driver. **Section 11.5** also prohibits a limousine driver when providing limousine services from soliciting or accepting cash as payment of the fare.

Section 12 of this bill requires a transportation network company to transmit to a passenger a photo of the limousine driver who will be providing limousine services and the license plate of the limousine before the passenger enters the limousine.



Section 13 of this bill requires a transportation network company to transmit an electronic receipt to a passenger who receives limousine services through the transportation network company.

Section 14 of this bill authorizes a transportation network company to transmit the name and telephone number of a passenger to a limousine driver for the purposes of correctly identifying and communicating with the passenger.

Section 14.5 of this bill: (1) prohibits a local governmental entity, with certain exceptions, from imposing any tax or fee or imposing certain requirements on a limousine motor carrier that has entered into a contract with a transportation network company or a limousine driver when providing limousine services; and (2) authorizes a local government or airport to require a limousine motor carrier that has entered into a contract with a transportation network company or a limousine driver who provides limousine services to obtain a local business license or comply with certain requirements to operate at the airport.

EXPLANATION – Matter in *bolded italics* is new; matter between brackets ~~omitted material~~ is material to be omitted.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 706A of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 5, inclusive, of this act.

Sec. 2. *“Limousine driver” means a person who has been issued a driver’s permit by the Authority pursuant to NRS 706.462 and is employed or under a contract to operate a limousine for a limousine motor carrier.*

Sec. 3. *“Limousine motor carrier” means a motor carrier who has obtained a certificate of public convenience and necessity to operate a limousine which does not limit the number of limousines that the motor carrier is authorized to operate.*

Sec. 4. *“Limousine services” means the transportation in a limousine by a limousine driver of one or more passengers between points chosen by the passenger or passengers and prearranged through the use of the digital network or software application service of a transportation network company. The term includes only the period beginning when a limousine driver accepts a request by a passenger for transportation through the digital network or software application service of a transportation network company and ending when the last such passenger fully disembarks from the limousine operated by the limousine driver.*

Sec. 5. 1. *A transportation network company may enter into a contract with a limousine motor carrier whereby limousine drivers employed by the limousine motor carrier may receive connections to potential passengers and related services from a transportation network company in exchange for the payment of a*



fee by the limousine motor carrier to the transportation network company.

2. Notwithstanding any contract entered into pursuant to subsection 1, a limousine motor carrier shall not provide limousine services through a transportation network company unless the transportation network company holds a valid permit issued by the Authority pursuant to this chapter.

3. A limousine motor carrier which enters into a contract pursuant to subsection 1:

(a) Remains subject to the provisions of chapter 706 of NRS and any regulations adopted pursuant thereto, including with respect to limousine services provided pursuant to a contract entered into pursuant to subsection 1.

(b) Shall notify the transportation network company of any change in the status of the certificate of public convenience and necessity of the limousine motor carrier within 24 hours after the limousine motor carrier receives notice of or becomes aware of such a change.

4. The fare charged for the transportation of a passenger by a limousine driver pursuant to a contract entered into pursuant to subsection 1 is subject to the excise tax imposed pursuant to NRS 372B.140 and exempt from the excise tax imposed pursuant to NRS 372B.150.

Sec. 6. NRS 706A.020 is hereby amended to read as follows:

706A.020 As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 706A.030 to 706A.060, inclusive, *and sections 2, 3 and 4 of this act*, have the meanings ascribed to them in those sections.

Sec. 7. NRS 706A.040 is hereby amended to read as follows:

706A.040 "Driver" ~~means~~ :

1. Means a natural person who:

~~1.~~ *(a)* Operates a motor vehicle that is owned, leased or otherwise authorized for use by the person; and

~~2.~~ *(b)* Enters into an agreement with a transportation network company to receive connections to potential passengers and related services from a transportation network company in exchange for the payment of a fee to the transportation network company.

2. Does not include a limousine driver who provides limousine services under a contract entered into pursuant to section 5 of this act.

Sec. 8. NRS 706A.075 is hereby amended to read as follows:

706A.075 1. Except as otherwise provided in subsection 2, the provisions of this chapter do not exempt any person from any



law governing the operation of a motor vehicle upon the highways of this State.

