# Agenda Item# 5

JOE LOMBARDO
*Governor*

DR. KRISTOPHER SANCHEZ
*Director B&I*

VAUGHN HARTUNG
*Chairman*
DAWN GIBBONS
*Commissioner*
R. DAVID GROOVER
*Commissioner*

STATE OF NEVADA

DEPARTMENT OF BUSINESS AND INDUSTRY
# NEVADA TRANSPORTATION AUTHORITY

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

Department of Business & Industry, 2300 West Sahara Avenue, Suite 770, Las Vegas, NV 89102
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
Nevada Public Notice website: https://notice.nv.gov

## MEETING NOTICE AND AGENDA

This is a notice of a duly authorized general session of the Nevada Transportation Authority scheduled for **Thursday, June 12, 2025 at 9:30 am**. Due to the expected lengthy duration of the general session, coupled with the limited capacity of the Authority's facilities, the Authority reserves the ability to take a recess at any time.

Members of the public may request the supporting material for this meeting from **Yoneet Wilburn, Nevada Transportation Authority, 3300 West Sahara Ave., Suite #200, Las Vegas, Nevada 89102, (702) 486-8722, ywilburn@nta.nv.gov**

The public may review the supporting material for this meeting prior to 9:15 a.m. on the date of the meeting at the following locations:

**Nevada Transportation Authority**
**3300 West Sahara Ave., Suite #200**
**Las Vegas, Nevada 89102**

**Nevada Transportation Authority**
**1755 East Plumb Ln., Suite #229**
**Reno, Nevada 89502**

The public may review the supporting material for this meeting after 9:15 a.m. on the date of the meeting and **attend the meeting at the following locations**:

**Nevada Transportation Authority**
**3300 West Sahara Ave., Nevada Room - Suite #400**
**Las Vegas, Nevada 89102**

**Nevada Transportation Authority**
**1755 East Plumb Ln., Suite #229**
**Reno, Nevada 89502**

**TO JOIN THE MEETING ON TEAMS**
***Meeting ID 291 267 244 817 7  Password HF9KP6ru***
**TO JOIN THE MEETING ON A VIDEO CONFERENCING DEVICE**
***Tenant key 341858499@t.plcm.vc Video ID 115 844 229 9***
**TO JOIN THE MEETING BY PHONE**
***Dial 1-775-321-6111..30153665# Phone conference ID 301 536 65#***

*ALL CELLULAR TELEPHONES AND PAGERS ARE TO BE TURNED OFF OR SET TO SILENT NOTIFICATION MODE DURING THE PROCEEDINGS*

# AGENDA

1. **Call to Order**

2. **Roll Call**

3. **Pledge of Allegiance**

4. **Public Comment –** Public comment is welcomed during public comment periods and is limited to 3 minutes per person per public comment period. Unused time may not be allocated to other speakers. A speaker's viewpoint will not be restricted; however, reasonable restrictions may be imposed upon the time, place, and manner of speech. Irrelevant statements, unduly repetitious statements, and personal attacks that would objectively antagonize or incite others are examples of speech that may be reasonably limited. All comments are to be directed to the Commission as a whole.

   During the general public comment period, at the beginning and end of the meeting, speakers may address any matter either on or off the agenda. Items voted on in a separate block or blocks shall have a single public comment period per block, and public comment will only be heard about the specific items being considered by the Commission in the block. For the remainder of the agenda, during items designated "for possible action" that are considered individually, public comment will only be heard about the specific item being considered by the Commission.

5. **Approval of Agenda** – ***FOR POSSIBLE ACTION***

6. **Approval of the Minutes of the May 8, 2025, Agenda Meeting –** ***FOR POSSIBLE ACTION***

7. **Briefings from the Commissioners**

8. **Briefing from the Deputy Commissioner**

9. **Report of Legal Counsel**

10. **Policy Update**

## ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

Please note that items **11** through **72** below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

11. **Citation 21742 and Impound I-5268 and Impound I-4463** the impoundment pursuant to NRS 706.476 of vehicles registered to and Citation 21742 issued to Francisco Calderon for violation of NRS 706.386 – **(DG)** ***FOR POSSIBLE ACTION***

12. **Citation 23371 and Impound I-4583** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 23371 issued to Juan Ramos for violations of NRS 706.386 and NRS 706.758 – **(DG)** ***FOR POSSIBLE ACTION***

13. **Citation 23459 and 23460 and Impound I-5305** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 23459 and 23460 issued to Wais Safi for violations of NRS 706.386 and NRS 706A.280 – **(DG)** ***FOR POSSIBLE ACTION***

14. **Citation 24210** issued to JMR & CLS Inc. for violation of NAC 706.2473 ref. 49 CFR 391.51 – **(DG)** ***FOR POSSIBLE ACTION***

15. **Citation 24365 and Impound I-4946** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24365 issued to Mardoqueo I. Rodriguez for violations of NRS 706.386 and NRS 706.758 – **(DG)** ***FOR POSSIBLE ACTION***

16. **Citation 24408 and Impound I-5295** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24408 issued to Ioan Statica for violation of NRS 706.386 – **(DG)** ***FOR POSSIBLE ACTION***

17. **Citation 24520 and 24525 and Impound I-5350** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 24520 and 24525 issued to Javier Melendrez for violations of NRS 706.386 and NRS 706A.280 - **(DG)** ***FOR POSSIBLE ACTION***

18. **Citation 25100 and 24966 and Impound I-5282** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25100 and 24966 issued to Tahir Usman Kadir for violations of NRS 706.386 and NRS 706A.280 - **(DG)** ***FOR POSSIBLE ACTION***

19. **Citation 25024** issued to U.S. Party Bus, LLC d/b/a U.S. Party Bus for violation of NAC 706.191 - **(DG)** ***FOR POSSIBLE ACTION***

20. **Citation 25025** issued to ZDR Corporation d/b/a Del Rey Towing for violation of NAC 706.191 - **(DG)** ***FOR POSSIBLE ACTION***

21. **Citation 25099 and Impound I-5281** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25099 issued to Noel Garcia for violation of NRS 706.386 - **(DG)** ***FOR POSSIBLE ACTION***

22. **Citation 25142 and Impound I-3319** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25142 issued to Sergio Aguilera-Shade for violation of NRS 706.386 - **(DG)** ***FOR POSSIBLE ACTION***

23. **Citation 25289 and Impound I-4388** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25289 issued to Sameh Majed for violation of NRS 706.386 - **(DG)** ***FOR POSSIBLE ACTION***

24. **Citation 25292 and Impound I-5286** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25292 issued to David Michael Garcia for violation of NRS 706.386 - **(DG)** ***FOR POSSIBLE ACTION***

25. **Citation 25303** issued to Gerald Ryan Jr. for violations of NRS 706.386 and NRS 706.758 - **(DG)** ***FOR POSSIBLE ACTION***

26. **Citation 25304 and Impound I-3487 and I-4418** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25304 issued to Nicholas Wilson for violations of NRS 706.386 and NRS 706.758 - **(DG)** ***FOR POSSIBLE ACTION***

27. **Citation 25330 and Impound I-4987 and I-4991** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25304 issued to Raol Valdez for violations of NRS 706.386 and NRS 706.758 - **(DG)** ***FOR POSSIBLE ACTION***

28. **Citation 25407 and 25408 and Impound I-5244** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25407 and 25408 issued to Tirhas Nuge Gebyeigziabiher for violations of NRS 706.386 and NRS 706A.280 - **(DG)** ***FOR POSSIBLE ACTION***

***29.*** **Citation 25409 and 25410 and Impound I-5246** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25409 and 25410 issued to Huluyalfl Mengestu for violations of NRS 706.386 and NRS 706A.280 - **(DG)** ***FOR POSSIBLE ACTION***

***30.*** **Citation 25411 and 25412 and Impound I-5252** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25411 and 25412 issued to Zulema Cuevas Lopez for violations of NRS 706.386 and NRS 706A.280 - **(DG)** ***FOR POSSIBLE ACTION***

***31.*** **Citations 25447 and 25448** issued to Mauricio Luque-Ramirez for violations of NRS 706.386 and NRS 706A.280 - **(DG)** ***FOR POSSIBLE ACTION***

***32.*** **Citation 25501 and 52205 and Impound I-5317** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25501 and 25502 issued to Heather Joseph for violations of NRS 706.386 and NRS 706A.280 - **(DG)** ***FOR POSSIBLE ACTION***

***33.*** **Impound I-4947** The impoundment pursuant to NRS 706.476 of a vehicle registered to Juan Rodriguez - **(DG)** ***FOR POSSIBLE ACTION***

***34.*** **Impound I-5285** The impoundment pursuant to NRS 706.476 of a vehicle registered to Albania Molina DeGonzalez - **(DG)** ***FOR POSSIBLE ACTION***

***35.*** **Impound I-5291** The impoundment pursuant to NRS 706.476 of a vehicle registered to Arvin Yabut - **(DG)** ***FOR POSSIBLE ACTION***

***36.*** **Citation 25143** issued to Luis Ortega Redonet for violations of NRS 706.386 and NRS 706.758 - (**RDG)** ***FOR POSSIBLE ACTION***

***37.*** **Citation 25145 and Impound I-5271** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25145 issued to Ruben Reyes-Lopez for violations of NRS 706.386 and NRS 706.758 - (**RDG)** ***FOR POSSIBLE ACTION***

***38.*** **Citation 25291** issued to Reginald S. Rutherford for violation of NRS 706.386 - (**RDG)** ***FOR POSSIBLE ACTION***

***39.*** **Citation 25293** issued to David Torosyan for violations of NRS 706.386 - (**RDG)** ***FOR POSSIBLE ACTION***

***40.*** **Citation 25294 and 25295 and Impound I-5288** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25294 and 25295 issued to Emran Nayel for violations of NRS 706.386 and NRS 706A.280 - (**RDG)** ***FOR POSSIBLE ACTION***

***41.*** **Citation 25296 and 25297 and Impound I-5287** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25296 and 25297 issued to Flaiton Ramos-Guerra for violations of NRS 706.386 and NRS 706A.280 - (**RDG)** ***FOR POSSIBLE ACTION***

***42.*** **Citation 25329** issued to Joshua Moore for violations of NRS 706.386 and NRS 706.758 - (**RDG)** ***FOR POSSIBLE ACTION***

***43.*** **Citation 25351** issued to David Brooks for violation of NAC 706.2473 ref. 49 CFR 283.213 and NAC 706.1378 - (**RDG)** ***FOR POSSIBLE ACTION***

***44.*** **Citation 25401 and 25402 and Impound I-5248** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25401 and 25402 issued to Mohamed Fawzy Rabie for violations of NRS 706.386 and NRS 706A.280 - (**RDG)** ***FOR POSSIBLE ACTION***

***45.*** **Citation 25403** issued to Alex Park for violations of NRS 706.386 and NRS 706.758 - (**RDG)** ***FOR POSSIBLE ACTION***

***46.*** **Citation 25404** issued to Taylor Patterson for violation of NRS 706.756(e) - (**RDG) *FOR POSSIBLE ACTION***

***47.*** **Citation 25420 and Impound I-5257** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25420 issued to Thomas Oetjen for violations of NRS 706.386 and NRS 706.758 - (**RDG) *FOR POSSIBLE ACTION***

***48.*** **Impound I-3642** The impoundment pursuant to NRS 706.476 of a vehicle registered to Francisco Javier Castaneda - (**RDG) *FOR POSSIBLE ACTION***

***49.*** **Impound I-5259** The impoundment pursuant to NRS 706.476 of a vehicle registered to Suong Ha Pham - (**RDG) *FOR POSSIBLE ACTION***

***50.*** **Impound I-5276** The impoundment pursuant to NRS 706.476 of a vehicle registered to Marcia Tejeda Guerra - (**RDG) *FOR POSSIBLE ACTION***

***51.*** **Impound I-5289** The impoundment pursuant to NRS 706.476 of a vehicle registered to Hasmik Navasardyan - (**RDG) *FOR POSSIBLE ACTION***

***52.*** **Citation 24967 and Impound I-5283** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24967 issued to Valley Towing Co for violations of NRS 706.386 and NRS 706.758 - (**VH) *FOR POSSIBLE ACTION***

***53.*** **Citation 25328 and Impound I-4618** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25328 issued to Tyler Malloy for violations of NRS 706.386 and NRS 706.758 - (**VH) *FOR POSSIBLE ACTION***

***54.*** **Citation 25452 and 25453 and Impound I-5251** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25452 and 25453 issued to Xiang Wei for violations of NRS 706.386 and NRS 706A.280 - (**VH) *FOR POSSIBLE ACTION***

***55.*** **Citation 25476** issued to Cristian Orozco for violations of NRS 706.386 and NRS 706.758 - (**VH) *FOR POSSIBLE ACTION***

***56.*** **Citation 25503** issued to Antonio Sanchez for violations of NRS 706.386 and NRS 706.758 - (**VH) *FOR POSSIBLE ACTION***

***57.*** **Impound I-5320** The impoundment pursuant to NRS 706.476 of a vehicle registered to Matthew Louis Kirk - (**VH) *FOR POSSIBLE ACTION***

***58.*** **Impound I-5321** The impoundment pursuant to NRS 706.476 of a vehicle registered to Sonia Orozco - (**VH) *FOR POSSIBLE ACTION***

***59.*** **Citation 20100** issued to MP Limousine, LLC d/b/a MP Limousine d/b/a MPL for violation of NAC 706.2473 ref. 49 CFR 382.305 - ***FOR POSSIBLE ACTION***

***60.*** **Citation 23442** issued to JMR & CLS, Inc. d/b/a Tri-State Towing & Recovery. for violation of NRS 706.451 - ***FOR POSSIBLE ACTION***

***61.*** **Citation 23443** issued to Day & Night Towing, Inc. for violation of NRS 706.451 - ***FOR POSSIBLE ACTION***

***62.*** **Citation 23444** issued to Fanuel Shinbulo for violation of NAC 706.228 - ***FOR POSSIBLE ACTION***

***63.*** **Citation 23446** issued to Ermias Worku, for violation of NAC 706.311 - ***FOR POSSIBLE ACTION***

***64.*** **Citation 23447** issued to LTS Transportation, Inc. d/b/a Larry's Towing & Transport for violation of NRS 706.451 - ***FOR POSSIBLE ACTION***

***65.*** **Citation 24411** issued to LVL, LLC for violations of NAC 706.354 - ***FOR POSSIBLE ACTION***

***66.*** **Citation 24914** issued to Garabet Maknissian d/b/a Express Towing & Roadside Service for a violation of NAC 706.2473 REF 49 CFR 391.11(a)&(b)(4) - ***FOR POSSIBLE ACTION***

***67.*** **Citation 24915** issued to City Limo, LLC for violation of NAC 706.2473 ref. 49 CFR 382.305 (2 counts) - ***FOR POSSIBLE ACTION***

***68.*** **Citation 25039** issued to 24/7 Entertainment LLC for violation of NRS 706.465 - ***FOR POSSIBLE ACTION***

***69.*** **Citation 25216** issued to Juliseb Holdings, LLC d/b/a Epic Transportation, for violation of NAC 706.311 and NAC 706.2473 ref. 49 CFR 396.311 - ***FOR POSSIBLE ACTION***

***70.*** **Citation 25217** issued to Juliseb Holdings, LLC d/b/a Epic Transportation, for a violation of NAC 706.2473 ref 49 CFR 382.305 - ***FOR POSSIBLE ACTION***

***71.*** **Citation 25257** issued to Moneyline Limo, LLC for violation of NAC 706.191 - ***FOR POSSIBLE ACTION***

***72.*** **Citation 25509** issued to Tamarat Bekele for violation of NRS 706.228 - ***FOR POSSIBLE ACTION***

## DISCUSSION ITEMS

***73.*** **Docket 25-03020** A policy discussion and consideration for further action of creating a database to compile violations and violators of NRS 706.386 and NRS 706.476, as a single document, entitled "Summary of NRS 706.386 Rulings from the Authority's Published Agenda," including NTA Staff's associated policy proposals as included in the Agenda supporting materials for the same. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

***74.*** **Docket 25-04031** Discussion item regarding NTA wording on future certificates of public convenience and necessity (CPCN) and contract carrier permits (MV) the existing language referencing geographic authority, which currently states as follows: "on the one hand and the State of Nevada on the other." The intent is to further modernize this language for new certificates that would be issued in the future and provide associated clarifications to existing carriers, without any change to their existing language on existing certificates. **– *FOR POSSIBLE ACTION***

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

Please note that items **75** through **80** below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

***75.*** **Docket 25-01020** The Application of Eagle 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. (RDG) – ***FOR POSSIBLE ACTION***

***76.*** **Docket 25-01036** The Application of Rapid Towing and Rescue, LLC d/b/a Rapid Towing and Rescue 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***

***77.*** **Docket 25-02013** The Application of AAA Simon's Trucking, LLC d/b/a AAA Simon's Trucking 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. (VH) – ***FOR POSSIBLE ACTION***

***78.*** **Docket 25-02016** The Application of Euro 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***

*79.* **Docket 25-03004** The Application of Vegas NV 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***

*80.* **Docket 25-03010** The Application of Active 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. (RDG) – ***FOR POSSIBLE ACTION***

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

Please note that items **81** through **84** below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

*81.* **Docket 22-11025** The Application of TLC Luxury, LLC 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***

*82.* **Docket 24-10017** The Application of STA of Nevada, Inc. d/b/a Diversified 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***

*83.* **Docket 25-01021** The Application of ArifpartyBus Transportation, LLC d/b/a ArifpartyBus for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (VH) – ***FOR POSSIBLE ACTION***

*84.* **Docket 25-02006** The Application of Smart Limo, LLC d/b/a ATO 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***

## FINANCIAL RATES AND TARIFFS

*85.* **Docket 25-05008** The Application of Earth Limousines, LLC d/b/a Earth Limos for approval of a tariff rate modification for services conducted under CPCN 1108. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## APPLICATIONS FOR FULLY REGULATED CARRIERS

Please note that items **86** through **89** below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

*86.* **Docket 23-12006** The joint Application of 24/7 Entertainment, LLC d/b/a 24/7 Entertainment Limousine, M Executive Car LV Operated by M Executive Car LV, LLC for the authority to sell and transfer, and M Executive Car LV, LLC to purchase and acquire the authority to provide charter limousine service within Clark, Nye, and Lincoln Counties, Nevada on the one hand and points and places within the State of Nevada on the other, granted under Certificate of Public Convenience and Necessity ("CPCN") 1102, Sub 2. Staff investigation concluded. (DG) – ***FOR POSSIBLE ACTION***

*87.* **Docket 24-09032** The Application of JE Moving Services, LLC for a certificate of public convenience and necessity to provide household goods movers service within Washoe, Carson City, Douglas, Lyon, Storey, Pershing and Churchill Counties, Nevada, on the one hand, and points and places in the State of Nevada on the other hand. Staff investigation concluded. (RDG) **– *FOR POSSIBLE ACTION***

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***88.*** **Docket 24-10001** The Application of Oasis Transportation, LLC d/b/a Oasis Limo for a certificate of public convenience and necessity to provide charter limousine service within Clark and Nye Counties, Nevada, on the one hand, and points and places in the State of Nevada on the other hand. Staff investigation concluded. (RDG) **–** ***FOR POSSIBLE ACTION***

***89.*** **Docket 24-11031** The joint Application of City Limo, LLC for the authority to sell and transfer, and Perfect Limo, LLC to purchase and acquire the authority to provide charter limousine service within Clark County, Nevada, granted under Certificate of Public Convenience and Necessity ("CPCN") 1118, Sub 3. Staff investigation concluded. (VH) – ***FOR POSSIBLE ACTION***

## REQUEST FOR TEMPORARY DISCONTINUANCE

Please note that items **90** through **95** below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

***90.*** **Docket 25-04030** The temporary discontinuance from April 20, 2025, through October 20, 2025, of services provided by Vegas Strip Transportation, LLC d/b/a Vegas Strip Transportation, under CPCN 2143, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval. – ***FOR POSSIBLE ACTION***

***91.*** **Docket 25-04034** The temporary discontinuance from April 25, 2025, through October 25, 2025, of service provided by Juan C Labrada Rosales d/b/a Labrada Tow Truck under CPCN 7557, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

***92.*** **Docket 25-04037** The temporary discontinuance from April 24, 2025, through October 24, 2025, of services provided by Black Eagle Towing, LLC d/b/a Black Eagle Towing, under CPCN 7547, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval. – ***FOR POSSIBLE ACTION***

***93.*** **Docket 25-05003** The temporary discontinuance from April 28, 2025, through October 28, 2025, of services provided by Tea on the Strip, LLC, under CPCN 1165, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval. – ***FOR POSSIBLE ACTION***

***94.*** **Docket 25-05004** The temporary discontinuance from May 1, 2025, through November 1, 2025, of services provided by Snyder Enterprises, LLC d/b/a Exotic Towing, under CPCN 7552, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval. – ***FOR POSSIBLE ACTION***

***95.*** **Docket 25-05007** The temporary discontinuance from May 5, 2025, through November 5, 2025, of services provided by Garabet Maknissian d/b/a Express Towing & Roadside Service, under CPCN 7256, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## REQUEST TO EXTEND TEMPORARY DISCONTINUANCE

***96.*** **Docket 24-04020** The request to extend temporary discontinuance granted from April 16, 2025, through October 16, 2025, of services provided by Grab N Go Towing, LLC, under CPCN 7526, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded**.** This requires retroactive approval. **–** ***FOR POSSIBLE ACTION***

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***97.*** **Docket 24-05047** The request to extend temporary discontinuance granted from May 1, 2025, through November 1, 2025, of services provided by Las Vegas Event Planners, LLC d/b/a A List Trans, under CPCN 2186, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded**.** This requires retroactive approval. **–** ***FOR POSSIBLE ACTION***

***98.*** **Docket 24-12001** The request to extend temporary discontinuance granted from December 5, 2024, through May 30, 2025, of services provided by Las Vegas International Tour Services, Inc., under Permit 6150, Sub 1, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the Permit should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

***99.*** **Docket 24-12002** The request to extend temporary discontinuance granted from May 28, 2025, through November 29, 2025, of services provided by Light City Transportation, LLC d/b/a Light City Party Bus, under CPCN 2293, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## EXPIRED TEMPORARY DISCONTINUANCE

Please note that items **100** through **102** below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

***100.*** **Docket 23-09022** The expired temporary discontinuance granted from September 27, 2023, through September 27, 2024, extended through June 6, 2025, at November 2024 general session of services provided by Dusty's Roadside Assistance and Tow, LLC, under CPCN 7482, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

***101.*** **Docket 24-05046** The expired temporary discontinuance granted from May 24, 2024, through November 24, 2024, *and extended through May 24, 2025*, of services provided by Right Away Towing, LLC, under CPCN 7528, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

***102.*** **Docket 24-10037** The expired temporary discontinuance granted from November 1, 2024, through May 1, 2025, of services provided by Astillita Productions, Inc. d/b/a Acme Moving Co., under CPCN 3362, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## COMPLIANCE PERIOD EXTENSIONS

***103.*** **Docket 23-12002** The request of Peace, LLC d/b/a Peace Transportation to extend their compliance period for six (6) months to December 6, 2025. Staff investigation concluded. **-** ***FOR POSSIBLE ACTION***

## PETITIONS FOR RECONSIDERATION

***104.*** **Docket 25-05005** Petition for Reconsideration of the Authority's April 18, 2025, final order for citations 25030 and 25034 by Agero, Inc. – ***FOR POSSIBLE ACTION***

***105.*** **Docket 25-05010** Petition for Reconsideration of the decision for Permit 12218 for Rodrick Horne. – ***FOR POSSIBLE ACTION***

***106.*** **Docket 25-05015** Petition for Reconsideration of the decision for Citations 25139, 25140, and Impound I-3320 for Kevin Quang Huynh. – ***FOR POSSIBLE ACTION***

***107.*** **Docket 25-05023** Petition for Reconsideration of the decision for Citations 24245 and order to show cause Docket 25-01030 for Sanchez Family, LLC d/b/a PST Towing. – ***FOR POSSIBLE ACTION***

## VOLUNTARY CANCELLATIONS

Please note that items **108** and **109** below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

***108.*** **Docket 25-03015** The voluntary cancellation of Rodriguez Towing, LLC, CPCN 7559. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

***109.*** **Docket 25-03022** The voluntary cancellation of D&VC Towing, LLC, CPCN 7455. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## ORDERS TO SHOW CAUSE

***110.*** **Docket 25-04039** Order to Show Cause issued to 619 Management, LLC d/b/a West Coast Towing & Recovery as to why Certificate of Public Convenience and Necessity 7503 should not be revoked. – ***FOR POSSIBLE ACTION***

***111.*** **Docket 25-04040** Order to Show Cause issued to A.S. Coach, LLC as to why Certificate of Public Convenience and Necessity 2340 should not be revoked. – ***FOR POSSIBLE ACTION***

***112.*** **Docket 25-04041** Order to Show Cause issued to Motorcycle Towing Near Me, LLC d/b/a Motorcycle Towing Near Me as to why Certificate of Public Convenience and Necessity 7464 should not be revoked. – ***FOR POSSIBLE ACTION***

***113.*** **Docket 25-04042 Order to Show Cause issued to Las Vegas Horse Carriage, LLC as to why Certificate of Public** Convenience and Necessity HDV0001 should not be revoked. – ***FOR POSSIBLE ACTION***

## PETITION FOR RELIEF

***114.*** **Docket 25-05014** Petition for Relief/Credit from Statute NRS 706.465, and Related Discussion, including Petitioner's request of credit for having paid for decals in June of 2024 and March of 2025, and to apply the same as to current decals for services conducted by Bell Chauffeured Services, Inc. d/b/a KLS Chauffeured Services, Bell Trans, Bell Limousine, granted under 1023, Sub 3, for NTA fiscal year July 2025 ~ June 2026, and consideration of change in policy relative to other future similar requests. Staff investigation concluded. **–** ***FOR POSSIBLE ACTION***

## FORMAL WRITTEN COMPLAINT

***115.*** **Docket 25-04027** Formal complaint of the decision for Complaint Investigation Number I-2502-045 for Luis Castro Tabled from prior Agenda. – ***FOR POSSIBLE ACTION***

***116.*** **Docket 25-04033** Formal complaint of the decision for Complaint Investigation Number I-2410-086 for Jacques Clark. – ***FOR POSSIBLE ACTION***

***117.*** **Public Comment –** Public comment is welcomed at this time and is limited to 3 minutes per person. Unused time may not be allocated to other speakers. A speaker's viewpoint will not be restricted; however, reasonable restrictions may be imposed upon the time, place, and manner of speech. Irrelevant statements, unduly repetitious statements, and personal attacks that would objectively antagonize or incite others are examples of speech that may be reasonably limited. All comments are to be directed to the Commission as a whole. During this period of public comment, speakers may address any matter either on or off the agenda.

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## 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 per person. Comment may not be restricted based on viewpoint.

The presiding officer may order the removal of any person whose statement or other conduct disrupts the orderly, efficient or safe conduct of the meeting. Warnings against disruptive comments or behavior may or may not be given prior to removal. The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of speech that may be reasonably limited.

**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) 687- 9790 as far in advance of the meeting or hearing as possible.

JOE LOMBARDO
*Governor*

STATE OF NEVADA

DR. KRISTOPHER SANCHEZ
*Director B&I*

VAUGHN HARTUNG
*Chairman*

DAWN GIBBONS
*Commissioner*

R. DAVID GROOVER
*Commissioner*

DEPARTMENT OF BUSINESS AND INDUSTRY

**NEVADA TRANSPORTATION AUTHORITY**

# Teams, Video Conference and Teleconferencing Instructions

This meeting can be accessed via Microsoft Teams, the video conference link or teleconference number below.

