

# Agenda Item#

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**Draft Order revised after initial  
posting of supporting material  
but prior to meeting.**

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Citation 23655 issued to Quinton Westbrook	)	Citation 23655
for violations of NRS 706.386 and NRS 706.758.	)	
_____	)	

At a general session of the Nevada Transportation Authority held on July 7, 2022.

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

**ORDER**

On April 18, 2022, a hearing on the above-captioned matter was held before Commissioner R. David Groover, serving in his capacity as Hearing Officer for the Nevada Transportation Authority (“Authority”). The Respondent, Quinton Westbrook, appeared through his legal counsel Frank J. Coumou.

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 23655 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 \$2,300.00 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 23655, issued to Quinton Westbrook for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;

2. That the *total* fine for Citation Number 23655 shall be in the amount of Three Thousand Five Hundred Dollars and Zero Cents (\$3,500.00), with Three Thousand Three Hundred Dollars and Zero Cents (\$3,300.00) 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,

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Dawn Gibbons, Chairman

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George Assad, Commissioner

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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.