2. A transportation network company which holds a valid permit issued by the Authority pursuant to this chapter, a driver who has entered into an agreement with such a company and a vehicle operated by such a driver are exempt from:

(a) The provisions of chapter 704 of NRS relating to public utilities; and

(b) Except as otherwise provided in NRS 706.88396 ~~H~~ and *section 5 of this act*, the provisions of chapter 706 of NRS,

↪ to the extent that the services provided by the company or driver are within the scope of the permit.

Sec. 9. NRS 706A.110 is hereby amended to read as follows:

706A.110 1. A transportation network company shall not engage in business in this State unless the company holds a valid permit issued by the Authority pursuant to this chapter.

2. A driver shall not provide transportation services unless the company with which the driver is affiliated holds a valid permit issued by the Authority pursuant to this chapter.

3. The Authority is authorized and empowered to regulate, pursuant to the provisions of this chapter, all transportation network companies and drivers who operate or wish to operate within this State. Except as otherwise provided in NRS 706.88396 ~~H~~ and *section 5 of this act*, the Authority shall not apply any provision of chapter 706 of NRS to a transportation network company or a driver who operates within the provisions of this chapter and the regulations adopted pursuant thereto.

Sec. 10. NRS 706A.130 is hereby amended to read as follows:

706A.130 1. Upon receipt of a completed application and upon a determination by the Authority that an applicant meets the requirements for the issuance of a permit to operate a transportation network company, the Authority shall issue to the applicant within 30 days a permit to operate a transportation network company in this State.

2. In accordance with the provisions of this chapter, a permit issued pursuant to this section:

(a) Authorizes a transportation network company to connect one or more passengers through the use of a digital network or software application service to a driver who can provide transportation services.

(b) Authorizes a transportation network company to make its digital network or software application service available to one or more drivers to receive connections to potential passengers from the



company in exchange for the payment of a fee by the driver to the company.

(c) Except as otherwise provided in NRS 706.88396 ~~H~~ *and section 5 of this act*, does not authorize a transportation network company or any driver to engage in any activity otherwise regulated pursuant to chapter 706 of NRS other than the activity authorized by this chapter.

3. Nothing in this chapter prohibits the issuance of a permit to operate a transportation network company to a person who is regulated pursuant to chapter 706 of NRS if the person submits an application pursuant to NRS 706A.120 and meets the requirements for the issuance of a permit.

Sec. 11. NRS 706A.160 is hereby amended to read as follows:

706A.160 1. A transportation network company may enter into an agreement with one or more drivers to receive connections to potential passengers from the company in exchange for the payment of a fee by the driver to the company.

2. Before a transportation network company allows a person to be connected to potential passengers using the digital network or software application service of the company pursuant to an agreement with the company, *except for a contract entered into pursuant to section 5 of this act*, the company must:

(a) Require the person to submit an application to the company, which must include, without limitation:

- (1) The name, age and address of the applicant.
- (2) A copy of the driver's license of the applicant.
- (3) A record of the driving history of the applicant.
- (4) A description of the motor vehicle of the applicant and a copy of the motor vehicle registration.
- (5) Proof that the applicant has complied with the requirements of NRS 485.185.

(b) At the time of application and not less than once every 3 years thereafter, conduct or contract with a third party to conduct an investigation of the criminal history of the applicant, which must include, without limitation:

- (1) A review of a commercially available database containing criminal records from each state which are validated using a search of the primary source of each record.
- (2) A search of a database containing the information available in the sex offender registry maintained by each state.

(c) At the time of application and not less than once every year thereafter, obtain and review a complete record of the driving history of the applicant.



3. A transportation network company may enter into an agreement with a driver if:

- (a) The applicant is at least 19 years of age.
- (b) The applicant possesses a valid driver's license issued by the Department of Motor Vehicles unless the applicant is exempt from the requirement to obtain a Nevada driver's license pursuant to NRS 483.240.
- (c) The applicant provides proof that the motor vehicle operated by him or her is registered with the Department of Motor Vehicles unless the applicant is exempt from the requirement to register the motor vehicle in this State pursuant to NRS 482.385.
- (d) The applicant provides proof that the motor vehicle operated by him or her is operated and maintained in compliance with all applicable federal, state and local laws.
- (e) The applicant provides proof that he or she currently is in compliance with the provisions of NRS 485.185.
- (f) In the 3 years immediately preceding the date on which the application is submitted, the applicant has not been found guilty of three or more violations of the motor vehicle laws of this State or any traffic ordinance of any city or town, the penalty prescribed for which is a misdemeanor.
- (g) In the 3 years immediately preceding the date on which the application is submitted, the applicant has not been found guilty of any violation of the motor vehicle laws of this State or any traffic ordinance of any city or town, the penalty prescribed for which is a gross misdemeanor or felony.
- (h) In the 7 years immediately preceding the date on which the application is submitted, the applicant has not been found guilty of any violation of federal, state or local law prohibiting driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or a controlled substance.
- (i) In the 7 years immediately preceding the date on which the application is submitted, the applicant has not been found guilty of any crime involving an act of terrorism, an act of violence, a sexual offense, fraud, theft, damage to property of another or the use of a motor vehicle in the commission of a felony.
- (j) The name of the applicant does not appear in the database searched pursuant to subparagraph (2) of paragraph (b) of subsection 2.