**Please note your device must have microphone capabilities in order to participate in the web conference.**

**Instructions for joining the Agenda Meeting on: Thursday, June 12, 2025**

For Teams: Open a browser and see if you have Microsoft Teams installed on your device. If not, you will need to download it. If there is a prompt to *Join the Meeting Now,* click the link and enter the ***Meeting ID 291 697 244 817 7 Passcode HF9KP6ru***

For the Video Conference Device: If you do not have Microsoft Teams, you can join through Zoom or Google Meet.
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On your cell phone or desk phone dial the following toll-free number**:**
**1-775-321-6111 30153665#**
Next you will be asked for an access code or meeting number. Punch in the following: **301 536 65#**
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# 6

**DEPARTMENT OF BUSINESS AND INDUSTRY**
**NEVADA TRANSPORTATION AUTHORITY**

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# MINUTES OF MAY 8, 2025 GENERAL SESSION

## 1. Call to Order

*Chairman Vaughn Hartung called the Meeting to order at 9:31 am PST.*

## 2. Roll Call

*Chairman Vaughn Hartung, Commissioner Dawn Gibbons, Commissioner R. David Groover, Deputy Commissioner David Pasternak, Applications Manager Liz Babcock, Financial Analyst Garrett Hammack, Deputy Attorney General Radhika Kunnel, Chief of Compliance Audit Investigations Desiree Main*

## 3. Pledge of Allegiance

*Dawn Gibbons led the Pledge of Allegiance.*

## 4. Public Comment

***Allen Waxler, AWG Ambassador, commented:***

*I'm wondering what we're going to do about the amount of solicitation that's going on in the streets as it relates to TNC's. We've opened the door for that. I believe it's a needed service. It's not the business that the Black Car Service is in. We're in the service of convenience, and service. But everywhere I go, every hotel I go to, I come out, a TNC drops a fare, circles around, rolls its window down, and asks me if I need a ride. Course, me being me, I say that's illegal. But we really need to put our arms around this, it's out of control. Additionally, the rules that the TNC's operate under are significantly easier than Black Car Service. We are providing rides; they are providing rides. I think there needs to be a collaboration for levelling the playing field. It's not a fair playing field for the drivers, it's not a fair playing field for the operators. So, I know we're working under two different set of rules. I'd like to see us take a serious look at these two issues cause I think that with as many TNC's that are on the streets, and them not having any limits to their driving time, the solicitation's out of control. It's hurting our business. Lastly, I just want to mention that we really need to take a look at how many operators we have, how many vehicles we have, because the*

*business isn't what it used to be, and I think that there's too many people getting into the industry. I welcome competition, but there's just too much and at some point, we have to say enough is enough. There's rates out there that are just not compensatory. You've got some operators operating at a $35 rate, in my case that same vehicle goes at $65. I think there needs to be a scale. You want to be at the low end, that's up to you, you want to be at the high end, that's fine.*

***Chairman Vaughn Hartung commented:***

*Mr. Waxler, complete your thoughts, please. Your three minutes has expired.*

***Allen Waxler, AWG Ambassador, commented:***

*I'm done, that's it. I just want to see you guys, or whatever we can do to help navigate this situation would be appreciated. Thank you for your time.*

**5. Approval of Agenda**

***Deputy Commissioner David Pasternak commented:***

*We do have several items that need to be pulled from the Agenda. I will let Ms. Babcock speak to that.*

***Liz Babcock, Applications Manager, commented:***

*We are pulling items number 58, 67, 80, 82 and 92.*

***Deputy Commissioner David Pasternak commented:***

*Also, there were two typographical errors under administrative citations and impoundments. Item 43 was incorrectly listed as a violation of NAC 712.050. It should have been NRS 712.050. Item 51 was incorrectly listed as a violation of NRS 706.206. It should have been NAC 706.206. The orders have not been sent, and the orders have been corrected already.*

***Chairman Vaughn Hartung commented:***

*Ms. Kunnel, with respect to those items, items number 43 and items number 51, where they were listed incorrectly as NRS versus NAC; is that materially different and can we move forward with them as listed, noting those typographical errors?*

***Deputy Attorney General Radhika Kunnel commented:***

*Yes Chairman, given that they have been remedied and altered, we do not have cause to believe that a material notice issue exists.*

***Chairman Vaughn Hartung commented:***

*Okay, so I need an approval of the Agenda as amended, as requested by Ms. Babcock.*

***Vote taken to approve the Agenda, removing Items 58, 67, 80, 82 and 92 and noting the typographical errors in Items 43 and 51:***
*Motion made by Commissioner Gibbons*
*Seconded by Commissioner Groover*
*Approved 3-0.*

6. **Approval of the Minutes of the April 10, 2025, Agenda Meeting – *FOR POSSIBLE ACTION***

***Vote taken to approve:***
*Motion made by Commissioner Gibbons*
*Seconded by Commissioner Groover*
*Approved 3-0.*

7. **Briefings from the Commissioners**

***Chairman Vaughn Hartung commented:***

*Commissioner Gibbons, you're a guest here, would you like to start?*

***Commissioner Dawn Gibbons commented:***

*I'd like to start and say thank you for letting me be here today. I've learned a lot from you over the past few years and I'm really excited to have you. You've done a great job. And this morning, you took everything up, and I'm ready to go.*

***Commissioner R. David Groover commented:***

*Thanks for having Commissioner Gibbons up there today, we have an empty chair for her here. I'd like to thank all of the staff, our Agenda isn't the longest it's ever been, but there's just a lot of stuff this time to go over. I've spent more time over the past week with Liz Babcock I think than I've been since I've been here. But just a lot of stuff, everybody's worked hard. Desiree's answered questions. Enforcement, Jason Brown has been helpful. Just a big shoutout to staff, saying thank you.*

***Chairman Vaughn Hartung commented:***

*So, I'll jump in at this point, there's a couple of things that I want to cover. As you know, we've been following the legislative session, and sine die, a sign and die as they will refer to it as, but it's Greek. That occurs on June the second, so that will conclude the session and then we'll see if there's an immediately following special session after that. So more to come, and then we'll see what actually affects our Agency and what doesn't after the Legislators and the Governor decide what gets moved through. One of the things I'd like to add to our Agenda, Mr. Pasternak and Ms. Babcock and Commissioners, is this: I'd like to have a segment right after briefing from the Commissioners and from the Deputy Commissioner, and actually it would be after the report of the legal counsel, I'd like to have a report from the industries, an industry segment section, where the industries can come up and tell us what's going on. This is not a time by the way, and I'll make this very clear, I don't want to hear—it's not a time for public comment about making complaints. It's about what's going on in the industry, about possible future Agenda items they may want to see. Just updates from the industry, in other words. So that's something that I would like to just have a discussion on. Ms. Kunnel, I don't know whether we need to have an Agenda item to add something of that nature, but I think I have the authority to add those kinds of Agenda items without the express consent of the full Commission, but if we do need that, I'm happy to agendize that if everybody would like that. Commissioners, anything else, did I shake anything loose?*

***Commissioner R. David Groover commented:***

*Chair, I have one issue. This morning, I was handed a report for Agenda item number 86 which involves a complaint by a Louis Castro and I believe Ashley's Towing. I have not had a chance or*

*opportunity to review that. I would hate to see them sit all the way through the Agenda hearing if that's going to be moved, so I don't know what the appetite is to move that or not.*

***Chairman Vaughn Hartung commented:***

*So, let me do this Commissioner, let me get through our briefings, briefing from the Deputy Commissioner, report from the legal counsel, and then what we'll do, even before we get to citations, we'll address Item 86. I got the same report. It's 40 or 50 pages, I don't know how long it is, I don't know whether it's paginated or not, but it's long and I haven't had a chance to review it. I know that everybody would like to have, or it's been discussed that there may be a want a hearing today. I don't think I'm ready to because there's a lot to digest in this, so we may want to table that until the next Agenda, so we'll talk about that in just a minute.*

**8. Briefing from the Deputy Commissioner**

***Deputy Commissioner David Pasternak commented:***

*The team has had a busy month, we've been working on the implementation of the new driver permit system and had an initial meeting with Tyler Technologies to discuss the implementation of the Brazos devices for issuing citations and impounds electronically. In addition, the team has had meetings to discuss the upcoming Electric Daisy Concert, which will be held May 16th to May 18th. In closing, I would like to introduce our newest staff member who is in the back, Jace King. He is our new Legal Research Assistant I. Welcome aboard.*

**9. Report of Legal Counsel**

***Deputy Attorney General Radhika Kunnel commented:***

*I started, my report was going to be very brief. I would have said LifeTrans matter is closed, their PJR was dismissed by the District Court, and my colleague is working on an Order, we are expecting an Order soon. For how does the progress report is the Order is in with that matter, right, LifeTrans PJR matter closed, which is Petition for Judicial Review matter closed. We have no other pending litigation matters with NTA.*

**ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS**

***Deputy Commissioner David Pasternak commented:***

*Please note that Items 10 through 51 may be voted in a block unless a party to the matter requests an Item number to be pulled for consideration. As mentioned in the approval of the Agenda, there was a typographical error regarding Items number 43, which was incorrectly listed as a violation of NAC 712.050. It should have been NRS 712.050. Item 51 was incorrectly listed as a violation NRS 706.206, it should have been NAC 706.206.*

***Chairman Vaughn Hartung commented:***

*Before we get to the approval of these, I want to highlight four different item numbers, Item number 42, Citation number 22674 that was settled by staff and the DAG. Those were 706.386 and 706.758. Back in November, we asked that no 386's or 758's get settled, that they have to come before a Hearing Officer. Item number 46, same issue; Citation number 24215, also for the violation of NRS 706.386 No CPCN and 706.758 Illegal Advertising, so I would like that to not happen in the future Mr. Pasternak, those need to come before a Hearing Officer. I personally will agree with this today, but in the future, I'm not going to let them pass, I'm going to force them to come back, I'm going to*

*ask them to be re-adjudicated. Items number 47 and 48 were for the violation of NAC 706.228. That's solicitation of passengers, we had someone come up and complain about solicitation, I believe that those should have been adjudicated by a Hearing Officer also. That's a conversation we can have offline Mr. Pasternak, I believe the Commission has already voted upon not using just the settlement process for many of these things. Simple paper things on insurance and non-payment for certain types of infractions, that's okay with me, but some of these other things I think need to come before a Hearing Officer. I think it's very important. We have three Hearing Officers, we're not lacking a Hearing Officer, this is just, in my opinion, a side-step.*

10. **Citation 22161 and 25449** for a violation of NRS 706.386 and NRS 706A.280 issued to Pedro Gonzalez Conesa (DG)

11. **Citation 24016 and 24504** for a violation of NRS 706.386 and NRS 706A.280 issued to Yuhao Guan (DG)

12. **Citation 24514** for a violation of NRS 706.386 issued to Juan Ruiz-Cadena (DG)

13. **Citation 24720 and 24721 and Impound I-3643** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24720 and 24721 issued to Belay Kiros for violations of NRS 706.386 and NRS 706A.280

14. **Citation 24963 and 24964 and Impound I-5279** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24963 and 24964 issued to Weldie Weldu for violations of NRS 706.386 and NRS 706A.280

15. **Citation 25206 and 25207 and 25208** for a violation of NAC 706.311(1), NAC 706.354, NAC 706.2473 REF. 49 CFR 391.23(d) (3 counts), 706.2473 REF. 49 CFR 391.21(b)(11) (2 counts), NAC 706.2473 ref. 49 CFR 396.3(a)(2) (2 counts) and NAC 706.2473 ref. 49 CFR 382.305 (3 counts). issued to Lo Enterprises, LLC (DG)

16. **Citation 25221 and 25222 and Impound I-5357** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25221 and 25222 issued to Mihertab Adamu for violations of NRS 706.386 and NRS 706A.280

17. **Citation 25301 and Impound I-3444 and I-3445** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25301 issued to Mauricio Patino-Salazar for violations of NRS 706.758 – (DG)

18. **Citation 25441** for a violation of NRS 706.758 issued to Jorge Alvarez-Rangel (DG)

19. **Impound I-3322** The impoundment pursuant to NRS 706.476 of a vehicle registered to Gerald Ryan Sr. (DG)

20. **Impound I-3192** The impoundment pursuant to NRS 706.476 of a vehicle registered to Marjorie Knowles (DG)

21. **Impound I-4915** The impoundment pursuant to NRS 706.476 of a vehicle registered to Lois Antoinette Carter (DG)

22. **Impound I-4994** The impoundment pursuant to NRS 706.476 of a vehicle registered to U-Haul International (DG)

23. **Citation 24513** for a violation of NAC 706.2473 Per 49 CFR 382.305 issued to Xclusive Livery Transportation, LLC (RDG)

24. **Citation 25446 and Impound I-5249** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25446 issued to Chestine Saunders for violations of NRS 706.386 (RDG)

25. **Impound I-4949** The impoundment pursuant to NRS 706.476 of a vehicle registered to U-Haul Co of Arizona (RDG)

26. **Impound I-4950** The impoundment pursuant to NRS 706.476 of a vehicle registered to U-Haul Co of Arizona (RDG)
27. **Impound I-5187** The impoundment pursuant to NRS 706.476 of a vehicle registered to Fast Track Leasing, LLC (RDG)

28. **Citation 22149 and 22150 and Impound I-3318** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 22149 and 22150 issued to Mark Cervas for violations of NRS 706.386 and NRS 706A.280

29. **Citation 24211** for a violation of NRS 706.386 and NRS 706.758 issued to William Toh (VH)

30. **Citation 24572** for a violation of NRS 706.386 and NRS 706.758 issued to William Toh (VH)

31. **Citation 24574 and 24575 and Impound I-5241** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24574 and 24575 issued to Zemedkun Woldeyohanis for violations of NRS 706.386 and NRS 706A.280 – (VH)

32. **Citation 24718 and Impound I-5261** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24718 issued to Zhenglong Zhu for violations of NRS 706.386 – (VH)

33. **Citation 24912** for a violation of NRS 706.386 and NRS 706.756 issued to William Toh (VH)

34. **Citation 25018 and 25019 and 25020 and 25021** for a violation of NRS 706A.160(2)(b); NRS 706a160(3)(f); NRS 706A.180(2); NRS 706A.160(2)(a)(3); NRS 706A.160(2)(a)(2) and NRS 706A.160(2)(a)(5) and 706A.160(4) issued to Raiser, LLC (VH)

35. **Citation 25204 and 25205** for a violation of NRS 706A.180(2); NRS 706A.160(2)(a)(5); NRS 706A.160(2)(a)(2) and NRS 706A.160(4) issued to Lyft, Inc. (VH)

36. **Citation 25434 and Impound I-5125** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25434 issued to Jose Alvero for violations of NRS 706.386 (VH) -

37. **Citation 25435 and 25436 and Impound I-5179** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25435 and 25436 issued to Mingming Liu for violations of NRS 706.386 and NRS 706A.280

38. **Citation 25437 and 25438 and Impound I-5177** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25437 and 25438 issued to Rahima Delil Abdu for violations of NRS 706.386 and NRS 706A.280

39. **Citation 25439 and 25440 and Impound I-5176** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25439 and 25440 issued to Jose Arenas-Garcia for violations of NRS 706.386 and NRS 706A.280

40. **Citation 25506 and 25507** for a violation of NRS 706.386; NRS 706.758 and NRS 706.756D issued to William Toh (VH)

41. **Impound I-5254** The impoundment pursuant to NRS 706.476 of a vehicle registered to Marcos Claudio Soares Nobre (VH)

42. **Citation 22674** issued to Emmanuelle Marie for a violation of NRS 706.386 and NRS 706.758

43. **Citation 23435** issued to Bekins A-1 Movers, Inc. for violation of NAC 712.050

44. **Citation 23438** issued to El Jefe Towing, LLC for violation of NRS 706.451

45. **Citation 23440** issued to Humberto Urias, Bulldog Towing for violation of NRS 706.451

46. **Citation 24215** issued to Mr. Las Vegas Tours, Daniel Myers for a violation of NRS 706.386 and NRS 706.758

47. **Citation 24517** issued to Daniel Abraha for violation of NAC 706.228

48. **Citation 24521** issued to Abdelaziz Mohammed for violations of NAC 706.228 and NAC 706.311

49. **Citation 24722** issued to Metropolitan Towing Company, LLC for violation of NAC 706.3975

50. **Citation 25253** issued to d/b/a El Jefe Towing, LLC d/b/a El Jefe for violation of NAC 706.191

51. **Citation 25288** issued to Las Vegas VIP Limousines, LLC VIP Limousines of Nevada for a violation of NRS 706.206

***Vote taken to approve:***
*Items 10 through 51 were considered collectively.*
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

***Attorney Brent Carson commented:***

*I think what we want to do is just kind of look at some of the citations that are on here. When we talk about the NTA, we talk about the safety and how they're supposed to protect the safety of the travelling public, but what happens when we have a serial violator? He doesn't care about the rules, you can tell by just this Agenda alone that he's not going to stop, and what I would like to know is when is the referral to the District Attorney's coming? At what point in time can this guy keep paying the money, keep getting his car out of impound, and still be out on the same road the very next day?*

***Chairman Vaughn Hartung commented:***

*Mr. Carson, I'm sorry, tell me which Item number you were speaking on?*

***Attorney Brent Carson commented:***

*29, 30, 33 and 40. That was just more of an in-general, Chairman Hartung, I didn't really want to point out anything because what it would be, it'd be pointing out the obvious, that this is no stranger to the NTA. I do see that the fines were $10,000, $10,000 for each violation but that doesn't seem to*

*be a deterrent. What's going to be the deterrent? Is the hurting of somebody on a public road going to be the deterrent, we just don't know at this point. I've heard, and maybe you guys can discuss this with your Enforcement, is that there have been Justice Court cases and stuff like that, but I think that is something that needs to happen to somebody that just doesn't care about anything that you guys say or do, or what the industry is all about.*

***Donielle Fawcett, Personal Sedan Services, LLC, commented:***

*For this particular guest that we've had, I spoke about last time when he was here with an attorney, regarding the same issues. Right after I spoke, I did speak to Investigator Brown, which the investigative team is fully aware of who he is, and even showed him a video of the gentleman making an illegal turn on a red light, on Las Vegas Boulevard, almost causing a seven-car accident, with people in his mini-van taking them. Sooner or later, this gentleman's been seen, we have photos that we've sent to the investigators, which they've acknowledged they've seen, where he leaves the car on Paradise Road in the middle of the street with his hazards on, goes to the convention center, pulls people out. He's just a danger. And there's more people that are on here, we obviously have issues with repeat offenders, but this one is just horrific. Sooner or later, there has to be further action taken. He's obviously not going to pay the $50,000 in fines, I don't see him here today, but maybe he's behind me. Illegal transportation's an issue we have, I was at Capitol Hill last week and it's a nationwide issue.*

***Chairman Vaughn Hartung commented:***

*Ms. Fawcett, how does this pertain to a particular Agenda item?*

***Donielle Fawcett, Personal Sedan Services, LLC, commented:***

*I'm just saying that with the illegal operators it is an issue, but when it does become something that is 3 to 4 citations every Agenda, I just think something else should be done when you have a repeat offender.*

***Chairman Vaughn Hartung commented:***

*On that, before we take a vote, I adjudicated these and I went to the full extent of the law. Those fines amounted to some $70,000. I went as far as I possibly could have by the law, certainly if we see Mr. Toh in front of us again, we're not suggesting that he's not out there doing this illegally, I have no knowledge of that until we catch him, but I suppose if we catch him again then that's when we'll try to make some determinations as to how we need to deal with this.*

## DISCUSSION ITEMS

**52. Docket 25-04028** Discussion for possible interpretation of NRS 706.771(3), as it relates to the NTA's funding requirements for the Agency and proper use of such funds, including a consideration of the associated Memorandum of Senior Deputy Attorney General Louis V. Csoka.

***Chairman Vaughn Hartung commented:***

*Just by way of background, Mr. Pasternak and Commissioners, I'm going to open this up and then I'll let Ms. Kunnel discuss this. We have a specific fines fund, and we refer to it as 3923, that's our account number 3923 that all of our fines go into. In 1999 there was an unpublished opinion by Frankie Sue del Papa's administration on the use of those fines, and in my opinion they singled out the word "enforcement," and they did not take it in the context of 706.711(3), which states "all*

*administrative fines imposed and collected by the Authority pursuant to subsection (2) are payable to the State Treasurer and must be credited to a separate account to be used by the Authority to enforce the provisions of this chapter." I argued initially that compliance and enforcement were indeed the same thing, and then in this argument, and I'm hoping I've read this, and I think I know what I've read, and our attorney has told me what I've read, in this argument I argued that enforcing the provisions of the chapter is the entire chapter. It's everything that we do from the time an application comes in until the time Compliance gets a hold of it until Enforcement. It's everything that occurs within the NTA. That's the basis of this, I wrote that argument and asked for another opinion from the Attorney General's office. Ms. Kunnel, take over please.*

***Deputy Attorney General Radhika Kunnel commented:***

*Chairman, the memo is in the public record, it's part of the folder and it speaks for itself, but just to summarize; you have provided an amazing summary, and we concur as I can interpret from my colleague's report, Senior DAG Mr. Csoka. And his interpretation aligns with yours as well, where we believe that the fund should be used to enforce Chapter 706, not limited to law enforcement per se, which is my understanding is in the past it may have been interpreted as such. However, upon further review and the law that has evolved over the past few years, we believe the current interpretation is more appropriate to be interpreted as enforcement of Chapter 706 rather than limiting it to for law enforcement wing of the NTA.*

***Chairman Vaughn Hartung commented:***

*I want to give great thanks to staff, Mr. Csoka reviewed this and Ms. Kunnel, I know you reviewed it, and Mr. Pasternak and I—I wrote the initial argument and then it was revised, and this was really a team effort. This was not done in just a vacuum. We really approached this from the NTA's perspective. I want to ensure everyone that this is not pell-mell spending of those funds; we're not having a pizza party. It'll have to go through a work program with the State. We will have to justify how we spend those funds. We will have to very likely come up with strategic plans. We will bring those back as we move forward. My direction primarily though—and I just want to make this very, very clear—we're in desperate need of technology, both hardware and software, so I'm going to come up with a plan and we'll share that in the very near future of how we plan to approach this and get the NTA into the 21st century.*

***Commissioner R. David Groover commented:***

*Chair, I would like to thank you for the hard work you put into this memo, your assessment of it. This has been misinterpreted for 25 years. Others have tried to crack this and have not been able to do it. I concur with the comments of the Deputy Attorney General, that it's pretty amazing the work you did on this, it's incredible, and thanks for doing it because the NTA needs to be able to use those funds.*

***Chairman Vaughn Hartung commented:***

*I see this, Ms. Kunnel, listed for possible action. What's the option that we can take today? What's in front of us? What are our possible votes that we can take, motions?*

***Deputy Attorney General Radhika Kunnel commented:***

*Chairman, as you've alluded to, maybe creating a workshop or working group to discuss the possibility of presenting it to the Finance division, the Governor's Finance Division or bringing it up to the higher levels where we would make it into an enforceable item. So, I imagine the first step would be actually the NTA staff coming together and figuring out what this money should be used to and what their urgency and need is.*

***Vote taken to give NTA staff direction to suggest possible expenditures of funds to effectively enforce Section 706:***
*Item 52*
*Motion made by Commissioner Hartung*
*Seconded by Commissioner Groover*
*Approved 3-0*

**53. Docket 25-04031** Discussion item regarding the possible rewording on Certificates of Public Convenience and Necessity (CPCN) and contract carrier permits, for clarification of the extension of geographic authority "on the one hand and the State of Nevada on the other".

***Chairman Vaughn Hartung commented:***

*Okay Commissioners, this is another one that I grabbed hold of. I do not understand "points and places on one hand." So, what I asked Ms. Babcock for is to potentially rewrite these—and Commissioners—you should have an item in front of you, and I gave a possible rewrite number 1: "Authority to provide either pick-up or drop-off transportation services to all locations within the following Nevada counties," in other words it would be geo-fenced. Then the second piece of this, I came up with: "Authority to provide either pick-up or drop-off transportation services only within specific counties in Nevada, and drop-off or pick-up allowed anywhere within Nevada. Point-to-point transportation outside the authorized counties is not permitted." So, Ms. Babcock, go ahead and lead us through this if you would.*

***Liz Babcock, Applications Manager commented:***

*Yes Chair, I have spent many conversations with applicants explaining what it means, "on the one hand, points and places within the State of Nevada on the other." Many people have been confused, and so now we have this new proposed wording which I think is clearer. We have the handouts out at the desk, I don't know how many people picked it up. I think it's clearer, but the question that I would ask is whether we're going to go back and re-word existing certificates or we're just going to do this moving forward if it passes.*

***Chairman Vaughn Hartung commented:***

*My intent with this, Ms. Babcock was not to go back and amend the existing certificates, I think that's fairly clear, but I think that we could potentially, if adopted, memorialize this in policy to say: these are the definitions of these two directives, and then moving forward with those on future Certificates of Public Convenience and Necessity, and anytime anyone comes in for any changes, these amendments would be applied to the updated certificates. That would be my thought on it. And by the way, Ms. Babcock and I talked about this, this was wording that we came up with. I'm open that there's a more simplistic and a summarized way to say this. I'm open to any suggestions, so I'll leave it at that.*

***Deputy Attorney General Radhika Kunnel commented:***

*Chairman, just a flag. This Agenda item is noticed as a discussion item, so at this point the only possible action could be choosing a format, or choosing at the end of the discussion if the Commissioners have come to an agreement on a specific verbiage, you could probably choose that*

*but then come back into the General Session and my suggestion would be to bring it back to the next General Session or a following General Session to memorialize it into the NAC's or NRS's.*

***Commissioner R. David Groover commented:***

*I agree with both of the rewrites. I've had Ms. Babcock explain this—I don't know how many times—and when I leave her office, I forget and have to go back to her and ask her again and again. So, I really agree with these rewrites. I think we do something to adopt or amend, any of the prior certificates will adopt this language in lieu of what we're currently using.*

***Chairman Vaughn Hartung commented:***

*Ok, so Ms. Kunnel, what you're saying is we can't adopt this today, and tell me why, because I see it's for possible action regarding the re-wording on Certificates of Public Convenience and Necessity and contract and permit carriers. So, tell me why do we have to bring this back?*

***Deputy Attorney General Radhika Kunnel commented:***

*The Agenda notices that there would be a discussion regarding possible rewording on the certificates, so it does not say "this will be the wording used on certificates."*

***Attorney Brent Carson commented:***

*I think I've spoke to this a couple of times. I've been doing this for a couple of years, 20 plus years up here, and it's always been my understanding, is that you cannot tell somebody where they can be dropped off at. So, a lot of Black Car rides are as directed, meaning they go out, they go to parties, they hang out, they go to different clubs, everything. So, the car kind of follows what this person is, and let's just say I have somebody that—a license—that says Clark County only and this person says, hey, I want to go to Pahrump, do I drop them off at the border? You can't do that. It's the customer that controls the ride of where you're going. To say that you have to do pick-up and drop-offs in only the counties that you have is impossible, let alone more confusing to anybody. I've always known is that if you've had certain counties, Clark County, Nye County, Lincoln County—those were all the three famous ones down here—but that if you're picked up in that particular county that was satisfied the condition on your CPCN. I've represented Mr. Waxler here for 20 years too, or 15 years, and he doesn't care because we ended up getting him statewide authority, but he started out, you know, with his one vehicle and up to 16, up to 54, up to an unlimited, with only Clark and Nye County, and it was always our understanding—and he's here to speak to it better than I can because he's out there on the road every day.*

***Allen Waxler, AWG Ambassador, commented:***

*Well, that's not true.*

***Attorney Brent Carson commented:***

*Yeah, it's true. But anyway, I don't know if this wording is what's needed unless there's like an opt-in for people because this is a change of authority on somebody's certificate, so I think, like Ms. Kunnel says, I think this is a discussion that we need to have. It's confusing, let alone is it a permanent fixture? So, with that, I'm going to wait till the next time it's discussed, but I do think it might need some clarification. I just don't know if this is the way it is under interpretation, number 1 and interpretation number 2 because I don't think you can limit a carrier on their ability to where they have to—somebody tells them where they need to be dropped off at because plans change. Thank you.*

***Allen Waxler, AWG Ambassador, commented:***

*You know, I don't have a problem with the pickup area. I have a problem with the drop-off area, it doesn't make any sense. Somebody has authority here in Clark County and the client wants to go drop-off at the airport in LA. He's not allowed to pick-up in LA. He's not allowed to pick-up anywhere. To me, the interpretation is about where you can operate from, not to. So, it really doesn't make any sense. As long as you're following the rules of where you can pick-up, you're good. But whether it's out of state or interstate, or somebody wants a ride up to Reno, they have no other way—I mean, it doesn't affect me. But just in terms of clarity, I think you need to revisit the drop-off location, not the pick-up. The pick-up is the pick-up. If you're authorized in Clark County, you pick-up anywhere in Clark County. I don't even see why there's a discussion on this, honestly. Thank you.*

***Chairman Vaughn Hartung commented:***

*Well, I appreciate that you don't realize why there's a discussion on this, but it's been confusing to me, Mr. Waxler, and that's why we're having a discussion on it Sir. So, the example that you gave, Mr. Waxler, was an interstate trip. And so, if you picked up someone in Las Vegas and took them to Los Angeles, it would assume that you have a DOT number. And so, that is outside the authority of the Nevada Transportation Authority. That said, I've asked for this because I believe that this is unclear. I, like Commissioner Groover, have asked Ms. Babcock on numerous occasions, 'what does this actually mean,' as we're looking at certain types of carriers that have a geo-fence, that they're only allowed to operate within certain counties, and they have operated outside those counties. That's where this comes into play and what we're trying to do—and perhaps this is just the first take on it, Sir—but what we're trying to do is to come up with clearer, more concise language that doesn't need as much explanation, that is self-explanatory.*

***Allen Waxler, AWG Ambassador, commented:***

*I'm simply saying you cannot put a passenger in a car and drop him off at the county line and say, now you got to find your way to get to where you—that's not in the best interest of the traveling public, in my opinion. I'm simply giving it to you from an operator's standpoint; the rule is you could pick-up in the county that you're authorized to do so. But how do you tell a customer once they're in your car or made the reservation? I mean, it could be a pick-up at a hotel that didn't make a—if they called the company and they said, "I'm going here," I mean, obviously you would say I don't have authorization to travel up there or to pick-up up there. I just think—I understand what you're trying to do—I just think that, you know, I'm just giving another point of view, that's all.*

***Donielle Fawcett, Personal Sedan Services, LLC, commented:***

*Our certificate doesn't have the entire State, but it was always our understanding, is if we picked up within—we picked up at the Venetian, we would be able to take a guest to Area 15 if they're doing some sightseeing and bring them back even though it's not within the county. And sometimes we do a lot of as directed, where sometimes we don't know if we're taking somebody to Hoover Dam, if we're taking somebody to Mesquite that's doing sightseeing. Of course, if we do leave the State lines and everything else, that's very different. But, you know, even for people that are traveling into from California, from LAX to Vegas without a DOT or coming into the State, I just think it's another realm for illegal operators that give them a heads up, you know, an easier playing field than what it does for us certified carriers that don't have a full State authority. We take people to Pahrump all the time. We drop them off from the airport to Pahrump and then that also causes an issue for people that live in Pahrump—that can't get transportation safely to their location from the airport—or other locations that we do that are small towns in Mesquite that doesn't have a full-Service*

*Transportation Department or company that's out there. I think it just opens up the doors for more illegal operators to handle transportation.*

***Chairman Vaughn Hartung commented:***

*Ms. Babcock, talk to me, let's just have—and I don't want to belabor this because we'll certainly bring this back, at least that'll be my hope that we bring it back, or the Commissioners can decide that it's dead and we don't discuss it ever again. Points and places within blank county and blank county, Nevada. So, is it a correct assumption that if I have authority, let's say only in Clark County, that I can pick-up the customer in Clark County and I can take him to Elko? My pick-up location that I have the authority in would be Clark, let's say, so can I take that customer to Elko under the authority of wording number 1—"points and places within this county and that county, Nevada?"*

***Liz Babcock, Applications Manager commented:***

*That is not my understanding, no.*

***Chairman Vaughn Hartung commented:***

*I see, so we have a fundamental misunderstanding, even in the industry, of what that says. So, I think that this is a very, very good conversation and I'm glad we're having this conversation. So, I'm just going to leave it at that. So, Commissioners, because I know we've got a lot to cover today and this has to come back to us, so I'm going to leave this on the table. Let's take a vote. This is just a discussion today. Let's take a vote to whether we bring it back or not, and then maybe staff can give us some direction as to whether we're having just a discussion or make it a deeper action item. Miss Kunnel, is that permissible?*

***Deputy Attorney General Radhika Kunnel commented:***

*It sounds like—I heard two separate motions. I heard potentially two separate motions. I was under the impression that you were talking to Commissioner Groover, but with one particular motion. Is that your question, Chairman?*

***Chairman Vaughn Hartung commented:***

*So, my motion is to bring this back—that I've introduced some wording. We'll bring it back, not just as a discussion item, because apparently, we can't vote on this today to reword this. We need to bring it back and what I'm asking for is what type of motion do you need so that you're comfortable, when we bring it back, that we have the ability to make the changes? Because I think that this needs to be clarified, I mean it's obvious we've exposed an issue of clarification of what's really allowed, and we might have people who have been violating the tenets and the authority of their CPCN's.*

***Deputy Attorney General Radhika Kunnel commented:***

*Chairman, from the discussion, it appears that a workshop or something of that sort is warranted because it appears that the industry may have thoughts as well. But that being said, it's up to the Commissioners, if the Commissioners have an appetite and have a specific verbiage in mind, to bring it back at the next Agenda, or just table this discussion item to continue at the next Agenda, that's an option too.*

***Chairman Vaughn Hartung commented:***

*So, if we table it though, it doesn't change any of the tenets of the way that this item is written, because it will come back written exactly the same. Am I correct in that?*

***Deputy Attorney General Radhika Kunnel commented:***

*That is correct Chairman. I'm a little unclear on the Chairman's intention. I guess the options we have right now—just to clarify to see if I understood your question—if the question is do we want to table this, we would transport the exact copy paste essentially, the same language onto the next Agenda and the tenets would be similar. If the Chairman and the Commissioners are inclined to agree upon a specific language, which would then become enforceable, we could bring that specific language at the end of the discussion to the next Agenda item and then present it as a language to be used in the future on the future certificates. Essentially, to summarize, to meet the clear and complete requirement under NRS 241, I believe the verbiage has to provide a complete notice to the public.*

***Commissioner R. David Groover commented:***

*Chair, I'd just like some clarity on it. To me, it appears that if they're authorized in Clark County, they should be able to drop off anywhere. Is that what we're saying in this? Within the State?*

***Liz Babcock, Applications Manager commented:***

*Is that what we're saying in the prepared wording? No. We're saying—I understand what they're saying with the limousine authority, but that would not allow it. The wording of "this county and that county" would be exact in the counties. So, they're saying, like, if they get a call, they know where they're going so that they can put here. But if they get a walk-up, per se, and he wants to go to Nye County and they only have Clark County, they would not be able to take it is what I'm understanding from what they're saying. But if they don't have a definite destination, how would they know that? So, my opinion is that argument was for walk-up service, so I don't know if tabling it allows you to discuss that further or—I'm not sure how it would progress.*

***Commissioner R. David Groover commented:***

*I think currently they have the authority in Clark County and if they only have Clark County authorized, they can drop-off in Nye County or Lincoln County, or another county, correct?*

***Liz Babcock, Applications Manager commented:***

*That's apparently how the industry takes it, yes.*

***Chairman Vaughn Hartung commented:***

*That's how the industry takes it, but is that the intent, though? That's the question.*

***Commissioner R. David Groover commented:***

*However, they can't go up to Reno and start doing business and then bring them back here.*

***Chairman Vaughn Hartung commented:***

*Under wording number 1, my impression was—and having talked to staff prior to this, and this is this is exactly why I've asked for this—under wording 1, points and places within X County and Y County, Nevada—or points and places within County and County, Nevada on one hand and points and places within the State of Nevada on the other. So, the first wording is geo-fenced. It is pick-up and/or drop-off in a specific number of counties. It does not give statewide authority. That's wording number 1, and I think that that's the way it currently exists. At least that's my impression. Now, maybe I'm wrong and that's why I want a deeper discussion on this. But wording number 2, points and places within certain county and certain county in Nevada on one hand and points and places within the State of Nevada on the other, that's more of a statewide authority. So that's why I've asked for this because, honestly the way the language is right now for me—and maybe this is just me—it's clear as mud. Yeah.*

***Liz Babcock, Applications Manager commented:***

*Chairman, it appears to me that the limousine authority believes they have the rewrite for number 2.*

***Chairman Vaughn Hartung commented:***

*Well, that still has to come back to us, I believe. Correct?*

***Liz Babcock, Applications Manager commented:***

*Correct. But I believe that's the assumption right now, that limousines, they believe they have revised wording interpretation 2 currently. And that's where the issue is.*

***Chairman Vaughn Hartung commented:***

*Right. Again, Commissioners, I think we probably do need a workshop to sort this whole thing out, which again is why I—I mean, look, I'm not trying to pick fights with the industry. That's not it at all. I'm just trying to gain clarity because a lot of this stuff, there's so much ambiguity—and then when Compliance or Enforcement starts doing audits and they find that they're working outside of what they assumed it was, but then the carriers are saying "no, no, no, that's not what this is at all." So, I mean obviously we need to have a deeper dive on this, so that this becomes clear in my opinion.*

***Vote taken to send Item 53 for a workshop for further discussion and a rewrite:***
*Item 53*
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

**54. Docket 25-04032** Discussion and consideration of moving the Authority's General Session Agenda Meeting from a monthly Meeting to a Meeting that is held every five to six weeks instead; and considering new Meeting dates associated with such amended Meeting schedule for the remainder of the calendar year.

***Chairman Vaughn Hartung commented:***

*I know that we're short staffed. I know this has all been left up to Ms. Babcock and I have no issue with changing the, you know, the schedules—but what I'd like to do is potentially talk to you or bring up perhaps a bifurcated type of a schedule where we're hearing citations more frequently as a group, where there's nothing more than all the citations on the Agenda, which would not include our application staff and others. It would just be citations so that we can get those moved through the system and adjudicate those with the full Authority more quickly.*

***Deputy Commissioner David Pasternak commented:***

*What I would like to state is that pursuant to the Nevada Board and Commission's manual requires a Boards or a Commissions to announce a date, time and place of a Meeting well in advance. Staff is requesting we revert back to holding the Authority's General Session Agenda Meetings every five to six weeks instead of the current monthly schedule. This will be to accommodate the increased workload. The suggested dates that I do have, Commissioner Hartung, would be June 12th, which is a Thursday. That is our normal Meeting date, that's five weeks. July 18th; unfortunately, that's a Friday. That would be five weeks. That's the only date that this Nevada Room is available. August 28th, which is a Thursday. That would be six weeks. October 2nd, which is a Thursday, which would be 5 weeks. November 6th, which is a Thursday—which is our normal booking date—five weeks. And December 11th, which is our normal booking date of five weeks.*

***Chairman Vaughn Hartung commented:***

*I understand Staff's desire but again, what I'm suggesting is, that maybe we look at a bifurcated situation where we can get citations adjudicated more quickly. I don't know what that will take, but this whole process of taking weeks and weeks, and in fact—nay, months—to get citations adjudicated is, you know, that's just, in my opinion—I'm just going to use the word unacceptable. We need to get those through the full Commission and those Meetings, by the way, the citation hearings that with the full Commission would probably take 20 minutes. You know, that's how fast it would go. I mean we would cut out a whole bunch of things. We'd obviously have public comment. We'd have approval of the Agenda. We could have approval of the minutes from the citations because we're not going to approve the full minutes from each, we would bifurcate that and then, you know, do the citation. So, what I'd like to look at, I mean, I'm happy to—for my single vote—agree with what you're suggesting. I don't have a problem with that, but what I'd like to do is have a discussion on having more frequent citation Meetings. That would be, you know—just again, it won't take us very long and it does not take Applications and other departments to get through those things.*

***Liz Babcock, Applications Manager commented:***

*Would we have to have all of the staff there like?*

***Chairman Vaughn Hartung commented:***

*No, no. No, we would not. So, Liz and her whole team would not have to be there because these are citations. Ms. Babcock's staff has nothing to do with citations. That's all Compliance and Enforcement, and mostly it's Enforcement. So, that's my only suggestion.*

***Commissioner R. David Groover commented:***

*I'd like to make one comment. The amount of citations currently coming in are not what they used to be, they're much lower. That's number one, but number two, I believe the issue falls more on the fact that the written orders are not timely. They're taking more than 90 days to get prepared. It's been that way since I've been here, and at one point I even offered to write my own words. I wrote about 15 of them. Cleared up a lot, but that was, I believe, rejected by Staff at the time. They didn't want me doing their job, but I was just trying to get the orders out timely. I'm willing to prepare most of my orders. And we can get that part of it caught up to where it won't take that long, to where we have these Agendas up to date—and one of the big problems we're facing some of these citation orders take 90 to 120 days to come out. Take Mr. Toh, for example, you know, he was committing violation after violation after violation and we didn't have any orders we could go with for priors,*

*because the orders had not been signed—prepared nor signed. So, it is an issue with the orders more than anything else.*

***Chairman Vaughn Hartung commented:***

*So, and Commissioner, I appreciate that. That's a salient point and you make a cogent argument. I guess maybe what we do is figure out how to deal with that, but to your point, and this is—you know, the industry comes up month after month and saying, you know, we've got these guys out here infracting over and over again. But there's nothing we can do because we don't have priors, because they haven't been adjudicated, and in fact I've seen this in some of my hearings where there were priors, but they had not been adjudicated by the full Authority. That's the only reason, Commissioner, I'm making this suggestion that—and it's not a steadfast time that we say, 'every other week we're doing this.' It's just, I think it's a fairly simple scenario, we can have this conversation. Staff can have this conversation offline of figuring out how we can potentially—as they come in and sort of the bucket fills up, we just schedule, I mean within the Open Meeting law. We schedule a hearing for citations and get that adjudicated as quickly as possible. And it also could reduce the time that we have to spend—although we don't spend a great deal of time during the regular session hearings—but it gives us a little more time to deal with items of greater importance. So that's again, that's my only suggestion. And I don't know whether we have to memorialize that, or we can just give direction to staff.*

***Deputy Attorney General Radhika Kunnel commented:***

*Chairman, is that question proposed for me? As far as the Open Meeting law concern, notice requirement is concerned, both of those motions be appropriate. One motion could be giving direction to the Staff, or another motion could be actually accepting the verbiage as listed in the Agenda item. It's as far as the specific substantive aspects of a cure. Those are beyond the scope of my role here. That would be a more appropriate question for the Administrative Attorney, who is not here today.*

***Attorney Brent Carson commented:***

*This is more just a general, I don't want to tell you guys how to run your ship or anything. I just felt bad for Liz and Garrett because I got speed-dial with them. I know that, you know, when things pop up—tariffs, citations—they always seem to take precedence, and that's just the way it is. I just was asking and asking Liz, you know, what can I do? What can you do? But the thing is you guys are just shorthanded. So, if kicking it back—the Agenda—every few weeks helps them with their timing and getting to, not the immediate stuff—the citations, the tariffs—but getting to the applications that are on file, the financials, stuff like that, I'm all for helping them. But to Commissioner Groover's point, some of the applicants—I mean, I know not on citations, but on applicants—we can help you with prepare orders, you know, compliance orders and stuff like that. We've all been through it, but if you just need the help, just ask us. Like I said, this is your guys' show, but anything I can do, anything my clients can do, we just want to help. Like I said, I just felt sorry for calling Liz and Garrett 24/7. So that was all, that's all, my only comment.*

***Chairman Vaughn Hartung commented:***

*Thank you so much, and we appreciate that. This whole idea is to try to give staff, you know, a little more breathing room and I don't disagree with that, but I also—again there's certain items that I think are more pressing and that's why I brought up the possible solution of citations—and maybe what we can do, Commissioners, is have a conversation with staff offline, when we have our Administrative Attorney, and come up with, you know, something that's more viable for things that are—and I'll call them more pedestrian things that don't require all staff and especially Ms.*

*Babcock and the Applications team, because I mean there's no need. If we only had citations on the Agenda, Ms. Babcock would not be preparing that Agenda. It would just be something simple that our admin attorney would be preparing. So, looking for a motion. What do we want to do?*

***Vote taken to hold General Session every 5-6 weeks based on Deputy Commissioner Pasternak's suggested dates with further discussion on segmenting citations into their own Meetings:***
*Item 54*
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

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

**55. Docket 24-11012** The Application of Cheap 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. (VH)

***Liz Babcock, Applications Manager, commented:***

*This carrier has met the requirements and staff supports their application.*

***Vote taken to approve:***
*Item 55*
*Motion made by Commissioner Gibbons*
*Seconded by Commissioner Groover*
*Approved 3-0*

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

***Liz Babcock, Applications Manager, commented:***

*Both carriers have met the requirements. Item 57 was approved by the Surface Transportation Board, and we take note of that approval, and staff supports both applicants.*

**56. Docket 25-01003** The Application of Ben G, LLC d/b/a Ben G for a Certificate of Public Convenience and Necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (DG)

**57. Docket 25-01008** The Application of Industrial Bus Lines, Inc. d/b/a All Aboard America for a Certificate of Public Convenience and Necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (DG)

***Vote taken to approve:***
*Items 56 through 57 were considered collectively.*
*Motion made by Commissioner Gibbons*
*Seconded by Commissioner Hartung*
*Approved 3-0*

## FINANCIAL RATES AND TARIFFS

**58. Docket 24-06001** The Application of Stephen B. Perry d/b/a Salt Flats Towing for approval of a tariff rate modification for services conducted under CPCN 7312. Staff investigation concluded.

***Removed prior to consideration***

**59. Docket 24-12028** The Application of Anthony's Towing, LLC for approval of a tariff rate modification for services conducted under CPCN 7239. Staff investigation concluded.

***Liz Babcock, Application Manager, commented:***

*This is the application of Anthony's Towing. They were certificated for non-consent tow in 2017, this is their first tariff modification. So, when you look at the charts that are backup materials for the order, you will see before and after amounts; you will see some for almost 200% increases. So, I just wanted to point out that they are within the range of rates currently charged by the industry and that this carrier, this is their first increase since 2007.*

***Chairman Vaughn Hartung commented:***

*Thank you, Ms. Babcock. You know, as I read that, it did seem alarming. But that's a great explanation of that.*

**60. Docket 25-03007** The Application of Move 4 Less, LLC d/b/a Move 4 Less, MoveU4Less.com, Select Flat Rate Moving for approval of a tariff rate modification for services conducted under CPCN 3344, Sub 7. Staff investigation concluded.

**61. Docket 25-04010** The Application of Jackie Movers, LLC d/b/a Jackie Movers for approval of a tariff rate modification for services conducted under CPCN 3377. Staff investigation concluded.

**62. Docket 25-04011** The Application of All Star Towing, LLC d/b/a All Star Towing, Superior Towing for approval of a tariff rate modification for services conducted under CPCN 7317, Sub 1. Staff investigation concluded.

**63. Docket 25-04012** The Application of XYZ Towing, Inc. d/b/a Titan Towing for approval of a tariff rate modification for services conducted under CPCN 7257, Sub 2. Staff investigation concluded.

**64. Docket 25-04013** The Application of Mai Niv Enterprises, Inc. d/b/a ABC Towing, South West Auto Towing, Tow Guys, Kings Towing for approval of a tariff rate modification for services conducted under CPCN 742, Sub 3. Staff investigation concluded.

***Vote taken to approve:***
*Items 59 through 64 were considered collectively.*
*Motion made by Commissioner Gibbons*
*Seconded by Commissioner Groover*
*Approved 3-0*

## APPLICATIONS FOR AUTONOMOUS VEHICLE NETWORK COMPANY PERMITS

**65. Docket 24-12019** The Application of Zoox, Inc. for final approval of an Autonomous Vehicle Network Company ("AVNC") Permit within a specified domain of Clark County, Nevada. Staff investigation concluded. (VH)

***Liz Babcock, Applications Manager, commented:***

*Zoox has already received a temporary Interim Authority to do free rides, which they began doing in April 21st. They are the first, the very first Autonomous Network Company, and so we're happy to see this happen. The future is now. They will only operate in their specified domain and that is within Clark County, an area of Clark County. They are filed for not more than 100 vehicles, autonomous vehicles. They currently have, as I said, they're operating on this Interim that we gave them, which was for the limited number of vehicles they had at the time and also for free rides only. And the reason it was granted for the free rides only is that their actual App that works with the passenger is not fully developed at this time. They are of course working on it, and once they get it working, we will need to look at that. And that is something that remains to be done; also, at that time they will begin charging the rates and before they begin charging for any rates, they are to provide us with those rates.*

***Chairman Vaughn Hartung commented:***

*Ok. So, I just want some clarification here and I have been the Hearing Officer on this so I'm very familiar with this and I'll start with this; I granted them Interim Authority on April the 1st. Those were for the concierge rides that were assisted by human beings—not in the vehicles—but they were free rides. They did not begin that service until April the 21st. So, Commissioners, what's in front of us today—and I want to just make sure—they're asking for authority, but I believe, Commissioners, what we're going to need to do is condition this approval because they don't have a working app, and they don't have their rates in front of us. They don't have a true tariff, it's just their rates. So, I have no issue with them moving forward, but I do believe we need to condition this. And it would be our review of their app when it's up and running and then of course I want staff to be able to review their rates.*

***Commissioner R. David Groover commented:***

*So, Chair, are you indicating that those will be compliance items?*

***Chairman Vaughn Hartung commented:***

*They would be application compliance items. The application, I believe the application is still with Ms. Babcock. So, who would be doing that, Ms. Babcock? Would it be Compliance, Enforcement or would it—who would do that? I guess it would be compliance items, wouldn't it?*

***Liz Babcock, Applications Manager, commented:***

*Yes, Sir. How that works is they would get the—you would now grant the authority, you know, grant the application and then they would get the order, which would indicate those compliance items.*

***Chairman Vaughn Hartung commented:***

*So, we're granting the application. That's what's in front of us today.*

***Liz Babcock, Applications Manager, commented:***

*Yes, ideally, they probably wouldn't have any other compliance items—or very limited at any rate—because when they went into operations for the interim, they provided most of that other compliance item. So, it would be limited to when their system is up and running.*

***Ron Thaniel, Zoox, Inc., commented:***

*Thank you so very much. Thank you, Chair Hartung, Commissioners Groover and Gibbons. Before we get into answering any questions you may have, we would like to thank you and the entire NTA staff, with particular thanks to Ms. Babcock and her team for their collaboration, responsiveness, and assistance as we have worked through the application process over the last year. Thank you so very much. Nevada is an incredible State, it really is. It is an incredible market for our operations. This State embraces innovation, new technology, world class experiences, hospitality, and a demand for autonomous ride hail. We are thrilled at the prospect of making history with this Agency in this State, by becoming the first to receive the AVNC permit and begin commercial passenger service, a fully autonomous robo-taxi in Nevada. Thank you so very much for your support again, at the staff level. It's been vital to us getting to this point. We are willing to answer any questions you may have.*

***Chairman Vaughn Hartung commented:***

*So, gentlemen, tell me this. When do you anticipate, should this be granted today, when do you anticipate—because right now you have Interim Authority. When do you anticipate that the app will be up and running? And look, I understand completely, I mean, I've dealt with software issues, and we continue to deal with software issues. Software is consistently updated and so we realize that there will be ongoing updates. I don't think I have a piece of software on my computers that has not been updated over the years to new versions. And former life, you know, I was a professional photographer. I did imaging and I started with Photoshop number 3. I don't even know what version it's up to now, I think they left versions in the in the rear-view mirror, but it's, you know, probably 15 or 20 versions at least. So, we anticipate, and we understand—at least I do understand—that there will be updates, but when do you think you will have some type of—I know you probably have a prototype already. We'll call it a beta version, but when do you think that you'll have something that you can submit to the NTA?*

***Chris Nalevanko, Zoox, Inc., commented:***

*Thank you for the question. If I'm understanding it correctly, it's just asking a little bit more detail about when we'll have that app. We fully expect to have that this year, and frankly, hopefully within a handful of months. If the question is a beta version, we obviously, as you said Commissioner, we work on that. We do updates to that. That's something we already have and work on. So, that's in the works right now, we have a beta version of that that we work on, but the full one that will be rolled out will be commensurate when we decide to charge customers—again this year—and that's the answer on my question.*

***Chairman Vaughn Hartung commented:***

*Yeah, and I recognize that you have a working version of the app internally and I'm not asking about that. That's not where I'm going with this. What I want to know is, would—and you've answered it quite efficiently—we think that we'll see something within this year that staff can review, and we can make sure is operational.*

***Chris Nalevanko, Zoox, Inc., commented:***

*That's correct.*

***Chairman Vaughn Hartung commented:***

*Okay, good. And then how about the rates, when do you think that we'll see those rates?*

***Chris Nalevanko, Zoox, Inc., commented:***

*I believe at those same times.*

***Chairman Vaughn Hartung commented:***

*All right. So now I'm going to ask the obvious question; you have Interim Authority right now. Why do you need this approval now?*

***Chris Nalevanko, Zoox, Inc., commented:***

*Yeah, it's obviously very important for our company to get the surety about operations. We're spending a lot of money in Las Vegas, we have hundreds of employees at locations here. We're spending millions of dollars in Las Vegas to get this up and running. The surety of being able to deploy this and offer it—which we think is a much safer option for citizens of Las Vegas—is something that's critical for us. And with this we're able to get that surety to know that we can continue to invest and make Las Vegas a preeminent place for this great technology which will save lives.*

***Donielle Fawcett, Person Sedan, commented:***

*I just had a question, and I didn't know this was on the Agenda, so I apologize for not being well prepared. But my question is, as operators, we're required when we purchased a new license, we were required to have our rates sent over to Liz prior our charter orders. All of our documentation was required prior to our final approval. So, I guess my question is if there—and I don't know a lot about this, so I apologize again—but one thing that stuck out to me is why their rates aren't available before their final approval, but ours as certified carriers are required to be submitted to Liz and the Commissioners. Our charter compliance, our inspections, everything has to be up and running with approval by the NTA before we got our final approval—which is a very tedious task, and it takes a long time. It took us two years to go through our final sale and transfer. But, you know, the investigative team, they're very detailed in their charter orders, their inspections, all their financials and everything else. I'm sure their financials are fine, that's not the question, but just rate and everything that we had to provide. So that would be my only question—or statement.*

***Chairman Vaughn Hartung commented:***

*Thank you. So, I'm going to take a stab at this because I'm the one who has talked about this. What I believe is before us today, Commissioners, is a couple of things; we can deny the application outright, we can table the application, we can approve the application, or we can approve it with conditions. And what I'm going to suggest is that we approve it with conditions and those conditions would be predicated on staff's review of the rates when they start carrying passengers for a fee—because right now it's just a concierge service and it's completely free. There is no fee being charged. And at that same time, that they have a working app that staff, that Compliance can review and evaluate. And if that does not meet staff's standards, they would not be able to go into business because it would not meet one of those conditions. Ms. Babcock, is that your understanding also?*

***Liz Babcock, Applications Manager, commented:***

*Yes, Sir, but there's a difference between compliance items and conditions on a license. So, you could go either way. If you have them as compliance, as I explained, they don't get their certificate, their license permit. The AVNC permit would not be issued until those compliance items are met, which means we would have reviewed them and had the rates, and everything was fine. The other one would be to condition their license in some way and that would have to be worked out to make sure it's legally correct, you know, for the wording. And that would be something—I'm not sure how exactly that could work—but it could be the license is issued where they get their permit, but then there are conditions that they cannot charge for the rates until those things are done.*

***Chairman Vaughn Hartung commented:***

*Okay. And what I'm leaning towards is the compliance issue, where all those compliance items have to be met. And in a prior life, there were many occasions where we took a vote as a Commission on items where there were compliance issues that had to be met, regulatory issues that had to be met, they had to do certain things, gain capacities, and et cetera before they were issued a Certificate of Operation, a final on it. So that's how I'm kind of looking at this. Commissioners?*

***Commissioner R. David Groover commented:***

*That's kind of how I'm looking at it, that the tariff would be a compliance item before the final license is granted. I mean, we can vote for approval today. It's sent to Compliance for certain items to be met, and then all safety standards have been met. And that's something that Compliance does for every carrier. So, it's kind of a standard thing, they're not going to get out of Compliance unless those things are done. And that's for everybody.*

***Chairman Vaughn Hartung commented:***

*And I want to make it very clear that I don't want to treat Zoox or any autonomous company any differently than any other carrier that comes before us. I mean, I think that we would potentially do the same things for other carriers. The difference is that other carriers don't require an app to go into service, so this has got a slightly different twist—other than potentially TNC carriers that may come before us—and Commissioners, I think we're going to probably have a new TNC company because I know that one TNC has been filed. We'll have to wait and see when the app is actually physically up and running, so I'm in agreement with you, Commissioner Groover, that this becomes a compliance issue and that as long as they have satisfied everything for Compliance, that that they would get the final permit. Commissioner?*

***Commissioner R. David Groover commented:***

*Ms. Babcock, are there any other items that need to go to the Compliance on this? We have the tariff; we have the safety standards—which Chief Main always checks with any carrier—and then we have the app that has to be finally approved. So, would the app actually come back to you?*

***Liz Babcock, Applications Manager, commented:***

*Yes. Commissioner, the only other thing is if they—because right now on their temporary they have, I believe 15 vehicles—if they wanted to add more vehicles to their fleet when they go live then they would, of course, have to give us the information on those vehicles.*

***Chairman Vaughn Hartung commented:***

*Those are standard application items though, are they not, Ms. Babcock—for any carrier? If I've got, you know, 20 vehicles that I ask the NTA to put into service and then I come back and want to add vehicles and put another 10 in—I mean that's a common request, is it not?*

***Liz Babcock, Applications Manager, commented:***

*Yes, it's a common request. This is a little difference in that they are an autonomous vehicle network for not more than 100 vehicles. They had 15 in operation at the time they asked for the Interim, which is what they received. So, they would not be able to add additional vehicles—not more than 100—without the actual permit being issued.*

***Commissioner Dawn Gibbons commented:***

*Of approval, not more than 100 vehicles. Or continue to offer the free rides, and then you're looking at another year after that. Is that correct, Ms. Babcock?*

***Liz Babcock, Applications Manager, commented:***

*They're authorized for the first 12 months, yes, for the not more than 100 vehicles. Their Interim Authority is for 15 vehicles and that's what they would have under the Interim Certificate Permit—so, they would not get the final permit on this approval, if they get the approval today, they wouldn't get the final approval permit until the compliance items are met, which is the app running and giving us their rates—at which point then they could add additional vehicles up to their 100 vehicles.*

***Chairman Vaughn Hartung commented:***

*Is there any clock on the Interim Authority, Ms. Babcock?*

***Liz Babcock, Applications Manager, commented:***

*It does say—yeah, it's a temporary approval while we've worked through the rest of their application or unless the Authority orders otherwise for some other reason.*

***Commissioner R. David Groover commented:***

*Just one point of clarification, Commissioner Gibbons mentioned free rides for the timeframe. I believe the free rides, or the concierge rides are currently doing are only taking place while waiting for the full app development. Is that correct?*

***Liz Babcock, Applications Manager, commented:***

*Correct, yes.*

***Chris Nalevenko, Zoox Inc., commented:***

*Just to clarify a couple of things. I think largely what was said was correct, but just to make sure we're all on the same page, we actually do have a functional app. That app right now is being used by the Concierge. When I gave my answer before, I was talking about that customer facing app. As far as fares go, we would say we do have a fare—that fare is 0—and we would go through the normal process, like any other, to update when we have an update for that fare. And that's what we said, we will come back and update when we have that fare. Our proposal would be: this would be a*

*granting of this authority with the conditions that you mentioned—we have to come back, we have to show you the app, we have to show you what the fare schedule will be. Our concern is if we put it as a compliance item, our understanding from the code is that has to be done in 30 days, or there is a 30-day clock on that, which we probably would not be in a position to come and show you that in 30 days. So, we want to make sure that we can meet whatever that requirement is and we also—important for us—we would like to be able to talk about and show that with staff. They've been hugely collaborative. We think that's the right approach to be able to show you, if we do change fares, when we change fares and what that happens.*

***Ron Thaniel, Zoox Inc., commented:***

*I appreciate this conversation here. We have been working with the staff for a year on this application and we're operating under the Interim Authority right now. And we are seeking approval from the NTA for the AVNC permit. We need certainty. We are investing a lot of money in this State, creating a lot of jobs, and we need to know that there is a path forward. That path comes with their permit. And we will come back and sit down with the staff and answer the questions, as Chris just said. But at this point we do ask to move forward with receiving the permit for the AVNC. As a company, we need that certainty to be able to move forward with our operations, but we will answer every question that you have.*

***Paul Escobar, Zoox Inc., commented:***

*I'll just clarify, in our application we describe the concierge app and how that works, responsive to what the requirements are for this program. We've also made clear that we will transition to a rider-facing app that you can download on your phone as you would any other app, and that of course, as Chris and Ron have both said, we would come to the NTA and show that—and ensure that you all have the opportunity to review and ensure that it meets all the compliance requirements that you have before that actually goes live to customers. But we do have an app today that is being used to facilitate these rides by the concierges.*

***Chairman Vaughn Hartung commented:***

*So, Ms. Babcock, let me just jump in here because I'm not aware of there being a deadline of 30 days for compliance. If we approve today with these conditions, these compliance conditions, does the clock start? Is there a 30-day time frame that they have to have these conditions met, or is it that we just don't issue the final certificate until the conditions are met?*

***Liz Babcock, Applications Manager, commented:***

*I believe there is one that says that once that permit is issued, they have 30 days to start—and I'm not sure what number that is, if it's an NAC or an NRS. However, that 30 days wouldn't start ticking until they actually have the certificate, which means after they've completed the compliances, the permit gets issued, and then the 30 days would start.*

***Chairman Vaughn Hartung commented:***

*Right, right. Then that starts the clock, once they're issued their final permit. For lack of a better term, their Certificate of Operation.*

***Liz Babcock, Applications Manager, commented:***

*Right, the document with the gold seal.*

***Commissioner R. David Groover commented:***

*I don't see that the tariffs, putting those together, should be much of a hold up. They should have those drafted or some sort of rough draft.*

***Liz Babcock, Applications Manager, commented:***

*For the record, I just wanted to point out it's not a tariff, it's just their rate.*

***Chairman Vaughn Hartung commented:***

*And Ms. Babcock, let's make one point of clarity. Those rates can be updated at any time. Those can go up or down and all they have to do is inform us of those rates. Am I correct?*

***Liz Babcock, Applications Manager, commented:***

*That is correct. Prior to using them.*

***Commissioner R. David Groover commented:***

*I think the biggest issue is the customer user app that they're going to be using and the quicker they work on getting that expedited, the quicker that certificate is fully in hand.*

***Molly Zimney, Zoox Inc., commented:***

*I just wanted to clarify the 30-day period that we were referring to is under NRS 706B.130, which states that after an applicant has submitted their materials and it is deemed approved, that there's 30 days for the NTA to issue that permit. And so, we were understanding that to be the 30-day compliance period. So that's what we were referring to for that time.*

***Chairman Vaughn Hartung commented:***

*Thank you so much for that. But you wouldn't be issued final approval until the conditions were met, so that's what we're referring to and that's when that 30-day clock would start—until the compliance issues were met. So, once you get us the rates, the safety items where Compliance has done operational inspections, and the app has been reviewed—and then everybody says, 'yeah, this is good, we're moving forward'—then staff would issue that final certificate, that final permit. That's my understanding, staff and correct me if I'm wrong, that's when the clock starts the 30-day clock starts.*

***Liz Babcock, Applications Manager, commented:***

*That's my understanding as well.*

***Vote taken to approve with compliance items of presenting NTA staff with a fair rate schedule, a working customer-facing app, and passing operational inspections:***
*Item 65*
*Motion made by Commissioner Hartung*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

**REQUEST FOR TEMPORARY DISCONTINUANCE**

66. **Docket 25-03035** The temporary discontinuance from March 27, 2025, through September 27, 2025, of service provided by EDO Line, LLC d/b/a EDO Line under CPCN 2362, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval.