4. A driver shall, not later than 6 months after a transportation network company allows the driver to be connected to potential passengers using the digital network or software application service of the company pursuant to an agreement with the company and



annually thereafter, on or before the anniversary date of that agreement, provide to the company verification that the driver holds a valid state business license pursuant to chapter 76 of NRS. Such verification may consist of the business identification number assigned by the Secretary of State to the driver upon compliance with the provisions of chapter 76 of NRS.

5. A transportation network company shall terminate an agreement with any driver who:

(a) Fails to submit to the transportation network company a change in his or her address, driver's license or motor vehicle registration within 30 days after the date of the change.

(b) Fails to immediately report to the transportation network company any change in his or her driving history or criminal history.

(c) Refuses to authorize the transportation network company to obtain and review an updated complete record of his or her driving history not less than once each year and an investigation of his or her criminal history not less than once every 3 years.

(d) Is determined by the transportation network company to be ineligible for an agreement pursuant to subsection 3 on the basis of any updated information received by the transportation network company.

(e) Fails to comply with the provisions of subsection 4.

Sec. 11.5. NRS 706A.170 is hereby amended to read as follows:

706A.170 1. In accordance with the provisions of this chapter, a transportation network company which holds a valid permit issued by the Authority pursuant to this chapter may, on behalf of a driver ~~H~~ *or a limousine motor carrier with which the company has entered into a contract pursuant to section 5 of this act*, charge a fare for transportation services *or limousine services* provided to a passenger by the driver ~~H~~ *or limousine driver*.

2. If a fare is charged, the company must disclose the rates charged by the company and the method by which the amount of a fare is calculated:

(a) On an Internet website maintained by the company; or

(b) Within the digital network or software application service of the company.

3. If a fare is charged, the company must offer to each passenger the option to receive, before the passenger enters the motor vehicle of a driver ~~H~~ *or limousine of a limousine driver*, an estimate of the amount of the fare that will be charged to the passenger.



4. A transportation network company may accept payment of a fare only electronically. A transportation network company or a driver *or limousine driver when providing limousine services* shall not solicit or accept cash as payment of a fare.

5. A transportation network company shall not impose any additional charge for a driver who provides transportation services *or a limousine driver who provides limousine services* to a person with a physical disability because of the disability.

6. The Authority may adopt regulations establishing a maximum fare that may be charged during an emergency, as defined in NRS 414.0345.

Sec. 12. NRS 706A.200 is hereby amended to read as follows:

706A.200 For each instance in which a driver *or limousine driver* provides transportation services *or limousine services* to a passenger, the transportation network company which connected the passenger to the driver *or limousine driver* shall provide to the passenger, before the passenger enters the motor vehicle of a driver ~~or~~ *or limousine of a limousine driver*, a photograph of the driver *or limousine driver* who will provide the transportation services *or limousine services* and the license plate number of the motor vehicle operated by the driver ~~or~~ *or limousine operated by the limousine driver*. The information required by this section must be provided to the passenger:

1. On an Internet website maintained by the company; or
2. Within the digital network or software application service of the company.

Sec. 13. NRS 706A.210 is hereby amended to read as follows:

706A.210 A transportation network company which connected a passenger to a driver *or limousine driver when providing limousine services* shall, within a reasonable period following the provision of transportation services *or limousine services* by the driver *or limousine driver* to the passenger, transmit to the passenger an electronic receipt, which must include, without limitation:

1. A description of the point of origin and the destination of the transportation services ~~or~~ *or limousine services*;
2. The total time for which transportation services *or limousine services* were provided;
3. The total distance traveled; and
4. An itemization of the fare, if any, charged for the transportation services ~~or~~ *or limousine services*.