67. **Docket 25-04001** The temporary discontinuance from April 1, 2025, through October 1, 2025, of service provided by JJD3 Towing, LLC under CPCN 7536, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval.

***Removed prior to consideration***

68. **Docket 25-04021** The temporary discontinuance from April 11, 2025, through October 11, 2025, of service provided by Dragon Transportation, LLC d/b/a Dragon Transportation, Dragon under CPCN 2363, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval.

69. **Docket 25-04022** The temporary discontinuance from April 14, 2025, through October 14, 2025, of service provided by Personal Sedan Service, LLC d/b/a PSS under CPCN 2055, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval.

70. **Docket 25-04029** The temporary discontinuance from April 1, 2025, through June 1, 2025, of service provided by Taylor Towing, LLC under CPCN 7403, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval.

***Brent Carson, Attorney commented:***

*For the record, together with the owner of Personal Sedan, Ms. Fawcett, so I'm going to let her speak to this because I think this is—I've said it many times before that insurance is going to be an existential threat to the traveling public and the operators out here. She can explain firsthand how what's going through right now with insurance for, especially on the charter bus side. So, I'll let her go ahead because you've already heard it from me.*

***Donielle Fawcett, Person Sedan Service, LLC, commented:***

*So, we were up for our renewal on our insurance for our SUV's and buses. We had expected a 10% increase, which is what they sent 30 days' notice prior on our first 1.5. After our 1.5 million, we go to excess, which they're not required to disclose that amount. So, right when we were getting ready to sign our new insurance policy, our insurance went up 75% for the remaining 3.5. With that being said, this is why we've decided to freeze our bus license and sold our buses last minute. Pretty much it was the insurance company knew we had no other choice to do it. Our main 1.5 they're required to give us an expected increase amount in writing, but our excess, they weren't required to do it. A lot of carriers are going to face the same issues, now we're out there shopping for the other remaining 3.5, which we'll figure out. But considering we have no lost runs in five years, we have a clean record, was a little bit disheartening, but as we've talked about it the last year, insurance has become a major issue in the State of Nevada. I don't know what we can do to stop it. There's really only one carrier that we're all using, unless you're self-insured, which for us small businesses—we can't be, we're not funded to be self-insured. You know, the transportation industry nationwide has about 1,400 carriers, 90% of those carriers are under 10 vehicles. So, it's a big issue our smaller companies are going to start to see. You can see it through the Agenda items where you see people*

*pulling and freezing their bus licenses. There was a few that had insurance lapse, which that's not good in itself, but these are issues we are going to have within the industry. It's being seen nationwide, and we'll see it here in the State of Nevada more to come. And it is going to affect the smaller businesses that employ a lot of people here in the State.*

***Chairman Vaughn Hartung commented:***

*Well, these are for temporary discontinuances. I am sympathetic to the issues of insurance. Not dissimilar, my insurance carrier—it's now more than a year ago—gave me more than a 30% increase and I had no accidents on my vehicles, no tickets on my vehicles, and turned in no claims on my house and they claimed that they were suffering losses from the Paradise fire and so they were going to just raise my rates by 30% in order to, you know, to make up those losses. And as we all know, insurance is a bet. They're betting that my house won't burn to the ground, and I'm betting that it will. I don't know why these rates are out of control. I mean it's disconcerting because it is going to put a lot of people out of business, including themselves. You know, if they stop taking these types of companies, you know, when these companies go out of business and don't pick up insurance from somebody, they have no customers. So, I mean, I think it's a dual-edged sword and I think they're going to have to really take a look inward.*

***Vote taken to approve:***
*Items 66 through 70 were considered collectively excluding 67*
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

## REQUEST TO EXTEND TEMPORARY DISCONTINUANCE

**71. Docket 24-12010** The request to extend temporary discontinuance granted from March 31, 2025, through September 30, 2025, of services provided by VBNZ Limo, LLC, under CPCN 2225, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

***Vote taken to approve:***
*Item 71*
*Motion made by Commissioner Gibbons*
*Seconded by Commissioner Groover*
*Approved 3-0*

## EXPIRED TEMPORARY DISCONTINUANCE

**72. Docket 24-02022** The expired temporary discontinuance granted from February 15, 2024, through August 15, 2024, *and extended through February 15, 2025*, of services provided by Lion Transportation, LLC d/b/a Lion Trans, Lion Transportation, under CPCN 2297, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

**73. Docket 24-03039** The expired temporary discontinuance granted from March 19, 2024, through September 19, 2024, *and extended through March 19, 2025*, of services provided by 777 Towing, Inc. d/b/a 777 Towing, under CPCN 7327, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

**74. Docket 24-04001** The expired temporary discontinuance granted from April 1, 2024, through October 1, 2024, *and extended through April 1, 2025*, of services provided by MNM, LLC d/b/a FT,

Fabulous, Fabulous Transport, Fabulous Transportation, Fabulous Transportations, under CPCN 2224, Sub 1, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

***Liz Babcock, Applications Manager, commented:***

*This carrier has been on a temporary discontinuance since April of 2024, so that's over one year. The original reason stated was cost of insurance. The attorney, Brent Carson, is filing a motion. It was too late to accept that motion ahead of this Agenda. So, if I asked him to appear here to make his case and staff is not in support because the reason is still the cost of insurance. It's been out over a year. I know insurance is a problem and it's high, but it is a cost of doing business and staff just doesn't support that based on it being across the business.*

***Attorney Brent Carson on behalf of MNM, LLC, commented:***

*Now, I represent Fabulous here and as Ms. Babcock says, I think in late April I had prepared a motion before the Agenda came out, but it sat on my desk until about Friday, so it missed the filing for this stuff. But this one right here, I think we got to do is take a step back and look at the bigger picture—which we all know is the insurance issue. On a normal note. I would probably give this gentleman a little bit of deference, because he also owns and operates a limousine company here as well as this bus company—and he's out running, I would say, probably 20 to 22 limousines. And you just heard from Donielle with PSS that she had to do the exact same thing, was to stop her insurance on her bus side. We all know that charter bus is going to have a problem with insurance going forward, but I think a little bit of deference should be given to somebody that's actually still in the industry, is still working. You may not be doing the buses right now because of the pricing, but he's still in the limousine industry and if he's one telling me, hey, I can't afford insurance right now, I got to believe 0him. I don't know how it would hurt the NTA to just allow this to extend until either he gets insurance, or he doesn't. He's going to have to make a decision here. I can tell you that there will be another application by this applicant within the next few weeks for a different name of a bus company, but I would like to keep this one alive, just in the offset that he can get insurance. It's tough out there—for buses in particular, as you probably can see by your expired temporary discontinuance list. Don't know what's going to happen with that. On this guy I would ask for some deference just because I know he's in the business and he's, like I said, he's running 20 to 22 cars down here in Las Vegas. So, if he's telling me it's hurting, I got to believe it.*

***Chairman Vaughn Hartung commented:***

*Okay. So, you've asked for deference. If I counted correctly, I think it was either three, possibly four times. Define deference. What's does that mean, Mr. Carson? Give us a time frame. What are you asking for?*

***Attorney Brent Carson on behalf of MNM, LLC, commented:***

*I'd ask for another year right now on this one just because. OK. It's your guys' call; I'm just telling you what I hear from the people.*

***Chairman Vaughn Hartung commented:***

*Understood. I'm asking you, what would you define deference? So, Commissioners, I'm not willing to give another year. I think that they've had, you know, a year already, April '24 through April '25. I don't want to drive anybody out of business. I know that the market is very tenuous and tumultuous right now. I'm not sure that giving a year is going to fix that. What I would say is if we give a year, that's going to create a precedent—and every single person's going to come in and say, hey, look, I*

*can't find insurance and I want another year which is going to tie all this stuff up in Ms. Babcock's desk for another year. Ms. Babcock, what's your opinion on this?*

***Liz Babcock, Applications Manager, commented:***

*I would say he is active—limousine carrier—rather than just a bus license. So, I definitely wouldn't support a year or maybe even six months, but I'm not opposed to an extension.*

***Investigator Jason Brown commented:***

*I just want to make note that MNM LLC, CPCN 2224, I did cite back on July 24th, 2024, after witnessing them operating while on a temporary discontinuance. And they were operating without appropriate insurance. If that has any sway with the motion at this time.*

***Chairman Vaughn Hartung commented:***

*Well, it certainly gives me cause for pause.*

***Attorney Brent Carson on behalf of MNM, LLC, commented:***

*And the citations were already adjudicated.*

***Commissioner R. David Groover commented:***

*Chair Hartung, I just want to reference—I certainly don't want to get into the discussion on Item number 78 again—but this past week, I believe it was Item 78 that I had in front of me that was on a temporary discontinuance, expired, and they were cited for doing business. So, it's an issue when they don't have the money to pay insurance and they still have equipment that they have to pay for—that they're going to go out, some of them, and illegally operate. So, a year is a considerable amount of time to get it together. Either you're going to go back into business or you're not. I'm not opposed to a few months. Mr. Carson indicated that his client's going to open up a different bus company under a different name. I don't know if that's for insurance purposes, or what, but it sounds like this one is just going to fall to the wayside.*

***Vote taken to extend 90 days for a final continuance:***
*Items 74*
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

**75. Docket 24-04007** The expired temporary discontinuance granted from April 9, 2024, through October 9, 2024, *and extended through April 9, 2025*, of services provided by Golden Transportation, LLC d/b/a Golden Transportation, under CPCN 2236, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

**76. Docket 24-04012** The expired temporary discontinuance granted from April 11, 2024, through October 11, 2024, and extended through April 11, 2025, of services provided by Royalty Luxury Transportation, LLC, under CPCN 1125, Sub 2, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

77. **Docket 24-04027** The expired temporary discontinuance granted from April 24, 2024, through October 24, 2024, and extended through April 24, 2025, of services provided by Las Vegas Huddle Shuttle LLC d/b/a Las Vegas Huddle Shuttle, under CPCN 2326, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

78. **Docket 24-04033** The expired temporary discontinuance granted from April 26, 2024, through October 26, 2024, *and extended through April 26, 2025*, of services provided by Eagle Transportation, LLC d/b/a Eagle Transportation, under CPCN 2150, Sub 2, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

***Attorney Brent Carson commented:***

*I think there are some citation hearings that are going to be scheduled later that would perhaps be dispositive of 78. Or if you would like to just set the show cause hearing for the same day as the citation hearing, that might be the easiest way.*

***Chairman Vaughn Hartung commented:***

*Is that possible?*

***Deputy Attorney General Radhika Kunnel commented:***

*Yes, I believe so, if the Chairman is so inclined to set that—or the Commission—is inclined to set it at OSC, we can probably order an OSC and then I and am not aware of the pending citation hearings and I could speak to it. I'm sure the staff will be able to coordinate that.*

***Attorney Brent Carson commented:***

*Currently there's a revocation suspension citation for later part of May. And so, if we just put that with the show cause at the same time, I might be asking for a brief continuance on the May date. But there's no sense in not scheduling these at the same time.*

***Commissioner R. David Groover commented:***

*Ms. Kunnel, would that affect the noticing date on the OSC if we try to get it done that quickly? What is the noticing?*

***Deputy Attorney General Radhika Kunnel commented:***

*If the respondent waives their noticing requirement they could actually—but given the fact that I am not aware of the dates and I don't have all the relevant information in front of me, I'm sorry, I'm unable to give specific advice, but generally speaking, if the attorney waives and the respondent waives their notice requirements, we could probably work it. But given that, listening to Mr. Carson, it appears that he would be seeking a continuance anyways.*

***Attorney Brent Carson commented:***

*Yeah, as I was just going to say, I'll probably be asking—I think the hearing scheduled for May 21, if I'm not correct, May 21 or May 16 or something like that—but I was going to ask the Attorney General's probably for an extension because of the fact that we just got the revocation suspension citation and have not received the supplemental report.*

***Commissioner R. David Groover commented:***

*Mr. Csoka, I think the only thing I would need would be a date to continue this to if they're going to waive noticing requirements.*

***Deputy Attorney General Louis Csoka commented:***

*Commissioners, I want to speak to item 78. So, there is a couple of things that are proceeding here on parallel tracks. As to item 78, the reason that it's up for a potential OSC for revocation—and it's been properly noticed—is the fact that their temporary discontinuance has expired and has not been extended. So now, that is a basis for OSC here. The other parallel matter that Mr. Carson referenced has to do with some additional violations that are yet to be adjudicated, along with the potential OSC there. So, I think we should not be mixing the two together now. To the extent that it is Mr. Carson's request that this particular revocation on these grounds be heard with the other matter, that's up to you whether or not you want to continue this matter—but there are no noticing issues. These are separate matters on separate tracks. Thank you.*

***Commissioner R. David Groover commented:***

*And Mr. Csoka, as far the OSC, we do not need to formally notice it. He could waive that year today, correct?*

***Deputy Attorney General Louis Csoka commented:***

*Correct. So, as far as on these grounds, the fact that the carrier's temporary discontinuous has been expired and they have not filed for an extension, if it's your decision to revoke that based on those grounds, that's a separate issue and you can proceed on that today. If it's your desire to have this particular ground or basis heard along with the other basis Mr. Carson referenced, then we can do it that way as well.*

***Chairman Vaughn Hartung commented:***

*But Mr. Csoka, I think that's going to probably require—I mean now we're whittling this down, we got lots to hear individually. Does that require a separate motion?*

***Deputy Attorney General Louis Csoka commented:***

*So, you could do two things. One is you can go ahead and go down to revocation route, given the fact that this was set for an OSC based on the fact that their temporary discontinuance has already expired. Or you can just kick this—so to speak—can down the road and handle this along with the all the other matters. I think that's what Mr. Carson's asking for. Is that correct, Mr. Carson?*

***Attorney Brent Carson commented:***

*Yeah, I guess I opened up a can of worms, but why don't we just—because my inclination is that you guys are going to do in OSC, I just know that we already have something that's scheduled—so why don't we just set the OSC in regular time and I'll deal with that at that point?*

**79. Docket 24-04037** The expired temporary discontinuance granted from April 17, 2024, through October 17, 2024, *and extended through April 17, 2025*, of services provided by National Transport

Alliance, LLC d/b/a United Auto Towing, under CPCN 7556, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

**80. Docket 24-05047** The expired temporary discontinuance granted from November 1, 2024, through May 1, 2025, of services provided by Las Vegas Event Planners, LLC d/b/a A List Trans, under CPCN 2186, Sub 2, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

***Removed prior to consideration***

**81. Docket 24-06006** The expired temporary discontinuance granted from November 3, 2024, through March 31, 2025, of services provided by Knock Out Transport, LLC d/b/a Knock Out Transport, under CPCN 7602, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

***Stephan Young, Knock Out Transport, commented:***

*I was here in December, and I thought I was granted a six-month continuance or extension, but I guess I was wrong. So, I'm coming back to ask for an extension, about maybe 90 days. I'm still helping my mother—with her illness—on getting well.*

***Liz Babcock, Applications Manager, commented:***

*I show the extension was through March 31st, which I believe he received. I believe that was at a General Session, so it might have been just a miscommunication, but given his reason that he's assisting his mother, staff would support it for the extension.*

***Chairman Vaughn Hartung commented:***

*Extension to when, Ms. Babcock? An additional six months?*

***Liz Babcock, Applications Manager, commented:***

*Yes, that's fine. If you grant it, would you please make it expiring on the date of an Agenda, please?*

***Vote taken to extend to December 11, 2025, with retroactive approval back to April 1, 2025:***
*Items 81*
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

**82. Docket 24-08017** The expired temporary discontinuance granted from November 13, 2024, through February 13, 2025, of services provided by Highroller Transportation, LLC d/b/a Highroller Transportation, under CPCN 2192, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. Tabled from the April Agenda.

***Removed prior to consideration***

**83. Docket 24-10022** The expired temporary discontinuance granted from October 18, 2024, through April 18, 2025, of services provided by ARB Las Vegas, A Nevada Corporation d/b/a Las Vegas

Towing, under CPCN 7289, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

**84. Docket 24-10026** The expired temporary discontinuance granted from October 21, 2024, through April 21, 2025, of services provided by Alex Towing Inc., under CPCN 7265, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded.

***Vote taken to approve:***
*Items 72 through 84 were considered collectively excluding 74, 80, 81 and 82*
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

## PETITION FOR RECONSIDERATION

**85. Docket 25-01026** Petition for Reconsideration of suspension of driver permit #15031 for Yodit Feseha Belete. Continued from April Agenda.

***Deputy Commissioner David Pasternak commented:***

*There is no information on TLO, which is a TransUnion locator services, regarding her hearing. And I did attempt to contact her yesterday. I left a message, she has not responded.*

***Chairman Vaughn Hartung commented:***

*So, Commissioners, what do we want to do on this? Do we want to just grant a continuance until this thing is adjudicated, or just make her start over again if it's adjudicated in her favor?*

***Commissioner R. David Groover commented:***

*It has been adjudicated, not in her favor.*

***Vote taken to deny the Petition for Reconsideration:***
*Item 85*
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

## FORMAL WRITTEN COMPLAINT

**86. Docket 25-04027** Petition for Reconsideration of the decision for Impound I-2502-045 for Luis Castro.

***Chairman Vaughn Hartung commented:***

*So, before we get into Items 10 through 51, Commissioner Groover go ahead, let's talk about Item number 86, I'm going to take that out of order and let's talk about that for just a minute. Go ahead Sir, open the floor for us.*

***Commissioner R. David Groover commented:***

*Item 86 is a complaint filed by Louis Castro against Ashley's Towing. Mr. Castro's asking for a hearing by the Commission on this complaint. I had read some of the information in the file but have not had an opportunity to look at the full report that was just given to me this morning, so in order to be prepared, I would like to continue this to the next General Session.*

***Vincent Smith, on behalf of Ashley's Towing commented:***

*This would have been my fourth time addressing this specific vehicle. I've already been to Justice Court twice, a complaint filed once, and the person filing these complaints in these cases is not the legal owner of the vehicle. I don't know if any of that's going to make a difference. Postponing it, I don't think the gentleman's going to show up, nor do I think he showed up today. It's just been an attempt to, before he was removed from our property, take us to Court as many other places as possible.*

***Vote taken to table Item 86 until the next General Session Meeting:***
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0.*

## VOLUNTARY CANCELLATIONS

**87. Docket 23-04043** The voluntary cancellation of Edgar Perez, LLC d/b/a Edgar Perez, LLC, CPCN 7392. Staff investigation concluded.

**88. Docket 23-06022** The voluntary cancellation of Artins Towing, LLC, CPCN 7451. Staff investigation concluded.

**89. Docket 24-09013** The voluntary cancellation of VC Tours, LLC d/b/a Virginia City Tours, CPCN 2271. Staff investigation concluded.

**90. Docket 25-02017** The voluntary cancellation of A Team Wrecking, LLC d/b/a A Team Towing & Wrecking, CPCN 7429. Staff investigation concluded.

**91. Docket 25-03018** The voluntary cancellation of Elite Express Towing LLC, CPCN 7575. Staff investigation concluded.

***Vote taken to approve:***
*Items 87 through 91 were considered collectively.*
*Motion made by Commissioner Groover*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

## ORDERS TO SHOW CAUSE

**92. Docket 25-01030** Order to Show Cause issued to Sanchez Family, LLC d/b/a PST Towing as to why Certificate of Public Convenience and Necessity 7534 should not be revoked.

***Removed prior to consideration***

**93. Docket 25-01031** Order to Show Cause issued to Knox Transportation, LLC d/b/a Royal Crown Transportation as to why Certificate of Public Convenience and Necessity 2285 should not be revoked.

***Vote taken to approve revocation:***
*Item 93*
*Motion made by Commissioner Gibbons*
*Seconded by Commissioner Groover*
*Approved 3-0*

**94. Docket 25-03029** Order to Show Cause issued to Lanee, LLC d/b/a Lanee Transportation, LTS, as to why Certificate of Public Convenience and Necessity 2331 should not be revoked.

***Vote taken to approve revocation:***
*Item 94*
*Motion made by Commissioner Gibbons*
*Seconded by Commissioner Groover*
*Approved 3-0*

## APPLICATIONS TO DISMISS

**95. Docket 22-06017** The Application of Empire Transportation, LLC d/b/a Empire Transportation, Empire, Empire LV for a CPCN to provide charter bus service within the State of Nevada. Deputy Commissioner's Motion to Dismiss Application.

***Chairman Vaughn Hartung commented:***

*Ms. Babcock, is there anything that we need to know on Item number 95?*

***Liz Babcock, Applications Manager, commented:***

*No, this was on a prior General Session, and he requested an extension—was granted the extension—and then we've not heard back from him since.*

***Vote taken to approve:***
*Item 95*
*Motion made by Commissioner Gibbons*
*Seconded by Commissioner Groover*
*Approved 3-0*

## PETITION TO DEVIATE FROM REGULATION

**96. Docket 25-04003** The Petition to deviate from Regulation NRS 706.171 pursuant to NAC 706.1305 for services conducted by El Masters Ent South, LLC granted under 2358 for approval. Staff investigation concluded.

***Desiree Main, Chief Compliance Audit Investigator, commented:***

*This is a position to deviate from the definition of bus.*

***Chairman Vaughn Hartung commented:***

*Okay. What I'm trying to understand is; is the deviation to define a bus as any motor carrier? What is the requested deviation from that?*

***Thomas El commented:***

*This request comes after putting in several vehicles for approval to be added to the license. After going through several submissions—and back and forth with the Compliance Officer, trying to get a basic understanding of why it was being disapproved—it came out to that every item on the box for approval was checked, with the exception of it was being denied based on the manufacturer tag reading 'configuration: truck.' So, after working with everyone here at the NTA, I was advised by Ms. Main right here next to me that I should put in this request for deviation. I did so based on exactly what I'm saying here. The Mercedes sprinter van was manufactured by Mercedes. The first retail purchase of these vehicles were that of a 16-passenger configuration and they have only been used as bus. The only variation, again, is the manufacturer tag and the manufacturer tag deals with the chassis. So, prior to these things being built, it's being said as a chassis, but it's being used as a bus because it does have the applicable build by Certified Builder. I had put three of them on my written request in the event that some of them get sold, one of them have been sold. So now it's only two available of the ones that I put in. First Class Customs—I was talking to Jay Glitt—he was on earlier. He was going to speak to the item as well, I don't if he had an opportunity to get back on or be let back in. But that's where we are, and the reason I'm asking for this deviation—that I don't really feel is actually a deviation because it actually aligns with it. They're just using the manufacturer tag to deny based on the same truck, but the configuration of it is configured of that of a bus, because of 16 passengers.*

***Desiree Main, Chief Compliance Audit Investigator, commented:***

*So, I think what is before you is a little inadequate because he did not submit all of the documents, so you don't have a full picture of what he has submitted and what has been denied. I would recommend that we possibly take this to hearing so that we can review everything, he can bring in any witnesses, and a proper decision can be made.*

***Chairman Vaughn Hartung commented:***

*I guess the question comes back, in my mind at least, Ms. Main—well, there's two things afoot here. One, the manufacturers tag and then two, the number of passengers that it's capable of transporting. Am I correct in that?*

***Desiree Main, Chief Compliance Audit Investigator, commented:***

*Correct.*

***Chairman Vaughn Hartung commented:***

*And I have no problem with it going to a hearing. I think that may be the better way, of sending it back to a Hearing Officer so that we can review all of the documentation and review Mr. El's request.*

***Desiree Main, Chief Compliance Audit Investigator, commented:***

*I'll provide just a little bit of history on this and why we're here, if you would like, so that you can make a decision. Back in 2015, the definition of bus changed. When the definition of bus changed, it went from—I forget what it was before—but it's currently 'originally manufactured and currently configured for 16 passengers or more.' Mercedes sprinters were not meant to be buses. They were not meant to be originally configured with 16 or more passengers. The Commission at the time voted to allow sprinters in, so long as they came from a Mercedes dealership fully outfitted with 16 or more passengers. So, the documentation that we review is we make sure that they are complete vehicles and that they have 16 passengers before the first retail purchaser took possession. If they don't meet all of those requirements, then the vehicle is denied to be put in as a bus. So, I think that*

*it would be beneficial for the Commission to review all of the documents that had been submitted to Compliance, and to take a look at the definition closer again. And then provide Mr. El with a proper response.*

***Chairman Vaughn Hartung commented:***

*And Ms. Main, do we define shuttle bus versus, say, charter bus? Because I know that can hold up to either 55 or 56 passengers, including the driver. Or is it just up to—does bus include all of that? Up to, you know, from 16 to, say, 55 or 56—whichever it is, I can't recall.*

***Desiree Main, Chief Compliance Audit Investigator, commented:***

*16 passengers or more. We've had some that have held 80-plus, because they're the double-deckers and those are also included.*

***Vote taken to remand back to Hearing Officer Commissioner Gibbons for a formal hearing:***
*Item 96*
*Motion made by Commissioner Hartung*
*Seconded by Commissioner Gibbons*
*Approved 3-0*

## APPLICATIONS FOR FULLY REGULATED CARRIERS

**97. Docket 23-02026** A status check on the Flywheel Software Technology pilot program as used by Reno Ryde, LLC Staff investigation concluded. Continued from prior General Session.

***Commissioner R. David Groover commented:***

*I'm just going to ask the DAG first, is there any preliminary information you have to address before we start?*

***Deputy Attorney General Radhika Kunnel commented:***

*Is there a question as to the notice?*

***Commissioner R. David Groover commented:***

*The question is to anything on here. It's a pilot program, and of course the noticing as well.*

***Deputy Attorney General Radhika Kunnel commented:***

*The items are noticed as a status report which implies the possible action could only extend it to what is noticed, which would be understanding the discussion items on the status check and if the Commissioners have any questions to the parties,*

***Commissioner R. David Groover commented:***

*Okay. And as to extending the program?*

***Deputy Attorney General Radhika Kunnel commented:***

*It's not noticed.*

***Chairman Vaughn Hartung commented:***

*So, Commissioner, let me understand this, what I just heard. So, the pilot program expired on what date?*

***Deputy Commissioner David Pasternak commented:***

*It expired yesterday.*

***Chairman Vaughn Hartung commented:***

*Yesterday, that's what I thought. So, May the 7th. So, Ms. Kunnel, did I hear you correctly that we're not—I mean, we're just the status check, but if it expired yesterday—are we not in a position to vote on this to re-up the pilot program?*

***Deputy Attorney General Radhika Kunnel commented:***

*The Agenda as-written only talks about a status check, and the fact that it is continued from prior General Session further emphasizes that it is limited to the status check—and the Agenda Item does not discuss or disclose any information as to revival, continuance or what have you about the program per se. So, it does not meet the requirements of clear and complete notice under NRS 241. If the Commissioners are inclined to discuss anything about the program, let's say as far as active status or continuing or what have you.*

***Commissioner R. David Groover commented:***

*And I know, Chair, that we have not received any motions or petitions or anything to continue this up until this date. Nothing from Uber, nothing from Curb, nothing from Flywheel, Reno Ryde, Reno Cab, Yellow Cab, or Capitol Cab. I believe those are all the parties.*
***Deputy Attorney General Radhika Kunnel commented:***

*Given that these pilot programs have expired as of yesterday. I actually do not have sufficient information to comment on the jurisdiction over these parties at this point. Maybe something for the Commissioners to consider, or maybe the staff can comment on it. I wish this is where our Administrative Attorney was here because she would be the proper person to comment on the validity of this Agenda item at all, or even if we have the jurisdiction to discuss this. Unfortunately, I do not have complete information and it's also beyond the scope of my ability to be advising the Commissioners on the jurisdiction, so I just wanted to flag that for the Commissioners' consideration.*

***Chairman Vaughn Hartung commented:***

*Okay. Let me phrase this a different way; what decisions can we make today based on this? Because if I've heard you correctly, it expired yesterday. We are not agendized; we're not styled to make a decision on extension of the pilot program. This is nothing more—or even approve the pilot program. This is just a status check, if I'm hearing this correctly, So what decisions can we even make today based on the fact that; one, we don't have our Enforcement Officer, he's not here, our attorney is not here. If you sense a note of frustration in my voice—you caught it correctly. So, what can we do today?*

***Deputy Attorney General Radhika Kunnel commented:***

*That's a difficult question for me to answer as well, given that I actually have limited information on what the Commissioners are inclined to do or what the parties are interested in, moving forward. Even if there were, the notice requirement does not meet any of those qualifications—or the complete and clear and complete noticing requirements. To that end, I guess, at this point if the Commissioners are inclined get a status check we are properly noticed for that.*

***Chairman Vaughn Hartung commented:***

*Okay so let me proffer an idea here, and this is—I don't know what else to do here. One; the pilot program expired yesterday. We know that—that's a given, it expired. Two; we're not in a position to extend the pilot program today because of the way that it was noticed. Are we in a position to table this item? But unfortunately, the pilot program, which means that they cannot operate using the Flywheel app and I'm going to assume that it's the same for the Curb app. So, they can't use this until we can reconvene a Meeting, am I correct in that?*

***Deputy Attorney General Radhika Kunnel commented:***

*That goes to legal advice, Chairman. I cannot speak to it; however, I believe the parties are here. If you would like to give them an opportunity to get a status check and then move along to maybe framing a motion—at this point, I feel like we don't have sufficient information.*

***Commissioner R. David Groover commented:***

*At the November 7, 2024, General Session I made a motion to continue the pilot program—for both companies, all companies—for six months and at that Session, I ordered that we have a report back to the Commission within 60 days. That report never came and then that's the point in time that I started trying to chase down information. And I have papered the Deputy Commissioner to death, trying to get reports out of the Reno office and the Reno office has complained that at least one of the carriers was not cooperating with them and getting the information to them in a timely manner. So, that information basically started kind of dribbling in, in the last week or two—and if you remember at the very last General Session—they were given 15 working days. The Deputy Commissioner was a little late in getting some of that information out, so we did get information from Curb and from Flywheel. I don't know if that information answers all of our questions as to the program, but there were a lot of questions that came up on different things, for instance on who pays the transfer connection tax. And as of this morning I've had 4 or 5 different answers from the carriers. So, it's in a flux. Nobody seems to know anything. I think at this point we just need to pause if there's any thought of giving this thing life again—and give them six months to get their information together because I gave them six months, and nothing really came back to me. And in fact, I even had a disagreement with our Administrative Attorney because she sent me an e-mail and said, 'look, it's not our job to chase them down. It's their job to furnish it.' And you know, after I sat on it for a day, I realized that she was absolutely correct, that it's not our job to chase these guys down and to get the information—it is their job to furnish it to us. And then a couple of other things happened, I don't know if you want me to keep going. Reno Ryde, at least entered into a pilot program for Reno Airport. So, a number of things happened. NTA just seemed to be iced out during this pilot program. So, one of the carriers entered into a private agreement with Uber and the airport that they would be able to pick-up and drop-off at the airport; we were never notified of this pilot program. This is something, as a regulator, we should have been, and that information was just held back from us. I would have certainly had comments on these cabs picking up fares as TNC's at the airport, and I think that's something we certainly should have been clued in on—but we weren't. They just went ahead and did it on their own, so I had a pretty big issue with that. We tried to contact Uber a number of times—at least the Deputy Commissioner Pasternak did. They were pretty much nonresponsive to him through a lot of the process. The reporting we got back from*

*Reno Ryde was really lacking in a lot of ways and it was slow coming back to us. In fact, the investigator indicated to the Deputy Commissioner that they just weren't overly cooperative with him. So, it is difficult to run this type of program. The program has so many benefits for cab companies and I started a report back in October—and the reason I did that report was so that this Commission could set policy from some of the summaries that I was putting in the report, and additionally I wanted to send that report to Administrator Park at the Taxicab Authority so he can kind of use it as a guide to identify what pitfalls are out there and how to address those. And so that report still sits unfinished. I've got a bunch of late documents in from Curb—well they weren't late, they were given till then, this morning. I will complete that report, and I will send that to Administrator Park so that he can possibly use that as a guide for his program.*

***Chairman Vaughn Hartung commented:***

*So, we'll get to Curb here in just a moment. That's item number 98, but currently we're on Item number 97—because we've taken them separately at the request of Ms. Street, who is here in the Reno office. I guess the question—and I'll start this because we're talking about a status check. There's always been an argument as to what kind of rides these are, regardless of which platform we're discussing. My argument is that they are an Uber-generated ride, no matter what. Now, the end driver, there are some other issues that have to be dealt with along the way that in order to comport—and I believe in order, regardless of whether you're talking about a taxi or somebody's private vehicle and I don't think that matters—there are issues where they have to comport with 706A.140(4), which means they need a State business license. There's issue of trade dress in 706A.240. How do we identify that they're actually working on an app versus having their ambers on? There were all kinds of issues that I never got any answers to questions on. 706A.180 is a person on call as a driver. How are the complaints issued? And all of those things, I was hoping to get from Enforcement, but I haven't seen any of that stuff. It's never been given to me. So that said, we still seem to have a disconnect between 'is this an Uber ride or is it a taxi ride?' I would argue that because it's generated on the Uber app and the customer—I'll just use myself as the customer. And by the way, when I was in Seattle, I called up a taxi on the Uber app. And I'm just going to say it outright—it literally bait-and-switched me. It said that the taxi ride was 4 minutes away and then it came up that the taxi ride was 25 minutes away, apparently because they couldn't find a driver, and they offered me a different solution at a higher cost. So, this was Seattle. This is not Nevada, this was Seattle. So, I don't want to make direct comparisons because I don't know what platform was being used. That said, I still—and when I called up this taxi ride in Seattle, it was going to be billed through the Uber app. This was technically an Uber ride, even though the driver in the vehicle was a taxi driver. I still believe that these rides are being generated through the Uber app. There's technically a TNC ride, regardless of what the food chain looks like with respect to—once I pay, and I'll just use an even number $50.00 for the ride, whatever it happens to be $75, $60, whatever it happens to be. $50 is what I'll use as the example. So, those were some of my questions about—look, I am supportive of using crossover apps. I don't care what platform it is—that part doesn't make any difference to me. The deals that are being cut by Uber once I pay my $50 as to how that money gets pushed down through the cab companies—or the app, then the cab companies, and then the driver. I don't care about any of that stuff. This is an Uber generated ride from my perspective. So that said, I was hoping to get kind of a status check on how all of this worked, but I also wanted to better understand how and if—and these are the legal questions that come back and Ms. Kunnel, maybe this is a question for you and for the DAG regardless—of who does the end ride, it's still being generated on the Uber app. And do they need to comport with provisions of NRS 706A?*

***Deputy Attorney General Radhika Kunnel commented:***

*Chairman, given the limited nature of the Agenda that's noticed, I believe all these questions would be out on outside the scope of the Agenda Item.*

***Chairman Vaughn Hartung commented:***

*What can we do today? All right. And I respect that. I don't want to get too far afield of what's been agendized. You know, this is disconcerting for me. I want to make sure that we have these deeper conversations. Commissioner Groover, you made mention earlier on that—and we'll get to item number 98, and I know they're inexorably tied, but I'm also going to bring back that—you said we put it on a six month pause until they can come up with a solution. Now, Ms. Street made mention of some stuff offline and I'm going to bring her up here when we get to Item number 98 with the Curb software and using Reno Cab and Capital cab and Yellow Cab—but what do we want to do on Item number 97? Let's start with that one.*

***Commissioner R. David Groover commented:***

*Well, I don't know what there is to do with it at this point, Chair. I mean the program has expired. We're not noticed to extend it, there's been no request to extend it from anyone, so I defer to the Deputy Attorney General.*

***Deputy Attorney General Radhika Kunnel commented:***

*I believe there is—of whether it is notice for a possible action, the action could just be no action here. Could be, if that's what the Commissioners are inclined to. But the Commissioner Groover's concerns and points are very apt and on point that—given that the respondents have not made any motions or not moved on it—I do not know that the Agenda items would provide any window or options for the Commissioners to act upon. But that said, the parties have—it's not like the parties do not have a remedy. They can still continue to move the Commission to act on it in other forms. If they want to come back to seek renewal of this pilot program, that maybe it or reconsideration, that's an option too. But at this point, given that all the authorities have been expired, I have concerns about our jurisdiction.*

***Deputy Attorney General Louis Csoka commented:***

*I would just say I agree with what Ms. Kunnel just said and I think the best course of action here—given that they have no motions, no petitions, nothing's currently on file—the best course of action is to take no action on this particular item. Thank you.*

***Chairman Vaughn Hartung commented:***

*But Mr. Csoka, before you leave—the program expired yesterday. The pilot program expired yesterday, so that said, if we take no action, if we choose not to decide, we still have made a choice, which means that the program expires.*

***Deputy Attorney General Louis Csoka commented:***

*Right. No, 100%, Mr. Chairman. And with the expiring program yesterday, they don't have an active approved pilot program. So, by you not taking action today—and then this is noticed for a status check—it stays as it expired program and the burden is on them to bring this before you with a proper application, petition, motion, none of it which has been done here.*

***Attorney Kimberly Maxon-Rushton on behalf of Reno Ryde commented:***

*One thing I would note, for the edification of the Authority, is the fact that—recognizing where we are in a procedural quagmire today—the pilot program expired on its own volition, or sunset, based on the November order. There is obviously an interest in the parties to continue this, but I think it warrants some clarification relative to what the pilot program specifically pertains to. As the members of the Authority are aware, that was the request to utilize the Flywheel technology in order to connect through a TNC app—specifically with Uber—in order to perform a taxi trip. And the objective being that let's utilize the pilot program to see how this works. Is it consistent with what the representations were? Are we able to audit against it? Is it transparent? Separate and aside from that—and this goes to your specific comments that, Chairman—if the ride is a TNC ride, that does not require your approval. There is statutory authority that allows an independent contractor taxicab driver to connect to the Uber app, or to connect to a TNC app, and thereafter provide TNC service. So, I note that because of the fact that I know that both parties—both Reno Cab as well as Reno Ryde—have, I guess, spent significant amount of time and money investing into these platforms with the expectation that it's going to increase the ridership up in Reno, and it's also going to incentivize drivers to want to perform taxi services, or to basically provide services to the travel public. If that's the case, perhaps one thing that the Authority could consider today is recognizing that they can still utilize the technology, if the service is that of a TNC. And thereafter all of the requirements under 706A would be incumbent, including the obligation of the TNC—at the time that they collect the fare—to pay the tax. That's their obligation, they're the taxpayer in this instance. That is exactly what 372B was intended to do. That language is so not applicable to anything that these common motor carriers do. It is specific to the connection and all of the TNC-type services. That one is an easy one, it's easy to audit the Department of Taxation—I guarantee you would agree with that. If it's a TNC ride—if the customer believes that it's a TNC ride—and they're collecting the money and it's not based on the meter, they owe the tax. So, if the ability to continue utilizing the technology that the companies have invested in—it can be authorized by this body based on the fact that there is statutory authority for independent contractor driver to provide or perform TNC services—at least gives them the ability to now go back and prepare a request. A renew request for the pilot program in hopes that we can find some balance—or at least a mechanism in which they can still utilize it—in hopes that may be able to provide a taxi ride in lieu of the TNC. I think that's really what our objective was when we sought the pilot program, was we hope that it's a taxi ride, it matches with the meter, the consumer feels that it's a taxi ride—and they don't have the experience, Chairman Hartung, that you had in Seattle. But in the meantime, they can at least utilize the technology right now to perform the TNC services. And with that, I'd be happy to answer any questions or see if that's even something that is an option or consideration for the Authority to allow them to do, at least right now.*

***Commissioner R. David Groover commented:***

*Chair, I do have a question is should be directed towards the DAG. I know that in cities over 700,000—and I agree that we use Uber—can contract with whoever they want to fulfill the rides. In cities over 700,000, I know that they can do it like with the Nevada Taxicab Authority. Is that the case with cities under 700,000?*

***Attorney Kimberly Maxon-Rushton on behalf of Reno Ryde commented:***

*And I don't believe that it's specifically precluded, and I think that that's maybe a way in which you can legalize it.*

***Commissioner R. David Groover commented:***

*Well, we're looking specifically excluded or included. And in the specifically included in cities over 700,000.*

***Deputy Attorney General Radhika Kunnel commented:***

*I'm sorry for saying this over and again, but this now is going into the advisory opinion. It appears like Ms. Rushton is asking for the Commissioner's opinion on a certain aspect. Again, it deviates from the agendized item. I believe if the Commissioner is inclined, Commissioners are inclined to get more information, or the parties are inclined to provide for more information if the Chair and the Commissioners are okay for it, I approve it. The appropriate action would be to continue this—that's the best thing we can do. That's the only option we have right now is to continue this matter and push it until another Agenda item, or not do anything about it, like Mr. Csoka suggested, and I agree 100%. At this point, given the fact that these programs are expired and there are no motions, petitions or anything of that nature in writing that have been noticed, it would be beyond the scope of what's agendized to discuss anything other than continuing it or not taking any action.*

***Chairman Vaughn Hartung commented:***

*So, Commissioner Groover, you brought up a six-month pause. Do we want to table it until next month when we can come back? But it's still is going to preclude them from using the app in this way. And I would politely disagree with Miss Rushton on the fact that they are taxi rides, because NRS 706.124, taxi defined, it says under sub one, 'uses a taxi meter or some device method or system to indicate and determine the passenger fare charge for the distance traveled.' So, that is not the same as—the way that I understand it—as with using an app. But, that said, I don't want to get too far afield here of what's in front of us. We're here for a status check and I don't think we have that in front of us. So, what do we want to do here? Because we're going to get ourselves into deeper water the longer, we talk about this and so I think we just need to either pause, or table and do a continuance.*

***Commissioner R. David Groover commented:***

*Well, they can certainly petition to reinstitute the program, but even receiving that petition, I've had questions out there for over a year that remain unanswered. And that's unacceptable. So, those questions would have to be answered before—I mean, there are three Commissioners and that's why we have 3 Commissioners, and I was the one that supported this program. I was the one that pushed it, even when I believe you weren't sold on it Chair Hartung. And I believed in it. I think it's the future of taxis, is to have some sort of dispatch like this. And Uber is an international, a universal app, that everybody has. So, you know, that works. I mean, that's going to be one of the saving-graces for the taxicab industry. I think Administrator Park at Nevada Taxicab Authority realizes that and that's why he wants to use the program. So, if they want to petition—but I'm not for approving anything until we get our questions answered and we know what the ground rules are. You know, we started this in early 2023 and it's just drug on and on and on. This has been on the Agenda now, eight times. I went back and listened to every session before this Meeting today—and at every one of those sessions, I said I had statutory and regulatory concerns and that there may be issues that the companies would need to take to the Nevada Legislature, and that would be up to the LOA or Flywheel, Reno Ryde, whoever. But that's on the record and it is just everybody's been out running around making money with no significant reporting to the NTA.*

***J.J. Bell with Reno Ryde commented:***

*In the noticing, I figured we were here to—not only give an update—but we would discuss extending the program. So, that's my fault in not understanding the language of the agendized item. However, I would like to give you an update; in regards to all of the information that we have available to us,*

*we have provided, and we've answered every question—in every which way that we can. Now, there is information that we do not have access to and that is what it is. And we will work harder with our partner to get that information. I believe there's only one—that I know of—outstanding question. Well, there was two after our zoom call—and the answer to the tax question that Ms. Babcock wanted answered in regards to the Reno Rydes program, Uber does pay the 3%. They do collect the 3% and they pay the State. We were fairly certain that was the case, but we wanted to confirm it, and we did. The other thing that I would like to let everybody know in regards to a status update—because supposedly that's what we're here for— is that last month, 61.67% of all trips on our day-shift are Uber trips. And 75.64% of all the trips on our nightshift are Uber trips. So, you can understand—by listening and hearing and understanding those numbers—this is a highly successful program that is really going to be painful for the drivers to see go away. You know, that's just plain and simple. I appreciate the Commission and David, yourself, pushing this from the beginning. I have tried every which way but loose to try to get you and answer the questions that you want answered—in a timely fashion. But I'm only one person in a three-cogged wheel, and I got you what you asked for as quickly as possible, including this last round of questions. The second round of questions was a short turn, because I know you wanted them before that last hearing and unfortunately, I was dealing with some health issues in my family and I was not in the office on Monday or Friday—so I didn't get them till Tuesday, and you wanted them by Wednesday, and we didn't get them in until Thursday morning. So, I apologize for that, but we—in every turn—trying to get you the questions that you wanted answered, I have tried. Even when we didn't have data for Reno—because we didn't have enough data to even make the assumption that I knew you were looking for—we supplemented with other markets that Izzy had access to, to try to show you what we expected our data to look like.*

***Izzy Aala CEO of Flywheel commented:***

*After that last Meeting we had here, loud and clear, you want data. I spent a lot of time in resources making sure we have a data engine. He literally just asked me to give him those numbers; I was able pull it up within the Meeting. So, we have created a structure now, within our platform, to give you this data almost at a moments notice and that's our goal, right? I want you to back up in time with me, if you can, in San Francisco. Very tough, you know, regulatory body, making sure exactly the same law that you're saying—that the taxi meter has to dictate the price of the fare. That was the one rule that we had to change in order to facilitate this partnership with Uber, because we knew that Uber has grown the demand pie—better than anyone else in this world have created a huge pie of riders, and we just wanted access to that to taxis. And the only way we would really be able to do that is allow an upfront fair to be transparent from the rider into the driver. The driver knows everything, the rider knows everything. It's a marketplace, right? And the only one rule we have to change in San Francisco was that fare that was tied to the meter, because we wanted it to be a taxi ride. It's a taxi. To me, a taxi's a taxi. Why change your colors, right? So that's always our premise. We were able to unanimously do a pilot. We're about to enter, hopefully, outside of this pilot. Here's the difference with the data; SFMTA has a whole data protocol. We send them everything. We send them everything, telemetry, we send trip data. So, they look at the data independently, outside of me. I didn't have that data infrastructure for you guys and that's why I had to kind of build—I'm almost replicating what we send over to SFMTA—so that's on my side, the tech side. But after that Meeting--it was a harsh Meeting—that was really on my platform having to be able to give the data on-demand. I'm very close to being able to give you data on-demand. I'm super disappointed that we may be pausing this. I gave him those numbers. It stopped as of midnight last night. These drivers aren't receiving any more calls. I'm not a politician, I don't understand how to do the regulations. I really rely on JJ and the local teams to kind of show me what I have to do. That was my bad—if I knew I had to do a motion to do this, I would have done it.*
*Ignorance isn't an excuse. I definitely just didn't understand the process, and I just feel bad that these drivers that were getting these tremendous amount of rides are not going to have it—for*

*maybe, you're saying, another six months. I just think that's very unfortunate. I wish we could do something.*

***Commissioner R. David Groover commented:***

*So just to comment again—and this is regarding the overall program—I disagree with Ms. Rushton that the program can operate without being in a pilot program in Northern Nevada. Southern Nevada is—you know, Administrator Park is in a different ballpark all together. You know, his Nevada Taxicab Authority—completely different grounds than us, and so, had they always been able to accept Uber rides, I don't think we would have gone through this two-year-headache of a pilot program of starting, developing, everything else. But a lot of issues have arisen for Uber to pay attention to and for the stakeholders—everybody in this thing to pay attention to—and a lot of it's just been ignored. JJ has now stated that the 3% transportation connection tax has been paid, but as of Monday, this is the fifth response I've gotten on who is paying that tax. And Monday you said that you were paying it. Monday you didn't know, and then you said you'd get back to us with it—and Uber had different responses, two different responses from them in a 24-hour timeframe—so we need to get this stuff hammered out. This needs to be hammered out for Administrator Park as well.*

***Attorney Kimberly Maxon-Rushton on behalf of Reno Ryde commented:***

*Well, if I may to that point, I would note the fact that the uniqueness of this platform and the structure that it proposes, Commissioner, is different than what is being contemplated in Southern Nevada. That, because of the fact that the Southern Nevada taxis have the obligation to have uniform taxi rates. The proposal that is currently before the Taxicab Authority is specifically to utilize that as a taxi ride. I mean, there's no ambiguity about that—because, as you noted, there is clear authority under Chapter 706 that allows an independent contractor in Southern Nevada to perform the TNC services. The good thing is that the agencies have oftentimes been complimentary of one another when they recognize that it's the same industry— that simply because of the fact that there's authorization in one segment of the State versus the other, that they'll honor it. And I will tell you, the nice thing about the Taxicab Authority and the NTA is that they've always been open-minded about those things. So, what I'm sensing—and this is, again, I'm not asking for an advisory opinion. I'm just trying to get some information as to how we position this going forward to make sure we address your issues, Commissioner Groover and those of the Chair and Commissioner Gibbons. It seems that we need to do a renewed request to—or a petition—to renew the pilot program. And in that, we need to address the specifics relative to the fact that it's going to be utilized to contemplate whether or not the services are that of a taxi versus TNC, can it do both, the reporting requirements, who has the tax obligations, specifics like that. And I think that those things would be important because if we lay those out for you and we set forth the obligations, as Izzy and JJ have said, then we have a much clearer path than where we started. And hopefully, it doesn't lead to the ambiguity and the issues that we've addressed in the last six months.*

***Commissioner R. David Groover commented:***

*I can answer part of that right now; as the Chair said, this ride starts off as an Uber ride. Uber has a client, the client has an Uber app, the Uber app is charged to the Uber credit system. Uber decides, am I going to send it to this person or that person? In the case in Las Vegas, we're going to be sending it to Curb—and then Curb sends it on to a driver. That ride starts as an Uber ride, and it is an Uber ride. The passenger looks at the app and considers it an Uber ride. And it's going to be—I won't get into that because that concerns administrative parts issue, but we will address whatever we need to address with Uber. And the last thing I'd say is shame on them for not coming to us and stating they're involved in another program—without keeping their regulatory Agency apprised of what's going on. We've now dealt with the deal at the airport and refusal to answer questions—and now they want to get into a deal with the Nevada Taxicab Authority, which is good, and we're not*

*going to get too far into that. But they have an obligation to their regulator. They have a lot of stuff they keep confidential; agreed. They still have an obligation. They are regulated industry.*

***Attorney Kimberly Maxon-Rushton on behalf of Reno Ryde commented:***

*Yes, Sir. And to that point, I think it's also important for, again, the purposes of the record. In 2017 when the law changed to allow a taxicab in Southern Nevada to accept a TNC ride and perform a TNC ride, Desert Cab tried—and Ms. Babcock, you probably remember because we had a lengthy hearing on it. I mean, at the end of the day, it's a business decision. If Uber wants to contract with the taxi company and provide a TNC service, that's all up to them. They didn't want to do it. Once Desert Cab got on the platform and then showed up over at Harry Reid Airport in the TNC section, Uber said no, this isn't for us. But the point is that the expectation, with the platform that's in Las Vegas, is that it is a taxi ride. And it's been utilized by zTrip and other jurisdictions. And so, I just want that clarified because again, it's not to say in the pilot program here, Commissioner, we can't do both. I think we just need to clarify for you exactly how we're going to identify that, where the tax obligations are, and some of the other specifics that you've noted today that need to.*

***Commissioner R. David Groover commented:***

*And we speak of transparency, but this week we find out that Uber has a taxi team. Taxi team's never contacted us. That was the first I've ever heard of it.*

***Attorney Kimberly Maxon-Rushton on behalf of Reno Ryde commented:***

*When Desert Cab did it, I mean, again, we came over here because the complaint was, this is your jurisdiction, 706A, so no doubt about it—and I wanted to make that clear, that there is no question, Commissioner, that the TNC services and any TNC services that's provided by any carrier throughout Nevada is your responsibility and that they owe that to you.*

***Izzy Aala CEO of Flywheel commented:***

*I was here the very first time when I showed your presentation. It was brief, but I wanted to explain that yes, it is an Uber customer. 100%. I told you they give us this tremendous pie. But when they go out and look for an available vehicle and a taxi is matched—that's the closest available vehicle—the rider, the customer under Uber app, will be notified it's a taxi. No if's or but's, it's not some Uber X—not some, what maybe, what Chairman Hartung experienced. But it's going to be a taxi, and they have two ways; they can say, 'get me another driver. I don't want a taxi or cancel the ride. So, they have options to get out of it. It's less than 1% of people hit that button because they just want a ride, but it's right there before they even say, 'I want to take it,' they know it's a taxi. So, our argument usually is they know it's a taxi, they're accepting it's a taxi—when a taxi comes up, they're not surprised. So, it is really at the beginning as it's looking out for the different products that are available in the Uber platform. So, they're not looking—even though they hit Uber X to start with, right, because that's what everyone's program, that's the cheapest and most convenient. They'll start to match, and if it's a taxi, it will show it. It will show the medallion number, the color, the driver, and they can actually cancel it because they don't want to have a taxi. So, for clarification, that's how it works.*

***Chairman Vaughn Hartung commented:***

*I know we're getting we're getting afield here of what's happening, about what's being discussed. I know we're not agendized for this; we're not styled for all of these discussions because I will politely disagree with much of what's being said, based on what I read in the NRS. That said, I'm going to turn the floor over to you, Ms. Kunnel, to reign us back in.*

***Deputy Attorney General Radhika Kunnel commented:***

*Thank you, I think we're already there. I believe given the time—and also the fact that we've gone off way out of what's agendized. So, I would like for the Commissioners to get back onto the topic. Gently nudge the Commissioners to get to—if the Commissioners are inclined on taking action, what would that action look like?*

***Commissioner R. David Groover commented:***

*What are our choices on the action?*

***Deputy Attorney General Radhika Kunnel commented:***

*Like my colleague, Senior Deputy Attorney General Csoka has represented, there's no action—and I agree with him that no action is probably the best action here, and it could be an action as well.*

***Chairman Vaughn Hartung commented:***

*So, Ms. Kunnel, let me just step in—I'm not necessarily looking for best. I'm not looking for an opinion on what the best action would be. What I think Commissioner Groover is looking for—and I would say no action tables this Ms. Kunnel, but what does that mean? Does it come back next month? Here's how I see this; no action takes us nowhere. That does not give—it's almost, the same in the Legislature as sine die, you know, there's going to be no additional action taken in the future. Because we wouldn't style anything in the future, it would just come back whenever staff decided. But if we table the item until a future Agenda, we define that. Or what I see another option is, is that the maker of the motion can say we pause this for a month, for three months, for six months, for whatever that time frame is. So, am I incorrect in what's before us today?*

***Deputy Attorney General Radhika Kunnel commented:***

*As it stands—based on what's agendized—to preserve the situation we are in, is that an earlier petition has lapsed. So, my concerns about jurisdiction still likely exist. So, no action just means this particular Agenda item has essentially died here. If the Commission is so inclined to bring this back on to another discussion item at a future Agenda, that would become a new Agenda item—that would be a new issue, a new item, potentially a new docket number, I don't know about that. But at this point, given the fact that their petition—and the validity or the life of their petition has expired as of yesterday—this Agenda item should have been, which would have been my advice, but given the fact that the parties and the Commission were quite interested in learning more about where the project is, we've allowed the discussion, but ideally this Agenda item would have been just fine if we had withdrawn that. But that said, no action just means that the Agenda item disappears in the sense that everything relevant to the Agenda item, all the discussions on that, and no action could be taken—not only needs to be taken—could be taken given the fact that we do not as an NTA have a jurisdiction as of yesterday.*

***Chairman Vaughn Hartung commented:***

*Does the maker of the motion have the ability to pause this and say—again, I'll use a one month, three month or six month pause. Can we do that? Is that a possibility?*

***Deputy Attorney General Radhika Kunnel commented:***

*Again, given that there is no motion in front of the Commission and there are no notices issued, I believe it would be beyond the scope of what's noticed.*

***Deputy Attorney General Louis Csoka commented:***

*This would have been treated as a different status check had they had an actual live application on file but unfortunately, by its own terms, the application and the approval that was granted thereon expired yesterday. So, this now just means that they need to file, first, a petition to renew the request—and once that petition is filed, there'll be a ruling on it, and it'll come before you again. But at this point, there's no action to take because there's no active application that's on file. How can you vote on something if you don't have an active application before you?*

***Chairman Vaughn Hartung commented:***

*All right, now it's becoming more clear to me. So, they've got to file a new application and then that will then come before us.*

***Deputy Attorney General Louis Csoka commented:***

*Yes, and they could even back date that request to the expiry of the prior approval. So, for example, let's say it's an Interim Petition. It could be an Interim Petition to the Hearing Officer, and he would say, retroactively from May 7th, 2025, we're asking for continued approval for this program—and if it's granted then it's all good, right? So, it's just that where we are on the Agenda right now, there's nothing to rule upon. There's nothing to grant. I mean, the status check was running hand to hand with the underlying application and now with the underlying application and approval having lapsed, there's nothing to grant, nothing to approve. So, this became an informational item—and there are obviously important public policy issues here and I think was helpful for everybody to note their concerns and issues—but at the end of the day, this is the best you can do for them at this point, unfortunately. And once they renew their application, then we have something to run on. So that would be my advice.*

***Chairman Vaughn Hartung commented:***

*So, let me ask one more question. Mr. Csoka, just for clarity. So, once they renew their application then it goes before the Hearing Officer, which is Commissioner Groover. Can Commissioner Groover then grant that? Or can he say no, you know, we're going to pause this for a certain period of time until the information that I've asked for has been gathered and I can make a determination?*

***Deputy Attorney General Louis Csoka commented:***

*Yeah, all those things are within his powers as Hearing Officer, so he can grant it, or ask for more information, or deny it. Whatever he feels is appropriate based on the moving papers that are before him at that time.*

***Chairman Vaughn Hartung commented:***

*Okay, so would the motion look like this? Would it be that we're tabling this until such time that the applicants can reapply and appear before the Hearing Officer?*

***Deputy Attorney General Louis Csoka commented:***

*Well, if you're intent on tabling it, then you don't have a specific date for when you want to table it to, because we don't know what they're going to file and when they're going to file it. But again, I*

*think the best course of action is no action because there's nothing active to rule upon. But if you do want to table it then you could say, for example, the motion could say, 'in the event that the application files a new petition it is the board's desire to rehear the matter at that time.' You know, whatever happens.*

***Chairman Vaughn Hartung commented:***

*OK. I guess. I guess I'm just wrapped around the axle on a motion. What is our motion? Is our motion to take no action?*

***Deputy Attorney General Louis Csoka commented:***

*You would not even take a motion. You would just take no action on the item and move on to the next item.*

***Chairman Vaughn Hartung commented:***

*All right, Mr. Csoka, I appreciate it. Let's bring it back to the board at this point. So, it appears as if we choose not to decide and we still have made a choice—so I think that's where we are, Commissioners, and we open up Item number 98. I mean, I don't know whether there's any real reason to open up 98. I mean, we can certainly have some discussions, but I think Mr. Csoka, if I've heard you correctly, it is in the same boat, it's in the same envelope that we're dealing with Item number 97, regardless of whether it's a different piece of software or not.*

***Deputy Attorney General Louis Csoka commented:***

*Correct. And of course, if anybody's there to speak on the item as an informational item.*

***Chairman Vaughn Hartung commented:***

*We'll certainly give them an opportunity to make public comments as we have in this one and I won't relegate the applicants to three minutes, but I just wanted to understand what's in front of us.*

***Commissioner Dawn Gibbons commented:***

*I'm confused. I mean, there's people that have spent a lot of money, you know, getting things done. But then, you know, when we work with. Liz, we know that there's different things that we are not getting. So, it's very confusing.*

***Chairman Vaughn Hartung commented:***

*Well, I think it's very clear that we're looking for more information. We want to make sure that we're comporting with both. NRS 706 and NRS 706A, and I know that this will come back to us—I'm not trying to thwart this all along, because I think this is the future of taxi. I think it's the future of all transportation—that all transportation, ultimately, will be called up on an app of some sort, and the old model of yesteryear, of, you know, 'will you call me a cab' or there even being phones that connected to cabs in the casinos is going to become a thing of the past. So, I know that this is what we have to move forward with, but there's still a number of questions. With that said, I'm going to close item number 97.*

***No action taken***

**98. Docket 23-09019** A status check on the Curb Software pilot program as used by Reno Cab, Capitol Cab, and Yellow Cab. Staff investigation concluded. Continued from prior general session.