Sec. 14. NRS 706A.250 is hereby amended to read as follows:

706A.250 1. Except as otherwise provided in this section, a transportation network company shall not disclose to any person the personally identifiable information of a passenger who received services from the company unless:

- (a) The disclosure is otherwise required by law;
- (b) The company determines that disclosure is required to protect or defend the terms of use of the services or to investigate violations of those terms of use; or
- (c) The passenger consents to the disclosure.

2. A transportation network company may disclose to a driver *or limousine driver when providing limousine services* the name and telephone number of a passenger for the purposes of facilitating correct identification of the passenger and facilitating communication between the driver *or limousine driver* and the passenger.

Sec. 14.5. NRS 706A.310 is hereby amended to read as follows:

706A.310 1. Except as otherwise provided in subsection 2, a local governmental entity shall not:

(a) Impose any tax or fee on a transportation network company operating within the scope of a valid permit issued by the Authority pursuant to this chapter, a driver who has entered into an agreement with such a company *, a limousine motor carrier that has entered into a contract with such a company pursuant to section 5 of this act for the provision of limousine services* or a vehicle operated by such a driver *or by a limousine driver when providing limousine services* or for transportation services *or limousine services* provided by such a driver ~~+~~ *or limousine driver*.

(b) Require a transportation network company operating within the scope of a valid permit issued by the Authority pursuant to this chapter to obtain from the local government any certificate, license or permit to operate within that scope or require a driver who has entered into an agreement with such a company *, a limousine motor carrier who has entered into a contract with a transportation network company pursuant to section 5 of this act or a limousine driver when providing limousine services* to obtain from the local government any certificate, license or permit to provide transportation services ~~+~~ *or limousine services*.

(c) Impose any other requirement upon a transportation network company or a driver *, a limousine motor carrier who has entered into an agreement with a transportation network company pursuant to section 5 of this act or a limousine driver when*



providing limousine services which is not of general applicability to all persons who operate a motor vehicle within the jurisdiction of the local government.

2. Nothing in this section:

(a) Prohibits a local governmental entity from requiring a transportation network company ~~for~~, *a driver, a limousine motor carrier that has entered into a contract with a transportation network company pursuant to section 5 of this act or a limousine driver who provides limousine services* to obtain from the local government a business license or to pay any business license fee in the same manner that is generally applicable to any other business that operates within the jurisdiction of the local government.

(b) Prohibits an airport or its governing body from requiring a transportation network company, ~~for~~ *a driver, a limousine motor carrier that has entered into a contract with a transportation network company pursuant to section 5 of this act or a limousine driver who provides limousine services* to:

(1) Obtain a permit or certification to operate at the airport;
(2) Pay a fee to operate at the airport; or
(3) Comply with any other requirement to operate at the airport.

(c) Exempts a vehicle operated by a driver, *a limousine motor carrier that has entered into a contract with a transportation network company pursuant to section 5 of this act or a limousine driver who provides limousine services* from any tax imposed pursuant to NRS 354.705, 371.043 or 371.045.

3. The provisions of this chapter do not exempt any person from the requirement to obtain a state business license issued pursuant to chapter 76 of NRS. A transportation network company shall notify each driver of the requirement to obtain a state business license issued pursuant to chapter 76 of NRS and the penalties for failing to obtain a state business license.

Sec. 15. Notwithstanding the provisions of NRS 218D.430 and 218D.435, a committee, other than the Assembly Standing Committee on Ways and Means and the Senate Standing Committee on Finance, may vote on this act before the expiration of the period prescribed for the return of a fiscal note in NRS 218D.475. This section applies retroactively from and after March 22, 2021.

Sec. 16. This act becomes effective on July 1, 2021.



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Item #104

Docket

21-03006

Has been removed from the
agenda

Agenda Item#

105

Item #105

Docket

21-06019

Has been removed from the
agenda

Agenda Item#

106

Item #106

Docket

21-08017

Has been removed from the
agenda

Agenda Item#

107

Proposed Storage Definition to Comply with AB 301 (section 2, paragraph 6):

STORAGE: A charge per towed vehicle or unit for its storage and it is based on a 24-hour period. On all A, B, and C tows, the charge period begins to accrue after the fourth (4th) day the vehicle is in storage and ends when the vehicle leaves the tow yard (NRS 706.4477). If the vehicle arrives at the tow yard during AFTER HOURS, the charge period begins to accrue on the next DAY period. → *new paragraph*

The type of storage selected by the operator of the tow car shall be substantiated in writing and attached to the tow bill (NAC 706.420).