***Brittani Street, Reno Cab, commented:***

*I'd like to start out saying thank you, Chairman, for allowing these two items to be heard separately. As I've stated multiple times, both of these programs operate quite differently, and I think it's important to keep the two separate—first, in terms of when we started the program, the other carrier started several months before we did, so I don't think it's fair to keep us held to the same timeline. Our first completed Uber trip didn't. occur until December 18th of 2024. We only have 4 solid months of completed data of this Uber program. With the differences in the program, I'd like to kind of paint a picture—because we're still, back from our first initial hearing in 2023, going back and forth of whether it's an Uber ride or a taxi ride. I'd kind of like to paint a picture for you all of kind of how our program works, and how it kind of ties into our cab meter directly—that the same process is true, and I've answered that, and I've detailed that in the questionnaire response that was submitted to Commissioner Groover. There are several things that I put in here that describe the relationship and how the two separate fairs are treated. And it's still true that the Uber rider is on the Uber app—they request the ride through the Uber app. The Uber app notifies the customer that, 'you've been paired with a taxi, do you wish to continue?' Yes, they continue. The Uber offer is now sent to the cab—the taxicab—that comes through our mounted-in-the-cab-tablet Curb app. All of our tablets are locked down with only the Curb app, there's no other apps on that tablet. All Uber trips are sent through the Curb app and are completed through the Curb app. When the driver gets the offer, it comes through just like any other offer, but it notifies them that it's an Uber and this is what you're getting paid for it. For this example, like in my questionnaire, we'll use a $20 Uber ride that's coming to the driver; the driver sees that they're being paid $20. This process to start his meter is exactly the same as it—or nearly the same— as it is to start the meter for a taxi ride. The driver presses that, 'I've arrived at the location,' which notifies the rider that the driver has arrived to pick them up. The passenger gets in the vehicle, the driver presses on his tablet, rider's in the cab. Now that the rider's in the cab, now the press-for-hire button appears. Press-for-hire hires the meter—the same taxi meter that runs all of our taxi fares—but it does not engage our taxi rates, it does not charge per mile. It knows it's an Uber ride and it starts the meter at the $20, and the driver completes the ride and turns the fare off, and then $20 is added to the meter. When the driver hires the meter, it still engages the top-lights—the vacancy top-lights on the cab—as it would on a normal taxi fare. So, starting the meter on an Uber ride engages the top-lights, just like it does on a taxi fare. So, NTA Officers that are in the field can see that the top-lights are engaging when there's a passenger in the car, and when there's not. When the ride completes, that $20 is added to the driver's meter and into his total book, just like a regular taxi fare would be. The driver is still required to write down that pick and drop information on the back of his trip sheet, just like he's required to do for a taxi ride. If any of our drivers are stopped in the field by an NTA Officer, their trip sheet is to be exactly matching what is in their trip history on their Curb tablet. And their Curb tablet history will show all taxi fares, and all Uber fares and drivers are expected to record their trips—all Uber trips, all taxi trips—on the back of their trip sheet and treated as any other taxi ride. So, the question of whether it's a taxi ride or an Uber ride is up to the Authority, but those are the facts—it operates, and we make our drivers treat these rides as they would any other ride. It is important to note that we are operating on a 3P program with Uber—that makes it the standalone Curb app is where our Uber trips come from. We do not have a separate Uber app on our tablets, our drivers do not have an Uber app on their cell phones or mobile devices. Those trips are strictly locked down to the tablets that are mounted in the cabs. Along with that, in my questionnaire response I have screenshots of our cashiering system that shows Uber trips on a driver's shift for the day—Uber trips and regular taxi fares and how they're calculated, and that they're all calculated the same way. In this same screenshot, I've also demonstrated how our cashier's algorithm*

*calculates the 3% tax on all the cab rides. From the original hearing back in October, we knew that the excise tax was a major concern for the Authority. It wasn't ever clear to us who or where those taxes were going to be paid, but as I stated, these trips are treated the same way as any other taxi fare is. So, our cashiering system treats and pays the taxes on those Uber fares, just the same as they do the taxi fares. As of yesterday, we find out that Uber has—it in our contract that Uber pays the Authority those 3% excise tax. So technically, we've been paying it twice, because we paid it ourselves and Uber paid it to the Authority directly. So, I have demonstrated that in my questionnaire response here; that all Uber trips, we've collected and turned in the excise tax to the Authority. Uber can speak on their proof and evidence of the monies that have been sent to the Authority through Uber, but we have also been paying the taxes on the Uber fares as well. I know a question was raised about credit card processing fees—we do not collect credit card processing fees on any of our Uber rides. There's no in-car card processing that happens inside the car. The customer's transaction happens through their mobile device, through Uber's card processing system. Customer pays Uber, Uber pays Curb, Curb pays carrier, carrier pays driver. The breakdown before we get the money, I can't speak to. I can track, I can show, I have all the data to show you where every dollar went on everything that we've received from Curb. As for, we have three different fleets that are operating on this program; Reno Sparks and Capital Cab are very similar in the business model, so that's explained there. But even in my questionnaire, I do have diagrams and screenshots of the cashiering program for the Yellow lease drivers as well. Yellow lease drivers keep 100% of their meter and they pay their weekly lease fee to us. We keep no percentage of their Uber trips at all, and I've demonstrated that every dollar that they've collected through Uber gets applied to their lease, just like anything else. So, that's also demonstrated in my response here. I will make it clear that, obviously, my intention here today is to please extend our program. I understand that the formalities that you're restricted by doesn't allow that to happen today, but I do want to point out a few points. Number one, we haven't been operating this program for six months. Last month, we were supposed to have a status check. The status check did not go as planned, and we tabled it for this month. Had we known that we needed to file an extension before this next status check, I would have absolutely done so—but my understanding was that we haven't even had a status check yet. I haven't been operating this program for six months yet, and so that's kind of where my confusion was with that as well. If the opportunity is, you know, presented to us to where we can apply for Interim Authority—if we can't get something granted today—I will absolutely do that immediately. Our drivers are relying on this revenue stream, and we've been shut off as of midnight last night. So, before we leave here today, I would like very clear, you know, directions on what we need to do to get this program back up and running as soon as possible. I know Uber is on the line and they want to hear that as well, so that we can continue collecting data here. I'm afraid that if I'm shut off today, I cannot give you the full six months of data that you're requesting because I've only been operating for four. Again, my first Uber trip was completed December 18th of 2024, so I have January, February, March, and April that are completed. So, at the very least, I would like to have maybe a grace period granted, or something so that I can get a full six months of operating under the pilot program and file for an extension there. I'll say it again, we're not on the same timeline. We're not operating the same program as the other carrier are, so I think it's important to keep the two separate and I appreciate the opportunity to do that. I know it's kind of redundant and we've been on the Agenda several times, so I appreciate the chance to paint the picture for you guys of how it actually goes from customer to driver—how that all works. And again, if there's anything that we have not supplied that we still need to supply as information, I'm happy to do so. I know we got this back to Groover last night, but we did not have the full 15 business days to prepare these answers. So, my request is very respectfully, please take into consideration that we do not have six months of operating this program. And that's kind of where we're at with it.*

***Chairman Vaughn Hartung commented:***

*So, who can answer the question of when the clock—did the clock start at the same time?*

*Or is this particular application on a different clock?*

***Deputy Commissioner David Pasternak commented:***

*Chair Hartung, I believe it actually is on the same exact timeline.*

***Commissioner R. David Groover commented:***

*It is.*

***Chairman Vaughn Hartung commented:***

*I just wanted to make sure that there wasn't something—and by the way, what Ms. Street is referencing, the questions that were answered; I never got any of that documentation, so I've not been able to review it. Nor has Commissioner Gibbons. So, all right, what would we like to do on this? I mean, again, we can do the same thing. They can put in an application. It goes before the Hearing Officer immediately, or—I don't know what the timing of all of this is. I'm still a little cloudy on how they can file new applications.*

***Liz Babcock, Applications Manager, commented:***

*Can I make a suggestion? I would say that if they were to file something tomorrow—or sooner—but tomorrow, and also request Interim Authority based on the fact that they've only had since December, less than six months, the Commissioners may consider granting the Interim, which then would allow a staff time to review all of these reports and the operation of the system to determine whether it gets approved or not.*

***Chairman Vaughn Hartung commented:***

*That would still be up to the Hearing Officer, Ms. Babcock, so that would be Commissioner Groover's call.*

***Commissioner R. David Groover commented:***

*I did receive a response from Curb this morning. Curb was given some additional time because our questions to Curb went out a little late—later than the ones did to Flwheel. So, Curb still has some time to finish those questions, but they did send me some this morning which I have not had an opportunity to look at.*

***Chairman Vaughn Hartung commented:***

*All right. Well, just a cursory view. I got to tell you with what has been presented by Ms. Street. and from Yellow, this seems very straightforward. I still question though, however, whether it qualifies as a taxi ride. We'll sort all of this out under 706.124 because of what it actually says. Sub one says, 'uses a taxi meter or some other device or method or system to indicate and determine the passenger fare charge for the distance traveled,' so that is where it kind of—*

***Brittani Street, Reno Cab, commented:***

*It's a little contradicting, because it is happening on the taxi meter, but it's not the taxi meter that's deciding what the charge is. The charge is already decided.*

***Chairman Vaughn Hartung commented:***

*And by the way, just for reference, I know—because I did take a taxi in Seattle—what they have instituted is some flat fares, which are not actually Uber or Lyft or, you know, they're not TNC generated. When you call a taxi from a specific place and you say, 'I want to go to the airport, to Seatac,' it's a flat fare. I found it interesting, it was right on the window. I should have taken a picture of it, but I did not.*

***Athan Rebelos, Curb, commented:***

*I'm the director of West Coast Business Development and sales, and I can't say anything that Brittani didn't already express eloquently, so I won't even attempt—but I do actually want to just point out that you've mentioned Seattle a couple of times and the program in Seattle is not like that in Reno at all. It's a completely different program, and you were correct. They were flat fares, but they have flat fare taxis. I don't know if you noticed—you may have noticed inside the cab there was no actual meter. So those cars, they kind of operate between the void of a metered taxi and a traditional TNC. But basically, they're TNC's that can pick up street hails legally. That's all they are. So, it's a completely different animal and I just wanted to clarify that just to prevent any confusions.*

***Chairman Vaughn Hartung commented:***

*No, and I wasn't trying to draw a parallel, so much as to say when I did call for using the Uber app, it baited and switched me. It told me that it was a few minutes away and then it wasn't. And in fact, the way that this ride was hailed was through a phone call. The concierge at The Four Seasons called it up for us and he was there within about 3 minutes. It was astounding. But that's neither here nor there. It just was an interesting parallel, seeing taxi on the Uber app. That's all, Mr. Rebelos. That's my only parallel with that.*

***Athan Rebelos, Curb, commented:***

*And that's great. So, again, but thank you again for the time and hopefully we can resume operations soon. That's all I have to say. Thank you.*

***Robin Street, President of Reno Sparks, commented:***

*I just wanted to speak on behalf of our drivers. Thank you everybody here for having us here. But I want to speak on behalf of our drivers. So, when this program started, we were telling our drivers from day one that, 'yeah, it's coming,' right? And for six months, we had to sit there and talk them down out of the watchtower because we got one company that's allowed to do it. We're not allowed to do it. We gave a lot of promises because we're told a lot of different things going along the way and they've stuck in there and they hung in there with us. And now we get to a point where this may be pulled away from them. Obviously, it is, right? We're going to pull it away from them today, but I do need to have some answers for them when we get back. So, under this, it looks like we're just going to shelf this, put it off, it stopped. The program stopped, and the only way to get it going again, possibly, might be to do an Interim Authority on it. My question, I guess, would be—so I can have some answers for my drivers as soon as we walk through the door over there—is what kind of timeline would something like that take?*

***Chairman Vaughn Hartung commented:***

*I don't think we can answer that. You're going to have to get the application to Ms. Babcock and then Commissioner Groover would be the Hearing Officer on this. So, I think it's—and I don't mean to be cryptic—unless Ms. Babcock can answer that, and Commissioner Grover can answer that. But*

*what I don't want to do is say, 'yeah, it's going to happen on a certain timeline,' and then it doesn't happen on the specific day. But Ms. Babcock you can chime in on this.*

***Liz Babcock, Applications Manager, commented:***

*It just depends on how fast they submit it and then I can get it to the Commissioner.*

***Brittani Street, Reno Cab, commented:***

*I can have it to you by the end of the day, today.*

***Liz Babcock, Applications Manager, commented:***

*I will watch for it.*

***Brittani Street, Reno Cab, commented:***

*And for clarity, I can apply for Interim Authority?*

***Liz Babcock, Applications Manager, commented:***

*That is correct. I'm just giving you the instructions on how to file it. The response to that, whether it's approved or not, is strictly up to the Commissioner.*

***Robert Loyel, driver for Reno Sparks Taxi, commented:***

*I've been a long-time driver for Reno Sparks Taxi and—being one of the oldest drivers—people look up to me and ask me a lot of questions and stuff. And I just wanted to give my input that since we have done this program—that the Uber program has benefited most of the drivers, especially our night drivers. Because they just can't make a living at night unless they have these extra trips. On myself, I've been driving a long time, driving a taxi, but it has—almost in 20 days—doubled my fares. And I, you know, my book is a lot larger than it used to be, which is very good—because now I, you know, can make a decent living at it and on the driver's point of view that this has been a good program for us. Most of the drivers do depend on it. Some don't particularly care for it, because 'oh, I'm not making enough,'. But, you know, they're still making it. But you know, most of us do appreciate it. And that's, you know, that's why I'm here to at least let you know that as a driver that it's been good for us. And I'm glad, you know, I'm glad to sit here.*

***Commissioner R. David Groover commented:***

*If they are filing a petition of some sort, what are they filing? And are they filing a complete new pilot program application?*

***Deputy Attorney General Radhika Kunnel commented:***

*That is correct. That's my understanding, right? That's what Ms. Babcock is recommending.*

***Commissioner R. David Groover commented:***

*OK, I understand. So, what we would do at this point is the same thing we did in the prior hearing; we would do nothing and then it would be up to the parties to file.*

***Brittani Street, Reno Cab, commented:***

*So, if we have to file an entirely new application for the for the pilot program—Mr. Csoka mentioned that we could back date it. So, if we were able to back date an Interim Authority for the existing Authority that we already had as of yesterday, couldn't we just apply for an Interim Authority to expand the pilot program we already have?*

***Deputy Attorney General Radhika Kunnel commented:***

*May I suggest that for all those details on how to go about on the procedural aspects of it—may I suggest that the applicant be directed to have a conversation with Ms. Babcock?*

***No action taken***

**Public Comment –** Public comment is welcomed at this time and is limited to 3 minutes per person. Unused time may not be allocated to other speakers. A speaker's viewpoint will not be restricted; however, reasonable restrictions may be imposed upon the time, place, and manner of speech. Irrelevant statements, unduly repetitious statements, and personal attacks that would objectively antagonize or incite others are examples of speech that may be reasonably limited. All comments are to be directed to the Commission as a whole. During this period of public comment, speakers may address any matter either on or off the agenda.

***Adjourn at 2:15 pm***

## 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 per person. Comment may not be restricted based on viewpoint.

The presiding officer may order the removal of any person whose statement or other conduct disrupts the orderly, efficient or safe conduct of the meeting. Warnings against disruptive comments or behavior may or may not be given prior to removal. The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of speech that may be reasonably limited.

**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) 687- 9790 as far in advance of the meeting or hearing as possible.

# Agenda Item# 10

# ITEM 10

# Industry Policy Update Discussion

# Agenda Item# 11

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of vehicles registered to and Citation 21742 issued to Francisco Calderon for violation of NRS 706.386. | ) | Impound 5268 and 4463 Citation 21742 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 27, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 21742 and registered owner of the impounded vehicles, Francisco Calderon, 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 21742, the Investigation Report for the Citation and related impounds 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 Francisco Calderon is the registered owner of the impounded vehicles in this matter and was present at the hearing regarding said vehicles;
3. That the use of the vehicles in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and (3) in that:
    1. No CPCN had been issued authorizing the use of the impounded vehicles in intrastate commerce for tow car services; and
    2. The impounded vehicles 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 as alleged and that the impoundment of the vehicles pursuant to NRS 706.476 was proper; and
6. That no fine be assessed for the impoundment of the vehicle in the related impound I-4463; 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 that a fine be assessed in the amount of $1,000.00 for the impoundment of the vehicle in the related impound I-5268.

Authority Staff recommended 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 or NAC 706 within two years and timely payment of the fine amount. Respondent requested a reduction in fine amounts, stating financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicles 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. To a fine in the amount of $500.00 for the impoundment of the vehicle in the related impound I-5268;
5. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $4,500.00 of said fine amount suspended pending no further NRS 706 or NAC 706 violations 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 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 21742, issued to Francisco Calderon for violation of NRS 706.386 is hereby AFFIRMED;
3. That no fine be assessed for the impoundment of the vehicle in the related impound I-4463;
4. That a fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) be assessed for the impoundment of the vehicle in the related impound I-5268;
5. That the *total* fine for Citation 21742 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount; and
6. That the Respondent is to immediately **CEASE AND DESIST** any and all use of the

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

By the Authority,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 12

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 23371 issued to Juan Ramos for violations of NRS 706.386 and NRS 706.758. | ) ) ) ) ) | Impound 4583 and Citation 23371 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 30, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 23371 and registered owner of the impounded vehicle, Juan Ramos, 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 23371 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 Juan Ramos 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. That a fine be assessed in the amount of $1,000.00 for the impoundment of the vehicle in this matter;
7. That a fine be assessed 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 two years and timely payment of the NRS 706.386 fine amount;
8. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

Authority Staff recommended 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 or NAC 706 within two years and timely payment of the fine amount.

Respondent requested a reduction in fine amount due to financial hardship.

/ / /

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476; 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.
4. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $4,500.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 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 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 23371, issued to Juan Ramos 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 23371 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Five Thousand Five Hundred Dollars and Zero Cents ($5,500.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 23459 and 23460 issued to Wais Safi for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5305 and Citations 23459 and 23460 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 9, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 23459 and 23460 and registered owner of the impounded vehicle, Wais Safi, 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. The parties agreed to withdraw the alleged NRS 706A.280 violation;
2. To the admission of Citations 23459, 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;

3. That Wais Safi is the registered owner of the impounded vehicle in this matter and was present at the hearing regarding said vehicle;
4. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and NRS 706.2(b)(3) in that:
    a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    b. The impounded vehicle did not meet the required standards of the Authority;
5. That no CPCN had been issued by the Authority authorizing the operations undertaken by the Respondent in this matter;
6. That the Respondent's actions constituted one violation of NRS 706.386 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
7. That a fine in the amount of $1,000.00 be assessed for the impoundment of the vehicle in this matter;

Authority Staff recommended a fine in the amount of $5,000.00 for the alleged NRS 706.386 violation with $4,000.00 of said fine amount suspended pending no further violations of NRS 706.386 within two Years and timely payment of the fine amount.

Respondent requested a reduction in the fine amount due to financial hardship.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority;
4. That a fine in the amount of $5,000.00 for the alleged NRS 706.386 violation with $4,500.00 of said fine amount suspended pending no further violations of NRS 706.386 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 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 23459, issued to Wais Safi for violations of NRS 706.386, 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 23459 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) of said fine amount to be suspended pending no further NRS 706.386 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; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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|---|---|---|
| In re: Citation 24210 issued to JMR & CLS Inc. for violation of NAC 706.2473 ref. 49 CFR 391.51. | ) ) ) | Citation 24210 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 8, 2025, a hearing on the above-captioned matter was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, JMR & CLS Inc. was present through their President & Treasurer, James Rubbico. Mr. Rubbico 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 24210 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted violation of NAC 706.2473 ref. 49 CFR 391.51 related to Respondents medical examiners certificate expired on 10/2/2024 and he renewed it on 10/9/2024 (lapse of 7 days); and
3. To a fine in the amount of $200.00 for the NAC 706.2473 ref. 49 CFR 391.51 violation; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.2473 ref. 49 CFR 391.51.

ORDER

**IT IS THEREFORE ORDERED, based on the foregoing:**

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 24210, issued to JMR & CLS Inc. for violation of NAC 706.2473 ref. 49 CFR 391.51, is hereby AFFIRMED;
2. That the *total* fine for Citation 24210 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 706.2473 ref. 49 CFR 391.51 (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# 15

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24365 issued to Mardoqueo I. Rodriguez for violations of NRS 706.386 and NRS 706.758. | ) ) ) ) ) | Impound 4946 and Citation 24365 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 28, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 24365 and registered owner of the impounded vehicle, Mardoqueo I. Rodriguez, 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 24365 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 Mardoqueo I. Rodriguez 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. That a fine be assessed in the amount of $1,000.00 for the impoundment of the vehicle in this matter;
7. That a fine be assessed 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 two years and timely payment of the fine amount;
8. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

Authority Staff recommended that a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation, with $4,000 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount.

Respondent requested a reduction in fine amounts, stating financial hardship.

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## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476; and
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority, and for one violation of NRS 706.758, relating to holding oneself out to the public via unlawful advertisement as able to provide services requiring a certificate of public convenience and necessity.
4. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation, with $4,500 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount.

## 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 24365, issued to Mardoqueo I. Rodriguez 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 24365 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Five Thousand Five Hundred Dollars and Zero Cents ($5,500.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 a vehicle registered to and Citation 24408 issued to Ioan Statica for violation of NRS 706.386. | ) ) ) ) ) | Impound 5295 and Citation 24408 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 9, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 24408 and registered owner of the impounded vehicle, Ioan Statica, 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 24408, 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 Ioan Statica is the registered owner of the impounded vehicle in this matter and was present at the hearing regarding said vehicle;
3. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and NRS 706.2(b)(3) in that:
    1. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    2. The impounded vehicle did not meet the required standards of the Authority;
4. That no CPCN had been issued by the Authority authorizing the operations or advertising 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; and
6. That a fine be assessed in the amount of $1,000.00 for the impoundment of the vehicle in this matter; and
7. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125 (waiver entered as Exhibit 2).

Authority Staff recommended that a fine in the amount of $5,000.00 be assessed for the NRS 706.386 violation with $4,000.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount. Respondent requested a reduction in fine amounts, stating financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;

3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority;
4. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $4,500.00 of said fine amount suspended pending no further NRS 706 or NAC 706 violations 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 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 24408, issued to Ioan Statica for violation of NRS 706.386 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 24408 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount; 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;

/ / /

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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest : _____
David J. Pasternak, 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 a vehicle registered to and Citations 24520 and 24525 issued to Javier Melendrez for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5350 and Citations 24520 and 24525 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 27, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 24520 and 24525 and registered owner of the impounded vehicle, Javier Melendrez, was present and elected to proceed without legal counsel.

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

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

1. To the admission of Citations 24520 and 24525, 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 Javier Melendrez 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. 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 24525, the Respondent's actions constituted a violation of NRS 706A.280 (in that he solicited a passenger for off-app transportation);
7. That no fine or disqualification be imposed for the NRS 706A.280 violation; and
8. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

Authority Staff recommended a fine in the amount of $1,000.00 for the impoundment of the vehicle.

Authority Staff recommended a fine 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 or NAC 706 within two years and timely payment of the fine amount.

Respondent requested a reduction in fines due to financial hardship.

**DISCUSSION**

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;

3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority and for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application.
4. That a fine be assessed in the amount of $750.00 for the impoundment of the vehicle.
5. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $4,500.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 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 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 24520 and 24525, issued to Javier Melendrez for violations of NRS 706.386 and NRS 706A.280, 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 24520 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
5. That *no fine* or disqualification be imposed for Citation 24525 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 18

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25100 and 24966 issued to Tahir Usman Kadir for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5282 and Citations 25100 and 24966 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 10, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25100 and 24966 and registered owner of the impounded vehicle, Tahir Usman Kadir, was present and elected to proceed without legal counsel.

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

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

1. To the admission of Citations 25100 and 24966, 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 Tahir Usman Kadir 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. 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 24966, the Respondent's actions constituted a violation of NRS 706A.280 (in that they solicited a passenger for off-app transportation);
7. That a fine in the amount of $5,000.00 be assessed for the impoundment of the vehicle in this matter;
8. That a fine be assessed in the amount of $10,000.00 for the NRS 706.386 violation with $8,000.00 of said fine amount suspended pending no further violations of NRS 706.386 within two years 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 25100 and 24966, issued to Tahir Usman Kadir for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of Five Thousand Dollars and Zero Cents ($5,000.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 25100 shall be in the amount of Ten Thousand Dollars and Zero Cents ($10,000.00), with Eight Thousand Dollars and Zero Cents ($8,000.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
5. That *no fine* or disqualification be imposed for Citation 24966 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: Citation 25024 issued to U.S. Party Bus, LLC d/b/a U.S. Party Bus for violation of NAC 706.191. | ) ) ) | Citation 25024 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On February 5, 2025, a hearing on the above-captioned matter was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, U.S. Party Bus, LLC d/b/a U.S. Party Bus, 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 25024 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

/ / /

2. That the Respondent's actions constituted one violation of NAC 706.191 related to the failure to maintain insurance;
3. That a fine be assessed in the amount of $100.00 for the NAC 706.191 violation, with $100.00 of said fine amount suspended pending no further violations of NAC 706.191 within two years and timely payment of the fine amount;
4. That the Respondent shall pay $48.15 toward disgorgement for insurance premium during the lapsed period; and
5. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That findings enter against the Respondent for violation of NAC 706.191.

ORDER

**IT IS THEREFORE ORDERED, based on the foregoing:**

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 25024, issued to U.S. Party Bus, LLC d/b/a U.S. Party Bus for violation of NAC 706.191, is hereby AFFIRMED;
2. That the *total* fine for Citation 25024 shall be in the amount of One Hundred Forty-Eight Dollars and Fifteen Cents ($148.15) with One Hundred Dollars and Zero Cents ($100.00) of said fine amount suspended pending no further violations of NAC 706.191 within two years and timely payment of the fine amount;

3. Additionally, the Forty-Eight Dollars and Fifteen Cents ($48.15) is toward disgorgement for the insurance premium during the lapsed period; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 20

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In re: Citation 25025 issued to ZDR Corporation d/b/a Del Rey Towing for violation of NAC 706.191. | ) ) ) | Citation 25025 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On February 5, 2025, a hearing on the above-captioned matter was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, ZDR Corporation d/b/a Del Rey Towing, was present by and through their representative 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 admit into evidence the Citation 25025 and the related Investigation Report (marked as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the Respondent's actions constituted one violation of NAC 706.191 related to the failure to maintain insurance;
3. That a fine be assessed in the amount of $1,000.00 for the NAC 706.191 violation, with $1,000.00 of said fine amount suspended pending no further violations of NAC 706.191 within two years and timely payment of the fine amount;
4. To a fine in the amount of $158.60, as a disgorgement due to a lapse of insurance; and
5. That the suspended fine of $1,000 from previous Citation 25013 shall remain in abeyance for possible future date;
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 706.191.

ORDER

**IT IS THEREFORE ORDERED, based on the foregoing:**

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 25025, issued to ZDR Corporation d/b/a Del Rey Towing for violation of NAC 706.191, is hereby AFFIRMED;
2. That the *total* fine for Citation 25025 shall be in the amount of One Thousand One Hundred Fifty-Eight Dollars and Sixty Cents ($1,158.60) with One Thousand Dollars and Zero Cents ($1,000.00) of said fine amount suspended pending no further violations of NAC 706.191 within two years and timely payment of the fine amount;

3. Additionally, the One Hundred Fifty-Eight Dollars and Sixty Cents ($158.60) is toward disgorgement for the insurance premium during the lapsed period;
4. That the suspended fine of One Thousand Dollars and Zero Cents ($1,000) from previous Citation 25013 shall remain in abeyance;
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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 21

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25099 issued to Noel Garcia for violation of NRS 706.386. | ) ) ) ) | Impound 5281 and Citation 25099 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 9, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25099 and registered owner of the impounded vehicle, Noel Garcia, 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 25099 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 Noel 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 (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 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;
5. To a fine in the amount of $5,000.00 for the impoundment of the vehicle in this matter;
6. To a fine in the amount of $10,000.00 for the NRS 706.386 violation with $8,000.00 of said fine amount suspended pending no further violations of NRS 706.or NAC 706 within two years and timely payment of the fine amount; 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 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.

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ORDER

**IT IS THEREFORE ORDERED, based on the foregoing:**

**That the recommendation of the Hearing Officer with regard to the impoundment of the vehicle pursuant to NRS 706.476 is hereby AFFIRMED;**

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 25099, issued to Noel Garcia for violation of NRS 706.386, is hereby AFFIRMED;
2. That a fine in the amount of Five Thousand Dollars and Zero Cents ($5,000.00) be assessed for the impoundment of the vehicle in this matter;
3. That the *total* fine for Citation 25099 shall be in the amount of Ten Thousand Dollars and Zero Cents ($10,000.00), with Eight Thousand Dollars and Zero Cents ($8,000.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years 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; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 706.386 more than five times within three years.

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

# Agenda Item# 22

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25142 issued to Sergio Aguilera-Shade for violation of NRS 706.386. | ) ) ) ) ) | Impound 3319 and Citation 25142 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 10, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25142 and registered owner of the impounded vehicle, Sergio Aguilera-Shade, 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 25142, 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 Sergio Aguilera-Shade 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:
    1. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    2. The impounded vehicle did not meet the required standards of the Authority;
4. That no CPCN had been issued by the Authority authorizing the operations or advertising 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; and
6. That a fine be assessed in the amount of $1,000.00 for the impoundment of the vehicle in this matter; and
7. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125 (waiver entered as Exhibit 2).

Authority Staff recommended 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 or NAC 706 within two years and timely payment of the fine amount; Respondent requested a reduction in fine amounts, stating financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;

3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority;
4. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $4,500.00 of said fine amount suspended pending no further NRS 706 or NAC 706 violations 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 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 25142, issued to Sergio Aguilera-Shade for violation of NRS 706.386 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 25142 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount; 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;

/ / /

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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25289 issued to Sameh Majed for violation of NRS 706.386. | ) ) ) ) ) | Impound 4388 and Citation 25289 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 9, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25289 and registered owner of the impounded vehicle, Sameh Majed, 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 25289, 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 Sameh Majed is the registered owner of the impounded vehicle in this matter and was present at the hearing regarding said vehicle;
3. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and NRS 706.2(b)(3) in that:
    1. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    2. The impounded vehicle did not meet the required standards of the Authority;
4. That no CPCN had been issued by the Authority authorizing the operations or advertising 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; and
6. That a fine be assessed in the amount of $1,000.00 for the impoundment of the vehicle in this matter; and
7. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125 (waiver entered as Exhibit 2).

Authority staff recommended a fine 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 or NAC 706 within two years and timely payment of the fine amount;

The Respondent requested leniency due to financial hardship.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;

3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority;
4. To a fine in the amount of $1,000.00 for the impoundment of the vehicle;
5. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $4,800.00 of said fine amount suspended pending no further NRS 706 or NAC 706 violations 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 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 25289, issued to Sameh Majed for violation of NRS 706.386 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 25289 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Eight Hundred Dollars and Zero Cents ($4,800.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount; 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;

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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest : _____
David J. Pasternak, 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

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|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25292 issued to David Michael Garcia for violation of NRS 706.386. | ) ) ) ) | Impound 5286 and Citation 25292 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 10, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25292 and registered owner of the impounded vehicle, David Michael Garcia, 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 25292 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 David Michael 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 (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 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;
5. To a fine in the amount of $5,000.00 for the impoundment of the vehicle in this matter;
6. To a fine in the amount of $10,000.00 for the NRS 706.386 violation with $8,000.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount;
7. That the suspended fine of $2,250.00 from previous Citation 24551 shall immediately become due and payable; and
8. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That 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.

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 25292, issued to David Michael Garcia for violation of NRS 706.386, is hereby AFFIRMED;
3. That a fine in the amount of Five Thousand Dollars and Zero Cents ($5,000.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 25292 shall be in the amount of Ten Thousand Dollars and Zero Cents ($10,000.00), with Eight Thousand Dollars and Zero Cents ($8,000.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
5. That the suspended fine of $2,250.00 from previous Citation 24551 shall immediately become due and owing;
6. That the Respondent is to immediately **CEASE AND DESIST** any and all use of the impounded vehicle in violation of the provisions of NRS 706;
7. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386; and

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

By the Authority,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 706.386 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

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|---|---|---|
| In Re: Citation 25303 issued to Gerald Ryan Jr. for violations of NRS 706.386 and NRS 706.758. | ) ) ) | Citation 25303 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 8, 2025, a hearing on the above-captioned matter was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Gerald Ryan Jr., 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 25303 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 $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 two years and timely payment of the NRS 706.386 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.

Authority staff recommended a fine 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 or NAC 706 within two years and timely payment of fine amount.

Respondent requested a reduction in the fine amount due to financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; 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.
3. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $5,000.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years.

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ORDER

**IT IS THEREFORE ORDERED, based on the foregoing:**

1. That the recommendation of the Hearing Officer regarding Administrative Citation and Verified Complaint 25303, issued to Gerald Ryan Jr. for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
2. That the *total* fine for Citation Number 25303 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Six Thousand Dollars and Zero Cents ($6,000.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within two years;
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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 26

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25304 issued to Nicholas Wilson for violations of NRS 706.386 and NRS 706.758. | ) ) ) ) ) | Impound 3487 and 4418 Citation 25304 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 9, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25304 and registered owner of the impounded vehicle, Nicholas Wilson, 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 25304 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 Nicholas Wilson 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 $500.00 be assessed for the I-3487 impoundment of the vehicle in this matter;
7. To a fine in the amount of $500.00 be assessed for the I-4418 impoundment of the vehicle in this matter;
8. 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 or NAC 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 with $1,000.00 of said fine amount suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the outstanding fine amount for the NRS 706.386 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.

Respondent requested a reduction in the fine amounts stating financial hardship.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476; 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.
4. That a fine of $500 be assessed for the I-3487 impoundment of the vehicle.
5. That a fine of $500 be assessed for the I-4418 impoundment of the vehicle.
6. That a fine in the amount of $5,000.00 be assessed for the NRS 706.386 violation with $4,700.00 suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
7. That a fine in the amount of $1,000.00 be assessed for the NRS 706.758 violation with $1,000.00 suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the outstanding fine amount 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 vehicles pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 25304, issued to Nicholas Wilson for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;

3. That a fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) be assessed for the I-3487 impoundment of the vehicle in this matter;
4. That a fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) be assessed for the I-4418 impoundment of the vehicle in this matter;
5. That the *total* fine for Citation 25304 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Five Thousand Seven Hundred Dollars and Zero Cents ($5,7000.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 27

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25304 issued to Raol Valdez for violations of NRS 706.386 and NRS 706.758. | ) ) ) ) ) | Impound 4987 and 4991 Citation 25330 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 30, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25330 and registered owner of the impounded vehicles, Raol Valdez, 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 25330, the Investigation Report for the Citation and related impounds 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 Raol Valdez is the registered owner of the impounded vehicles in this matter and was present at the hearing regarding said vehicles;
3. That the use of the vehicles in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and (3) in that:
    1. No CPCN had been issued authorizing the use of the impounded vehicles in intrastate commerce for transportation of household goods; and
    2. The impounded vehicles 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 vehicles pursuant to NRS 706.476 was proper;
6. That a fine be assessed in the amount of $1,000.00 for the impoundment of the vehicle in the related impound I-4987;
7. That no fine be assessed for the impoundment of the vehicle in the related impound I-4991;
8. That a fine be assessed in the amount of $1,000.00 for the NRS 706.758 violation, with $1,000 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount;.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).

Authority Staff recommended 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 or NAC 706 within two years and timely payment of the fine amount. Respondent requested a reduction in fine amounts, stating financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicles 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 a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $5,000.00 of said fine amount suspended pending no further NRS 706 or NAC 706 violations within two years.

## 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 25330, issued to Raol Valdez for violation of NRS 706.386 is hereby AFFIRMED;
3. That no fine be assessed for the impoundment of the vehicle in the related impound I-4991;
4. 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 the related impound I-4987;
5. That the *total* fine for Citation 25330 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Six Thousand Dollars and Zero Cents ($6,000.00) of said fine

amount to be suspended pending no further violations of NRS 706 or NAC 706 within two years; and

6. That the Respondent is to immediately **CEASE AND DESIST** any and all use of the impounded vehicles 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 the Authority retains jurisdiction for correcting any errors that may have occurred in the drafting or issuance of this Order.

By the Authority,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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# 28

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

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|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25407 and 25408 issued to Tirhas Nuge Gebyeigziabiher for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5244 and Citations 25407 and 25408 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 10, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25407 and 25408 and registered owner of the impounded vehicle, Tirhas Nuge Gebyeigziabiher, 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 25407 and 25408, 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 Tirhas Nuge Gebyeigziabiher 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. 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 25408, the Respondent's actions constituted a violation of NRS 706A.280 (in that they solicited a passenger for off-app transportation);
7. That a fine in the amount of $2,500.00 be assessed for the impoundment of the vehicle in this matter; and
8. That no fine or disqualification be imposed for the NRS 706A.280 violation;

Authority Staff recommended a fine 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 or NAC 706 within two years and timely payment of the fine amount.

Respondent asked for a reduction in fine, stating financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;

3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority and for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application.
4. That a fine be assessed in the amount of $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 or NAC 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 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 25407 and 25408, issued to Tirhas Nuge Gebyeigziabiher for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of Two Thousand Five Hundred Dollars and Zero Cents ($2,500.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 25407 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
5. That *no fine* or disqualification be imposed for Citation 25408 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25409 and 25410 issued to Huluyalfl Mengestu for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5246 and Citations 25409 and 25410 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 10, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25409 and 25410 and registered owner of the impounded vehicle, Huluyalfl Mengestu, 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. The parties agreed to withdraw the alleged NRS 706A.280 violation;
2. To the admission of Citations 25409, 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;

3. That Huluyalfl Mengestu is the registered owner of the impounded vehicle in this matter and was present at the hearing regarding said vehicle;
4. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and NRS 706.2(b)(3) in that:
    a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    b. The impounded vehicle did not meet the required standards of the Authority;
5. That no CPCN had been issued by the Authority authorizing the operations undertaken by the Respondent in this matter;
6. That the Respondent's actions constituted one violation of NRS 706.386 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
7. That a fine in the amount of $1,000.00 be assessed for the impoundment of the vehicle in this matter;

Authority Staff recommended a fine in the amount of $5,000.00 for the alleged NRS 706.386 violation With $4,000.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within 2 years and timely payment of the fine amount.

Respondent requested a reduction in the fine amount due to financial hardship.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476;
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority;
4. That a fine in the amount of $5,000.00 be assessed for the NRS 706.386 violation with $4,500.00 suspended pending no further NRS 706 or NAC 706 violations 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 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 25409, issued to Huluyalfl Mengestu for violations of NRS 706.386, 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 25409 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 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; and

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

By the Authority,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25411 and 25412 issued to Zulema Cuevas Lopez for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5252 and Citations 25411 and 25412 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 10, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25411 and 25412 and registered owner of the impounded vehicle, Zulema Cuevas Lopez, was present and elected to proceed without legal counsel.

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

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

1. To the admission of Citations 25411 and 25412, 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 Zulema Cuevas Lopez 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. 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 25412, the Respondent's actions constituted a violation of NRS 706A.280 (in that they solicited a passenger for off-app transportation);
7. That a fine in the amount of $1,000.00 be assessed for the impoundment of the vehicle in this matter;
8. 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 or NAC 706 within two years 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 25411 and 25412, issued to Zulema Cuevas Lopez for violations of NRS 706.386 and NRS 706A.280, 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 25411 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Dollars and Zero Cents ($4,000.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
5. That *no fine* or disqualification be imposed for Citation 25412 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 31

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citations 25447 and 25448 issued to Mauricio Luque-Ramirez for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) | Citations 25447 and 25448 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak.

**ORDER**

On February 5, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25447 and 25448, Mauricio Luque-Ramirez, was present by and through his Attorney, David Crosby.

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 25447 and 25448 and the Investigation Report for the Citations into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That no CPCN had been issued by the Authority authorizing the "off-app" operations undertaken by the Respondent in this matter;
3. That the Respondent's actions constituted a violation of NRS 706A.280 and one violation of NRS 706.386 as alleged;
4. That no fines or remedies be imposed for the NRS 706A.280 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.

Authority Staff recommended 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 or NAC 706 within two years and timely payment of the fine amount. Counsel for the Respondent requested a reduction in the fine amount due to financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application, and one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority.
3. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $4,500.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount.

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ORDER

**IT IS THEREFORE ORDERED, based on the foregoing:**

1. That the recommendation of the Hearing Officer for Administrative Citations and Verified Complaints 25447 and 25448, issued to Mauricio Luque-Ramirez for violations of NRS 706A.280 and NRS 706.386, is hereby AFFIRMED;
2. That *no fine* or disqualification be imposed for Citation 25448 for the NRS 706A.280 violation;
3. That the *total* fine for Citation 25447 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
4. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386; and

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

By the Authority,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25501 and 25502 issued to Heather Joseph for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5317 and Citations 25501 and 25502 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 10, 2025, a hearing on the above-captioned matters was held before Commissioner Dawn Gibbons serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25501 and 25502 and registered owner of the impounded vehicle, Heather Joseph, 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 25501 and 25502, 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 Heather Joseph 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:
    1. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    2. The impounded vehicle did not meet the required standards of the Authority;
4. That no CPCN had been issued by the Authority authorizing the operations undertaken by the Respondent in this matter;
5. That the Respondent's actions constituted one violation of NRS 706.386 and one violation of NRS 706A.280 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That a fine be assessed in the amount of $1,000.00 for the impoundment of the vehicle in this matter;
7. That no fine be imposed for the NRS 706A.280 violation; 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 (waiver entered as Exhibit 2); Authority Staff recommended 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 or NAC 706 within two years and timely payment of the fine amount; Respondent asked for a reduction in fine, stating financial hardship.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;

2. That the impoundment of the vehicle be deemed proper under NRS 706.476;
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority and for one violation of NRS 706A.280, relating to providing passenger transportation services outside the TNC application; and
4. That a fine be assessed in the amount of $5,000.00 for the NRS 706.386 violation with $4,500.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 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 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 25501 and 25502, issued to Heather Joseph for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. 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;
4. That the *total* fine for Citation 25501 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
5. That *no fine* or disqualification be imposed for Citation 25502 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 a vehicle registered to Juan Rodriguez. | ) ) ) | Impound 4947 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 28, 2025, a hearing on the above-captioned matter was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The registered owner of the impounded vehicle, Juan Rodriguez, was present and elected to proceed with 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 4947 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 transportation of household goods; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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# 34

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In re the impoundment pursuant to NRS 706.476 of a vehicle registered to Albania Molina DeGonzalez. | ) ) ) | Impound 5285 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 10, 2025, a hearing on the above-captioned matter was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The registered owner of the impounded vehicle, Albania Molina DeGonzalez, was present and elected to proceed with legal counsel. An interpreter was sworn for the hearing.

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 5285 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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# 35

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to Arvin Yabut. | ) ) ) | Impound 5291 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 27, 2025, a hearing on the above-captioned matter was held before Commissioner Dawn Gibbons, serving in her capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The registered owner of the impounded vehicle, Arvin Yabut, 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 5291 into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That the registered owner of the impounded vehicle was present at the hearing regarding said vehicle;
3. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and (3) in that:
    a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    b. That the impounded vehicle did not meet all required standards of the Authority; and
4. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

Authority Staff recommended a fine in the amount of $1000.00 for the impoundment of the vehicle in this matter.

Respondent requested a reduction in fine amount due to financial hardship.

DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476; and
3. That a fine be assessed in the amount of $500.00 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 36

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citation 25143 issued to Luis Ortega Redonet for violations of NRS 706.386 and NRS 706.758. | ) ) ) | Citation 25143 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On December 30, 2024, 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, Luis Ortega Redonet, 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 25143 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 $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 or NAC 706 within two years 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. or NAC 706 within two years 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 25143, issued to Luis Ortega Redonet for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;

2. That the *total* fine for Citation Number 25143 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Five Thousand Dollars and Zero Cents ($5,000.00) of said fine amount to be suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of fine amount;
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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25145 issued to Ruben Reyes-Lopez for violations of NRS 706.386 and NRS 706.758. | ) ) ) ) ) | Impound 5271 and Citation 25145 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 21, 2025, a hearing on the above-captioned matters was held before Commissioner R. David Groover, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25145 and registered owner of the impounded vehicle, Ruben Reyes-Lopez, was present and elected to proceed without legal counsel. An interpreter was sworn for the hearing.

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 25145 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 Ruben Reyes-Lopez 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 tow car services; 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 $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 $4,000.00 of said fine amount suspended pending no further violations of NRS 706.386 within two years and timely payment of the fine amount;
8. To a fine in the amount of $2,000.00 for the NRS 706.758 violation with $2,000.00 of said fine amount suspended pending no further NRS 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; 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 vehicles pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 25145, issued to Ruben Reyes-Lopez 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 25145 shall be in the amount of Seven Thousand Dollars and Zero Cents ($7,000.00), with Six Thousand Dollars and Zero Cents ($6,000.00) of said fine amount to be suspended pending no further NRS 706.386 or 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 38

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citation 25291 issued to Reginald S. Rutherford for violation of NRS 706.386. | ) ) ) | Citation 25291 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 22, 2025, 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, Reginald S. Rutherford, 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 25291 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 undertaken by the Respondent in this matter;

3. That the Respondent's actions constituted violation of NRS 706.386;
4. To a fine in the amount of $10,000.00 for the NRS 706.386 violation with $8,000.00 of said fine amount suspended pending no further violations of NRS 706.386 within two years and timely payment of 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 one violation of NRS 706.386, related 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 regarding Administrative Citation and Verified Complaint 25291, issued to Reginald S. Rutherford for violation of NRS 706.386, is hereby AFFIRMED;
2. That the *total* fine for Citation Number 25291 shall be in the amount of Ten Thousand Dollars and Zero Cents ($10,000.00), with Eight Thousand Dollars and Zero Cents ($8,000.00) of said fine amount to be suspended pending no further violations of NRS 706.386 within two years 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; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: Citation 25293 issued to David Torosyan for violations of NRS 706.386. | ) ) ) ) | Citations 25293 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 23, 2025, a hearing on the above-captioned matters was held before Commissioner R. David Groover, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25293, David Torosyan, was present by and through their Attorney Levon Vardanyan, Esq. (no contest plea).

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 25293 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 a violation of NRS 706.386; 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 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 within two years and timely payment of the fine amount.

Counsel for Respondent requested a reduction in fine due to financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority.
3. 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 706.386 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 for Administrative Citation and Verified Complaint 25293, issued to David Torosyan for violations of NRS 706.386, is hereby AFFIRMED;
2. That the *total* fine for Citation 25293 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Dollars and Zero Cents ($4,000.00) of said fine amount to be suspended pending no further NRS 706.386 violations within two years and timely payment of the fine amount;

3. That the Respondent is to immediately **CEASE AND DESIST** any and all operation in violation of NRS 706.386; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 40

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25294 and 25295 issued to Emran Nayel for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5288 and Citations 25294 and 25295 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 23, 2025, a hearing on the above-captioned matters was held before Commissioner R. David Groover, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25294 and 25295 and registered owner of the impounded vehicle, Emran Nayel, was present and elected to proceed without legal counsel.

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

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

1. To the admission of Citations 25294 and 25295, 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 Emran Nayel 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 25295, the Respondent's actions constituted a violation of NRS 706A.280 (in that they solicited a passenger for off-app transportation);
7. That a fine be assessed in the amount of $500.00 for the impoundment of the vehicle in this matter;
8. 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 706.386 within two years 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 25294 and 25295, issued to Emran Nayel for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. That a fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) be assessed for the impoundment of the vehicle in this matter;
4. That the *total* fine for Citation 25294 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Dollars and Zero Cents ($4,000.00) of said fine amount to be suspended pending no further NRS 706.386 violations within two years and timely payment of the fine amount;
5. That *no fine* or disqualification be imposed for Citation 25295 for the NRS 706A.280 violation;

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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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 41

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25296 and 25297 issued to Flaiton Ramos-Guerra for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5287 and Citations 25296 and 25297 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 23, 2025, a hearing on the above-captioned matters was held before Commissioner R. David Groover, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25296 and 25297 and registered owner of the impounded vehicle, Flaiton Ramos-Guerra, was present and elected to proceed without legal counsel.

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

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

1. To the admission of Citations 25296 and 25297, 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 Flaiton Ramos-Guerra 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. 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 25297, the Respondent's actions constituted a violation of NRS 706A.280 (in that they solicited a passenger for off-app transportation);
7. That a fine be assessed in the amount of $1,000.00 the impoundment of the vehicle in this matter;
8. 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 706.386 within two years 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 25296 and 25297, issued to Flaiton Ramos-Guerra for violations of NRS 706.386 and NRS 706A.280, 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 25296 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Dollars and Zero Cents ($4,000.00) of said fine amount to be suspended pending no further NRS 706.386 violations within two years and timely payment of the fine amount;
5. That *no fine* or disqualification be imposed for Citation 25297 for the NRS 706A.280 violation;

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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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 42

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citation 25329 issued to Joshua Moore for violations of NRS 706.386 and NRS 706.758. | ) ) ) | Citation 25329 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 22, 2025, 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, Joshua Moore, 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 25329 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 $5,000.00 for the NRS 706.386 violation with $4,750.00 of said fine amount suspended pending no further violations of NRS 706.386 within two years 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 706.758 within two years 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 25329, issued to Joshua Moore for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;

2. That the *total* fine for Citation Number 25329 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Five Thousand Seven Hundred Fifty Dollars and Zero Cents ($5,750.00) of said fine amount to be suspended pending no further violations of NRS 706.386 or NRS 706.758 within two years 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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|---|---|---|
| In Re: Citation 25351 issued to David Brooks for violation of NAC 706.2473 ref. 49 CFR 283.213 and NAC 706.1378. | ) ) ) ) | Citation 25351 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 22, 2025, 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, David Brooks 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 NAC 706.1378 violation;
2. To admit into evidence the Citation 25351 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 706.2473 ref. 49 CFR 283.213 related to driver refused to submit to a required drug test;
4. To a fine in the amount of $100.00 for the NAC 706.2473 ref. 49 CFR 382.213 violation; and
5. That Respondent must complete the SAP program; 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 706.2473 ref. 49 CFR 382.213.

ORDER

**IT IS THEREFORE ORDERED, based on the foregoing:**

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 25351, issued to David Brooks for violation of NAC 706.2473 ref. 49 CFR 382.213, is hereby AFFIRMED;
2. That the *total* fine for Citation 25351 shall be in the amount of One Hundred Dollars and Zero Cents ($100.00); and
3. That Respondent must complete the SAP program; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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# 44

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

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|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25401 and 25402 issued to Mohamed Fawzy Rabie for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5248 and Citations 25401 and 25402 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On December 30, 2024, a hearing on the above-captioned matters was held before Commissioner R. David Groover serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25401 and 25402 and registered owner of the impounded vehicle, Mohamed Fawzy Rabie, 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 25401 and 25402, 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 Mohamed Fawzy Rabie 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:
    1. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    2. The impounded vehicle did not meet the required standards of the Authority;
4. That no CPCN had been issued by the Authority authorizing the operations undertaken by the Respondent in this matter;
5. That the Respondent's actions constituted one violation of NRS 706.386 and one violation of NRS 706A.280 as alleged and that the impoundment of the vehicle pursuant to NRS 706.476 was proper;
6. That fine in the amount of $1,000.00 be assessed for the impoundment of the vehicle in this matter.
7. 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 706.386 within two years and timely payment of the fine amount;
8. That no fine 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).

Respondent requested a reduction in the fine amounts due to financial hardship.

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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 a fine in the amount of $1,000.00 be assessed for the impoundment of the vehicle in this matter; and
4. 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 25401 and 25402, issued to Mohamed Fawzy Rabie for violations of NRS 706.386 and NRS 706A.280, is hereby AFFIRMED;
3. 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;
4. That the *total* fine for Citation 25401 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Dollars and Zero Cents ($4,000.00) of said fine amount to be suspended pending no further NRS 706.386 violations within two years and timely payment of the fine amount;
5. That *no fine* or disqualification be imposed for Citation 25402 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 25403 issued to Alex Park for violations of NRS 706.386 and NRS 706.758. | ) ) ) | Citation 25403 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 22, 2025, 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, Alex Park, 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 25403 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;

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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. That the Respondent shall remove all advertising of services requiring a CPCN from Facebook and any other advertising platforms; 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 a fine in the amount of $10,000.00 for the NRS 706.386 violation with $7,000.00 of said fine amount suspended pending no further violations of NRS 706.386 within two years and timely payment of fine amount;

Authority Staff recommended a fine in the amount of $2,000.00 for the NRS 706.758 violation with $1,500.00 of said fine amount suspended pending no further violations of NRS 706.758 within two years and timely payment of the fine amount;

Respondent requested a reduction in the fine amount due to financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; 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.
3. That a fine be assessed in the amount of $10,000.00 for the NRS 706.386 violation with $5,000.00 of said fine amount suspended pending no further violations of NRS 706.386 within two years and timely payment of the fine amount.

4. That a fine be assessed in the amount of $5,000.00 for the NRS 706.758 violation with $3,000.00 of said fine amount suspended pending no further violations of NRS 706.758 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 25403, issued to Alex Park for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
2. That the *total* fine for Citation Number 25403 shall be in the amount of Fifteen Thousand Dollars and Zero Cents ($15,000.00), with Eight Thousand Dollars and Zero Cents ($8,000.00) of said fine amount to be suspended pending no further violations of NRS 706.386 or NRS 706.758 within two years 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;
5. That the Respondent shall remove all advertising of services requiring a CPCN from Facebook and any other advertising platforms; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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|---|---|---|
| In re: Citation 25404 issued to Taylor Patterson for violation of NRS 706.756(e). | ) | Citation 25404 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 22, 2025, 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, Taylor Patterson 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 25404 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;

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2. That the Respondent's actions constituted violation of NRS 706.756(e), related to aiding and/or abetting another to conduct illegal passenger transportation;
3. To a fine in the amount of $5,000.00 for the NRS 706.756 violation with $4,500.00 in abeyance for two years pending no further violations of NRS 706.756(e) 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 NRS 706.756(e).

ORDER

**IT IS THEREFORE ORDERED, based on the foregoing:**

1. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 25404, issued to Taylor Patterson for violation of NRS 706.756(e), is hereby AFFIRMED;
2. That the *total* fine for Citation 25404 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00) with Four Thousand Five Hundred Dollars and Zero Cents ($4,500.00) suspended for two years pending no further violations of NRS 706.756(e) 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 a vehicle registered to and Citation 25420 issued to Thomas Oetjen for violations of NRS 706.386 and NRS 706.758. | ) ) ) ) ) | Impound 5257 and Citation 25420 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 23, 2025, a hearing on the above-captioned matters was held before Commissioner R. David Groover, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25420 and registered owner of the impounded vehicle, Thomas Oetjen, 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 25420 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 Thomas Oetjen 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. That a fine be assessed in the amount of $1,000.00 for the impoundment of the vehicle in this matter;
7. 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 706.386 within two years and timely payment of the fine amount;
8. That a fine be assessed in the amount of $2,000.00 for the NRS 706.758 violation with $2,000.00 of said fine amount suspended pending no further violations of NRS 706.758 within two years and timely payment of the fine amount; and
9. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

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## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476; and
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority, and for one violation of NRS 706.758, relating to holding oneself out to the public via unlawful advertisement as able to provide services requiring a certificate of public convenience and necessity.

## ORDER

**IT IS THEREFORE ORDERED, based on the foregoing:**

1. That the recommendation of the Hearing Officer with regard to the impoundment of the vehicles pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 25420, issued to Thomas Oetjen 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 25420 shall be in the amount of Seven Thousand Dollars and Zero Cents ($7,000.00), with Six Thousand Dollars and Zero Cents ($6,000.00) of said fine amount to be suspended pending no further NRS 706.386 or 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 48

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to Francisco Javier Castaneda. | ) ) ) | Impound 3642 |

At a general session of the Nevada Transportation Authority held on June 12,2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On December 31, 2024, 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 registered owner of the impounded vehicle, Francisco Javier Castaneda, 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 3642 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;
4. That no fine would 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

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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 Suong Ha Pham. | ) ) ) | Impound 5259 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 24, 2025, 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 registered owner of the impounded vehicle, Suong Ha Pham, was present and elected to proceed without legal counsel. The Respondent's husband was sworn 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 the Investigation Report for Impound 5259 into evidence (identified as State's Exhibit 2 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;
2. That a representative of the registered owner of the impounded vehicle was present at the hearing regarding said vehicle;

3. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and (3) in that:
    a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    b. That the impounded vehicle did not meet all required standards of the Authority;
4. That a fine be assessed 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 50

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to Marcia Tejeda Guerra. | ) ) ) | Impound 5276 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On December 30, 2024, 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 registered owner of the impounded vehicle, Marcia Tejeda Guerra, was present by and through her power of attorney, Yarelis Ford and elected to proceed without legal counsel. Ms. Garcia was sworn 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 the Investigation Report for Impound 5276 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 tow car services; 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.