Types (NAC 706.406(4)):

As evidence—Any vehicle ordered or directed by a law enforcement agency to be stored as evidence.

Unsecured—Open area under the control of the operator of the tow car.

Secured—Area enclosed by a fence with a locked gate.

Inside—Area within a secured building.

Storage fees for a recovered stolen vehicle will be discounted by 50% if retrieved by the registered owner within five (5) days of recovery.

Vehicles with police holds that become the financial responsibility of that police agency will be charged at the rate of \$5.00 per day after the fifteenth (15th) day.

Current Storage Definition:

STORAGE: A charge per towed vehicle or unit for the storage of said vehicle or unit. Charge is based on a 24-hour period and is calculated from the time the vehicle arrives at the storage yard to the time of departure. Category C hookup rate includes storage for the first 24-hour period. → *old paragraph*

The type of storage selected by the operator of the tow car shall be substantiated in writing and attached to the tow bill (NAC 706.420).

Types (NAC 706.406(4)):

As evidence—Any vehicle ordered or directed by a law enforcement agency to be stored as evidence.

Unsecured—Open area under the control of the operator of the tow car.

Secured—Area enclosed by a fence with a locked gate.

Inside—Area within a secured building.

Storage fees for a recovered stolen vehicle will be discounted by 50% if retrieved by the registered owner within five (5) days of recovery.

Vehicles with police holds that become the financial responsibility of that police agency will be charged at the rate of \$5.00 per day after the fifteenth (15th) day.

Definitions Referenced in the Proposed Storage Definition:

AFTER HOURS: A charge for a lot visit or for the release of a vehicle to the vehicle's owner or agent during NIGHT hours. Charge is not applicable during DAY hours.

DAY: Effective from 8:00 AM to 5:00 PM, Monday through Friday, except for federal and State of Nevada holidays.

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(1) Pursuant to the provisions set forth in NRS 482.399 to 482.420, inclusive; or

(2) As indicated by a bill of sale for the vehicle that is signed by the ~~{registered}~~ owner; or

(b) The vehicle is stolen, if the ~~{registered}~~ owner submits evidence that, before the discovery of the vehicle, the ~~{registered}~~ owner filed an affidavit with the Department or a written report with an appropriate law enforcement agency alleging the theft of the vehicle.

6. An operator shall not charge any fee or cost for the storage of the motor vehicle until at least 48 hours after the motor vehicle arrives and is registered at the place of storage. If the motor vehicle arrives at the place of storage after the regular business hours of the place of storage, the 48-hour period begins when the regular business hours of the place of storage next begin.

7. The owner of the vehicle shall pay a hardship tariff for the cost of removal and storage of the motor vehicle if:

(a) A vehicle has been towed pursuant to subparagraph (2) of paragraph (b) of subsection 2;

(b) The owner of the vehicle does not provide proof that the vehicle was registered pursuant to this chapter or chapter 482 of NRS or in any other state at the time the vehicle was towed; and

(c) The owner, for reasons outside of his or her control as determined by the regulations adopted pursuant to this section, is incapable of paying the normal rate charged for the removal and storage of the motor vehicle.

↳ The Authority shall adopt regulations to carry out the provisions of this section, including, without limitation, establishing a range of hardship tariffs a person may pay pursuant to this section and setting forth what qualifies as a reason that is outside of the control of the owner.

8. As used in this section:

(a) "Parking violation" means a violation of any:

(1) State or local law or ordinance governing parking; or

(2) Parking rule promulgated by the owner or manager of the residential complex that applies to vehicles on the property of the residential complex.

(b) "Provide proof" includes, without limitation, providing current registration documents in a physical format or in an electronic format as set forth in NRS 482.255 that predate the date on which the vehicle was towed.

(c) "Residential complex" means a group of apartments, condominiums or townhomes intended for use as residential units

*workshop
to determine
Hardship
tariffs.*



81st Session (2021)

Agenda Item#

108

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.:

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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#

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Driver Permit Item 109

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.