Respondent requested a reduction of the fine amount due to financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; and
2. That the impoundment of the vehicle be deemed proper under NRS 706.476.
3. That a fine in the amount of $1,000.00 be assessed for the impoundment of the vehicle in this matter.

## 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
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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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# 51

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In re the impoundment pursuant to NRS 706.476 of a vehicle registered to Hasmik Navasardyan. | ) ) ) | Impound 5289 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 23, 2025, 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 registered owner of the impounded vehicle, Hasmik Navasardyan, was present by and through their Attorney Levon Vardanyan, Esq. (no contest plea).

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 5289 into evidence (identified as State's Exhibit 1 and incorporated herein by reference) and that the facts as set forth therein were true and accurate;

2. That a representative of the registered owner of the impounded vehicle was present at the hearing regarding said vehicle;
3. That the use of the vehicle in intrastate commerce without a certificate of public convenience and necessity ("CPCN") violated NRS 706.476 (2)(b)(2) and (3) in that:
    a. No CPCN had been issued authorizing the use of the impounded vehicle in intrastate commerce for passenger transportation; and
    b. That the impounded vehicle did not meet all required standards of the Authority; 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 $1,500.00 for the impoundment of the vehicle in this matter.

Counsel for Respondent requested a reduction in fine amount due to financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476; and
3. That a fine in the amount of $1,000.00 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 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
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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24967 issued to Valley Towing Co for violations of NRS 706.386 and NRS 706.758. | ) ) ) ) ) | Impound 5283 and Citation 24967 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 17, 2025, a hearing on the above-captioned matters was held before Chairman Vaughn Hartung, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 24967 and registered owner of the impounded vehicle, Valley Towing Co, was present through their Manager Edgar Herrero. Mr. Herrero 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 24967 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 Valley Towing Co 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 tow car services; 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 $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 two years and timely payment of the NRS 706.386 fine amount; and
7. To waive the requirement that the Authority's final order contain formal Findings of Fact and Conclusions of Law as required under NRS 233B.125.

Authority Staff recommended a fine 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 or NAC 706 within two years and timely payment of fine amount;

Authority Staff recommended a fine in the amount of $1,000.00 for the impoundment of the vehicle in this matter;

Respondent requested a reduction in the fine amount due to financial hardship.

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## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted;
2. That the impoundment of the vehicle be deemed proper under NRS 706.476; and
3. That findings enter against the Respondent for one violation of NRS 706.386, relating to operating as a fully regulated carrier without authority, and for one violation of NRS 706.758, relating to holding oneself out to the public via unlawful advertisement as able to provide services requiring a certificate of public convenience and necessity.
4. That a fine be assessed in the amount of $250.00 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 with $5,000.00 of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount.
6. That Respondent shall cover up CPCN until fully approved 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 24967, issued to Valley Towing Co for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
3. That a fine in the amount of Two Hundred Fifty Dollars and Zero Cents ($250.00) be assessed for the impoundment of the vehicle in this matter;

4. That the *total* fine for Citation 24967 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Five Thousand Dollars and Zero Cents ($5,000.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 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;
8. That the Respondent is to immediately cover up CPCN until fully approved to provide services requiring a certificate of public convenience and necessity; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

# Agenda Item# 53

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25328 issued to Tyler Malloy for violations of NRS 706.386 and NRS 706.758. | ) ) ) ) ) | Impound 4618 and Citation 25328 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On December 27, 2024, a hearing on the above-captioned matters was held before Chairman Vaught Hartung serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citation 25328 and registered owner of the impounded vehicle, Tyler Malloy, 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 25328 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 Tyler Malloy 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 $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 $4,000.00 of said fine amount suspended pending no further violations of NRS 706.386 or 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 706.386 or NRS 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.

## 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 vehicles pursuant to NRS 706.476 is hereby AFFIRMED;
2. That the recommendation of the Hearing Officer for Administrative Citation and Verified Complaint 25328, issued to Tyler Malloy 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 25328 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Five Thousand Dollars and Zero Cents ($5,000.00) of said fine amount to be suspended pending no further NRS 706.386 or 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 706.386 or NRS 706.758 more than five times within three years.

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

# Agenda Item# 54

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 25452 and 25453 issued to Xiang Wei for violations of NRS 706.386 and NRS 706A.280. | ) ) ) ) ) | Impound 5251 and Citations 25452 and 25453 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 13, 2025, a hearing on the above-captioned matters was held before Chairman Vaugh Hartung serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent to Citations 25452 and 25453 and registered owner of the impounded vehicle, Xiang Wei, was present and elected to proceed without legal counsel. An Interpreter was sworn for the hearing.

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 25452 and 25453, 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 Xiang Wei 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 25453, the Respondent's actions constituted a violation of NRS 706A.280 (in that they solicited a passenger for off-app transportation);
7. That a fine in the amount of $1,000.00 be assessed for the impoundment of the vehicle in this matter;
8. 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 706.386 or NAC 706 within two years 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 25452 and 25453, issued to Xiang Wei for violations of NRS 706.386 and NRS 706A.280, 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 25452 shall be in the amount of Five Thousand Dollars and Zero Cents ($5,000.00), with Four Thousand Dollars and Zero Cents ($4,000.00) of said fine amount to be suspended pending no further NRS 706 or NAC 706 violations within two years and timely payment of the fine amount;
5. That *no fine* or disqualification be imposed for Citation 25453 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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|---|---|---|
| In Re: Citation 25476 issued to Cristian Orozco for violations of NRS 706.386 and NRS 706.758. | ) ) ) | Citation 25476 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On December 23, 2024, a hearing on the above-captioned matter was held before Chairman Vaughn Hartung, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Cristian Orozco, 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 25476 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 $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 two years and timely payment of the NRS 706.386 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.

Authority Staff recommended a fine 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 or NAC 706 within two years and timely payment of fine amount;

Respondent requested a reduction in the fine amount due to financial hardship.

## DISCUSSION

The Hearing Officer recommended to the Authority:

1. That the stipulations and agreements of the parties as set forth hereinabove be accepted; 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.
3. 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 or NAC 706 within two years and timely payment of 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 25476, issued to Cristian Orozco for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;
2. That the *total* fine for Citation Number 25476 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Five Thousand Five Hundred Dollars and Zero Cents ($5,500.00) of said fine amount to be suspended pending no further violations of NRS 706.NAC 706 within two years 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;
5. The Respondent shall take down all advertising on Facebook; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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|---|---|---|
| In Re: Citation 25503 issued to Antonio Sanchez for violations of NRS 706.386 and NRS 706.758. | ) | Citation 25503 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 14, 2025, a hearing on the above-captioned matter was held before Chairman Vaughn Hartung, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The Respondent, Antonio Sanchez, 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 25503 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 $5,000.00 for the NRS 706.386 violation with $4,000.00 of said fine amount suspended pending no further violations of NRS 706.386 within two years 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 706.758 within two years and timely payment of the 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 25503, issued to Antonio Sanchez for violations of NRS 706.386 and NRS 706.758, is hereby AFFIRMED;

2. That the *total* fine for Citation Number 25503 shall be in the amount of Six Thousand Dollars and Zero Cents ($6,000.00), with Five Thousand Dollars and Zero Cents ($5,000.00) of said fine amount to be suspended pending no further violations of NRS 706.386 or NRS 706.758 within two years 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: the impoundment pursuant to NRS 706.476 of a vehicle registered to Matthew Louis Kirk. | ) ) ) | Impound 5320 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 14, 2025, a hearing on the above-captioned matter was held before Chairman Vaughn Hartung, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The registered owner of the impounded vehicle, Matthew Louis Kirk, was present by and through their power of attorney, Antonio Sanchez 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 5320 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 tow car services; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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|---|---|---|
| In Re: the impoundment pursuant to NRS 706.476 of a vehicle registered to Sonia Orozco. | ) ) ) | Impound 5321 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

On January 14, 2025, a hearing on the above-captioned matter was held before Chairman Vaughn Hartung, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority"). The registered owner of the impounded vehicle, Sonia Orozco, was present by and through their power of attorney, Antonio Sanchez. Mr. Sanchez 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 5321 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 tow car services; 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

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|---|---|---|
| In Re: Citation 20100 issued to MP Limousine, LLC d/b/a MP Limousine d/b/a MPL for violation of NAC 706.2473 ref. 49 CFR 382.305. | ) ) ) | Citation 20100 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On May 20, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, MP Limousine, LLC d/b/a MP Limousine d/b/a MPL entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 20100:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of One Hundred Dollars and Zero Cents ($100.00) for the NAC 706.2473 ref. 49 CFR 382.305 violation.

4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the currently due portion of the agreed fine.
5. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the currently due portion of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **HEREBY APPROVED**.

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

By the Authority,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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.

# Agendal tem# 60

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citation 23442 issued to JMR & CLS, Inc. d/b/a Tri-State Towing & Recovery. for violation of NRS 706.451. | ) ) ) ) | Citation 23442 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On March 31, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, JMR & CLS, Inc. d/b/a Tri-State Towing & Recovery., entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 23442:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) for the NRS 706.451 violation with Four Hundred Dollars and Zero Cents

($400.00) of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years of the agreement date.

4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the full amount of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **HEREBY APPROVED**.

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

By the Authority,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: Citation 23443 issued to Day & Night Towing, Inc. for violation of NRS 706.451. | ) | Citation 23443 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On March 31, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, Day & Night Towing, Inc.., entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 23443:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) for the NRS 706.451 violation with Three Hundred Dollars and Zero Cents ($300.00) of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years of the agreement date.

4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the full amount of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **HEREBY APPROVED**.

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

By the Authority,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: Citation 23444 issued to Fanuel Shinbulo for violation of NAC 706.228. | ) | Citation 23444 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On March 25, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, Fanuel Shinbulo entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 23444:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of One Hundred Dollars and Zero Cents ($100.00) for the NAC 706.228 violation.
4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the currently due portion of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: Citation 23446 issued to Ermias Worku, for violation of NAC 706.311. | ) | Citation 23446 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On March 6, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, Ermias Worku, entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 23446:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of One Hundred Dollars and Zero Cents ($100.00) for the NAC 706.311 violation.
4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the full amount of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citation 23447 issued to LTS Transportation, Inc. d/b/a Larry's Towing & Transport for violation of NRS 706.451. | ) ) ) ) | Citation 23447 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On March 31, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, LTS Transportation, Inc. d/b/a Larry's Towing & Transport., entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 23447:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) for the NRS 706.451 violation with Four Hundred Dollars and Zero Cents ($400.00)

of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years of the agreement date.

4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the full amount of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: Citation 24411 issued to LVL, LLC for violations of NAC 706.354. | ) | Citation 24411 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On April 2, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, LVL, LLC, entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 24411:

1. Respondent waived his rights to a fully noticed hearing and to be represented by counsel and admitted to the violations as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) for the NAC 706.354 violations with Four Hundred Dollars and Zero Cents ($400.00) of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years of the agreement date.

4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the currently due portion of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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# 66

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citation 24914 issued to Garabet Maknissian d/b/a Express Towing & Roadside for a violation of NAC 706.2473 REF 49 CFR 391.11(a)&(b)(4). | ) ) ) | Citation 24914 |

At a general session of the Nevada Transportation Authority held on June 12, 2025

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On January 30, 2024, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, Garabet Maknissian d/b/a Express Towing & Roadside, entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 24914:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of Two Hundred Fifty Dollars and Zero Cents ($250.00) for the NAC 706.2473 REF 49 CFR 391.11(a)&(b)(4) violation with One Hundred Fifty Dollars and Zero Cents ($150.00) of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years of the agreement date.

4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the currently due portion of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

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**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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 24915 issued to City Limo, LLC for violation of NAC 706.2473 ref. 49 CFR 382.305 (2 counts). | ) ) ) | Citation 24915 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On May 6, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and the Respondent's Attorney (Brent Carson), representing City Limo, LLC entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 24915:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of Four Hundred Dollars and Zero Cents ($400.00) for the NAC 706.2473 ref. 49 CFR 382.305 (2 counts) violation.
4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the currently due portion of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

| | | |
|---|---|---|
| In Re: Citation 25039 issued to 24/7 Entertainment LLC for violation of NRS 706.465. | ) ) ) | Citation 25039 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On April 21, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, 24/7 Entertainment LLC entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 25039:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of One Hundred Dollars and Zero Cents ($100.00) for the NRS 706.465 violation.
4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the currently due portion of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
Davie J. Pasternak, 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# 69

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citation 25216 issued to Juliseb Holdings, LLC d/b/a Epic Transportation, for violation of NAC 706.311 and NAC 706.2473 ref. 49 CFR 396.311. | ) ) ) ) | Citation 25216 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On April 2, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, Juliseb Holdings, LLC d/b/a Epic Transportation, entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 25216:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of Five Hundred Dollars and Zero Cents ($500.00) for the NAC 706.311 and NAC 706.2473 ref. 49 CFR 396.311 violation with Four Hundred Dollars and Zero Cents ($400.00) of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years of the agreement date.

4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the full amount of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: Citation 25217 issued to Juliseb Holdings, LLC d/b/a Epic Transportation, for a violation of NAC 706.2473 ref 49 CFR 382.305. | ) ) ) | Citation 25217 |

At a general session of the Nevada Transportation Authority held on June 12, 2025

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On April 2, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, Juliseb Holdings, LLC d/b/a Epic Transportation, entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 25217:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of Seven Hundred Fifty Dollars and Zero Cents ($750.00) ($250.00 per count) for the NAC 706.2473 ref 49 CFR 382.305 violation with Six Hundred Dollars and Zero Cents ($600.00) of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years of the agreement date.

4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the currently due portion of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: Citation 25257 issued to Moneyline Limo, LLC for violation of NAC 706.191. | ) | Citation 25257 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On May 14, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, Moneyline Limo, LLC, entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 25257:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. That the Respondent's actions constituted one violation of NAC 706.191 related to the failure to maintain insurance.
4. The parties agreed to a *total* fine in the amount of Two Hundred Dollars and Zero Cents ($200.00) for the NAC 706.191 violation with Two Hundred Dollars and Zero Cents

($200.00) of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years and timely payment of the fine amount;.and

5. To a fine in the amount of $591.48, the amount equal to insurance premium savings during the lapse; and
6. Payment of disgorgement to be paid at $295.74 for two days; and
7. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the payment amount of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

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**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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: Citation 25509 issued to Tamarat Bekele for violation of NRS 706.228. | ) | Citation 25509 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David J. Pasternak

**ORDER**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority has legal jurisdiction and authority over the above matter.

On March 31, 2025, pursuant to Nevada Administrative Code ("NAC") 706.4014, Nevada Transportation Authority Staff and Respondent, Tamarat Bekele entered into a Settlement Agreement in the above matter. The Settlement Agreement included the following terms and conditions as they relate to Administrative Citation and Verified Complaint 25509:

1. Respondent waived their rights to a fully noticed hearing and to be represented by counsel and admitted to the violation as alleged in the Citation.
2. The parties stipulated 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.
3. The parties agreed to a *total* fine in the amount of One Thousand Dollars and Zero Cents ($1,000.00) for the NRS 706.228 violation with Nine Hundred Dollars and Zero Cents ($900.00) of said fine amount suspended pending no further violations of NRS 706 or NAC 706 within two years of the agreement date.

4. Upon entering into the Settlement Agreement, Respondent deposited with the Nevada Transportation Authority the currently due portion of the agreed fine.

The Staff submitted the aforementioned Settlement Agreement to the Authority for review and approval.

**IT IS THEREFORE ORDERED**, upon review and for good cause shown, that the Settlement Agreement in the above matter is **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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David J. Pasternak, 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

**Policy on NRS 706.386 - Persons required to obtain certificate.**

At the April 10, 2025, General Session Meeting, the Commissioners of the Nevada Transportation Authority ("NTA") requested the Staff of the NTA to develop a policy regarding the creation of a summary listing of individuals who had violated NRS 706.386, which was adjudicated at a Hearing and approved at a subsequent General Session Meeting. This listing would be posted on the NTA website.

Step 1: Create an excel spreadsheet listing the following fields:

| Last Name | First Name | Location Citation Issued | Order Number | Approved at General Session Date |
|---|---|---|---|---|
| | | | | |

Excel Spreadsheet will be developed in alphabetical order by last name. Excel Spreadsheet will be titled "Summary of NRS 706.386 Rulings from the Authority's Published Agenda."

Step 2: Individuals will stay on the list for a period of three (3) years. The list is merely a summary of information already available through the published Agenda and its published supporting materials, including Orders.

Step 3: While this spreadsheet will be posted on the NTA website, no additional notification will be sent to any short-term lessors or to any other persons to notify them in writing of this spreadsheet.

Step 4: Commissioner/Hearing Officer of the NTA have the ability to make a short-term lessor aware of this spreadsheet on the NTA website during a hearing, provided that the Commissioner/Hearing Officer is unable to prohibit a short-term lessor from renting to an individual listed on the NRS 706.386 listing nor specify this as a requirement of their final order.

Step 5: This document is merely to assist the short-term lessor from making their own independent business judgement in terms of renting a vehicle.

Step 6: In addition to the expiry of the time-period referenced in Step 2, an individual is to be removed from this spreadsheet, upon the successful filing and granting of their Petition for Reconsideration by the Authority of their associated Citation matter.

# Agenda Item# 74

ITEM 74

Docket 25-04031

Removed from this agenda

# Agenda Item# 75

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Application of Eagle Towing, LLC for a Certificate of Public Convenience and Necessity to provide consent-only tow car service within the State of Nevada. | ) ) ) ) ) | Docket 25-01020 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on January 10, 2025, Eagle Towing, LLC ("Applicant") filed with the Authority an Application to provide consent-only tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 25-01020.
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 7681** shall be issued to Eagle 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. (Form provided by NTA)

   b. File with the Authority evidence (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure all drivers have applied for driver's permit in accordance with NRS 706.462.

   f. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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 setup in accordance with 49 CFR 396.

h. Provide a copy of the tow invoice which includes the name of the motor carrier, address and 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. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

k. 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 one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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: 25-01020** | **DATE APPLICATION WAS FILED: 01/10/2025** |
| **APPLICANT: Leticia Soledad Alvarez** | **TITLE: Owner** |
| **COMPANY NAME: Eagle Towing, LLC** | |
| **ADDRESS: 3755 E Blue Lake Ave. Las Vegas, Nevada, 89115** | |
| **PHONE NUMBERS: 602 434 - 5149** | |
| **ATTORNEY: N/A** | **PHONE#: N/A** |
| **INVESTIGATOR: Macevedo** | **DATE ASSIGNED: 1/22/2025** |

**GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)**

| WHAT TYPE OF SERVICE IS PROPOSED? | |
|---|---|
| Charter Bus | |
| *Tow Car | X |
| ***Consent** | |
| ***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 | |

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

**IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS**

| Corporation | | LLC | X | Partnership | | Sole Proprietorship | |
|---|---|---|---|---|---|---|---|

**Identify each owner and their percentage of ownership:**

Leticia Soledad Alvarez – 100%

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

**Briefly describe the responsibilities of each owner.**

Leticia Soledad Alvarez – financial and the day-to-day operations of the company, hiring and firing, Dispatching, driver training, driver qualification file and vehicle maintenance file.

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name(s):** Leticia Soledad Alvarez<br>Abner Valdez | | | | |
| **Has there been any previous NTA enforcement action?** | **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 5/13/25

| | Exhibit |
|---|---|
| If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating. | N/A |

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

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

Abner Valdez – will be a driver and a key employee for the company.
A mechanic will be hired to keep the vehicle's safety.

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

A. Type of Vehicles: 2023 Freightliner M2

B. Number of Vehicles: 1

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

Describe the facilities to be used for this operation:
This is a commercial location with a parking lot where the vehicle will be stationed.

Address (If Known):

3060 N Ringe Ln. Las Vegas, NV 89156

| | | | | |
|---|---|---|---|---|
| Does the Applicant have an acceptable Timekeeping method? | YES | X | NO | |

If Yes, Describe: Dispatch Log

| | | | | |
|---|---|---|---|---|
| Does the Applicant plan to store their vehicles at a location other than their business domicile? | YES | | NO | X |

Provide address (If known):

| | | | | |
|---|---|---|---|---|
| Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority? | YES | X | NO | |
| Can the Applicant secure insurance as required by NAC 706.191? | YES | X | NO | |

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

| | Exhibit |
|---|---|
| **Attach signed Knowledge Statement.** | **G** |

| **COMPLIANCE ITEMS** | |
|---|---|
| 1 | 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. (Form provided by NTA) |
| 2 | File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193. |
| 3 | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191. |
| 4 | Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name. |
| 5 | Ensure all drivers have applied for driver's permit in accordance with NRS 706.462 (passenger transportation only). |
| 6 | Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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. |
| 7 | Ensure vehicle maintenance files are set up per 49 CFR 396. |
| 8 | File a copy of the tow invoice or tow bill which includes the CPCN number granted for (Tow Car), which includes the CPCN number granted. |
| 9 | File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address. |
| 10 | 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. |
| 11 | Reimburse the Authority for the cost of noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR: Macevedo** | **DATE:** 5-7-25 |
| **REVIEWED BY SUPERVISOR:** | **DATE:** 05/09/25 |
| **REVIEWED BY FINANCIAL ANALYST** N/A | **DATE:** |
| **REVIEWED BY APPLICATION MANAGER** | **DATE:** 5/12/25 |

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 the Matter of the Application of Rapid Towing and Rescue, LLC d/b/a Rapid Towing and Rescue for a Certificate of Public Convenience and Necessity to provide consent-only tow car service within the State of Nevada. | ) ) ) ) ) | Docket 25-01036 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

## COMPLIANCE ORDER

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

1. That on January 24, 2025, Rapid Towing and Rescue, LLC d/b/a Rapid Towing and Rescue ("Applicant") filed with the Authority an Application to provide consent-only tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 25-01036.
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 7678** shall be issued to Rapid Towing and Rescue, LLC d/b/a Rapid Towing and Rescue 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. (Form provided by NTA)

   b. File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

   f. Ensure vehicle maintenance files are setup in accordance with 49 CFR 396.

   g. Provide a copy of the tow invoice which includes the name of the motor carrier, address and CPCN number granted.

h. 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.

i. Provide a copy of a dispatch log in accordance with NRS 706.4465.

j. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

k. Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451.

l. Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit.

m. 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 one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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:** 25-01036 | **DATE APPLICATION WAS FILED:** 01/24/25 |
| **APPLICANT:** Jocelyn Arely Vasquez | **TITLE:** Owner |
| **COMPANY NAME:** Rapid Towing and Rescue, LLC d/b/a Rapid Towing and Rescue | |
| **ADDRESS:** 1921 Ophir Dr, Las Vegas, NV 89106 | |
| **PHONE NUMBERS:** 702-762-0127 | |
| **INVESTIGATOR:** K. Rayson | **DATE ASSIGNED:** 02/21/25 |

**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 | |

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

**IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS**

| Corporation | | LLC | X | Partnership | | Sole Proprietorship | |
|---|---|---|---|---|---|---|---|

**Identify each owner and their percentage of ownership:**

Jocelyn Arely Vasquez – 50%

Henrry Gutierrez Albelo – 50%

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

**Briefly describe the responsibilities of each owner.**

Jocelyn Arely Vasquez – Financial Responsibility, Vehicle Maintenance, Hiring and Firing, Training, Maintaining Driver Qualification and Vehicle Maintenance Files, Dispatch and Oversee all Day-to-Day Operations. Will only be a driver if necessary.

Henrry Gutierrez Albelo – Financial owner, Vehicle Maintenance, Train Drivers. Will only be a driver if necessary.

| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | X |
|---|---|---|---|---|

**Name(s):**

Jocelyn Arely Vasquez

Henrry Gutierrez Albelo

ENTERED 4/29/25

| | | | | |
|---|---|---|---|---|
| **Has there been any previous NTA enforcement action?** | **YES** | | **NO** | **X** |
| **Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)** | **YES** | | **NO** | **X** |
| **Is Applicant operating in another state?** | **YES** | | **NO** | **X** |
| If so, which State and under what type of Authority? (explain) | | | | |
| | | | | |

| | **Exhibit** |
|---|---|
| **If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.** | **N/A** |

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

**Identify key personnel who have no ownership interest and briefly describe their responsibilities:**

None at this time

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

**A. Type of Vehicles:**

Applicant plans to operate a Flat-bed tow vehicle

**B. Number of Vehicles:**

Applicant plans to begin Operations with one vehicle

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

**Describe the facilities to be used for this operation:**

Applicant plans to operate from a home office.

**Address (If Known):**

1921 Ophir Dr
Las Vegas, NV 89106

| | | | | |
|---|---|---|---|---|
| **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?** Applicant will obtain a storage location during compliance. | **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** | |

| | **Exhibit** |
|---|---|
| **Attach appropriate proof of insurance, or ability to obtain, as an 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** | 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** | |

| | Exhibit |
|---|---|
| **Attach signed Knowledge Statement.** | **G** |

| **COMPLIANCE ITEMS** | |
|---|---|
| **1** | 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. (Form provided by NTA) |
| **2** | File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193. |
| **3** | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191. |
| **4** | Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name. |
| **5** | Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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. |
| **6** | Ensure vehicle maintenance files are set up per 49 CFR 396. |
| **7** | File a copy of the tow invoice which includes the CPCN number granted. |
| **8** | File a copy of dispatch log per NRS 706.4465 (Consent Tow) or NAC 706.430 (Non-Consent Tow). |
| **9** | File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address. |
| **10** | Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451. |
| **11** | Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit. |
| **12** | 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. |
| **13** | Reimburse the Authority for the cost of noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR:** K. Ray | **DATE:** 4/28/25 |
| **REVIEWED BY SUPERVISOR:** DMaw | **DATE:** 04/29/25 |
| **REVIEWED BY FINANCIAL ANALYST** VIA | **DATE:** |
| **REVIEWED BY APPLICATION MANAGER** | **DATE:** 4/29/25 |

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 the Matter of the Application of AAA Simon's Trucking, LLC d/b/a AAA Simon's Trucking for a Certificate of Public Convenience and Necessity to provide consent-only tow car service within the State of Nevada. | ) ) ) ) ) | Docket 25-02013 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on February 19, 2025, AAA Simon's Trucking, LLC d/b/a AAA Simon's Trucking ("Applicant") filed with the Authority an Application to provide consent-only tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 25-02013.
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 7679** shall be issued to AAA Simon's Trucking, LLC d/b/a AAA Simon's Trucking 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. (Form provided by NTA)

   b. File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

   f. Ensure vehicle maintenance files are setup in accordance with 49 CFR 396.

   g. Provide a copy of the tow invoice which includes the name of the motor carrier, address and CPCN number granted.

h. 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.

i. Provide a copy of a dispatch log in accordance with NRS 706.4465.

j. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

k. Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451.

l. Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit.

m. Provide a copy of applicable business license(s).

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 one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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:** 25-02013 | **DATE APPLICATION WAS FILED:** 02/19/2025 |
| **APPLICANT:** Alain S. Diaz | **TITLE:** Manager |
| **COMPANY NAME:** AAA Simon's Trucking, LLC dba AAA Simon's Trucking | |
| **ADDRESS:** 5773 Willow Oak Cir. Las Vegas, NV 89142 | |
| **PHONE NUMBERS:** (702)910-5651 | |
| **ATTORNEY:** | **PHONE#:** |
| **INVESTIGATOR:** J. Johnson | **DATE ASSIGNED:** 2/24/2025 |

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

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

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

**Identify each owner and their percentage of ownership:** Alain S. Diaz has 100% ownership of AAA Simon's Trucking, LLC dba AAA Simon's Trucking.

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

**Briefly describe the responsibilities of each owner.** Leticia Soledad will be responsible for:

- driving
- the hiring and firing of new employees
- financial responsibility
- maintaining driver and vehicle files
- training drivers
- overseeing daily operations and dispatch
- vehicle maintenance

| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | X |
|---|---|---|---|---|
| **Name(s):** Alain S. Diaz | | | | |

ENTERED 4/30/25

| | | | | |
|---|---|---|---|---|
| **Has there been any previous NTA enforcement action?** | **YES** | | **NO** | **X** |
| **Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)** | **YES** | | **NO** | **X** |
| **Is Applicant operating in another state?** | **YES** | | **NO** | **X** |
| If so, which State and under what type of Authority? (explain) N/A | | | | |

| | **Exhibit** |
|---|---|
| **If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.** | N/A |

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

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

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

**A. Type of Vehicles:** 2014 Ford Flatbed

**B. Number of Vehicles:** 1 vehicle

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

**Describe the facilities to be used for this operation:** The type of facility that will be used for this operation is a residence.

**Address (If Known):** 5773 Willow Oak Cir. Las Vegas, NV 89142

| | | | | |
|---|---|---|---|---|
| **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):** (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** | |

| | **Exhibit** |
|---|---|
| **Attach appropriate proof of insurance, or ability to obtain, as an 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?** | **X** | **NO** | |
| **YES** | | | |
| **Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records?** | **X** | **NO** | |
| **YES** | | | |

| | | | |
|---|---|---|---|
| **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** | |

| | **Exhibit** |
|---|---|
| **Attach signed Knowledge Statement.** | **G** |

**COMPLIANCE ITEMS**

| | |
|---|---|
| **1** | 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. (Form provided by NTA) |
| **2** | File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193. |
| **3** | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191. |
| **4** | Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name. |
| **5** | Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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. |
| **6** | Ensure vehicle maintenance files are set up per 49 CFR 396. |
| **7** | File a copy of the tow invoice or tow bill which includes the CPCN number granted for (Tow Car), which includes the CPCN number granted. |
| **8** | File a copy of dispatch log per NRS 706.4465 (Consent Tow) or NAC 706.430 (Non-Consent Tow). |
| **9** | File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address. |
| **10** | (TOW CAR) Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451. |
| **11** | (TOW CAR) Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit. |
| **12** | (TOW CAR) Provide copies of Business License(s). |
| **13** | 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. |
| **14** | Reimburse the Authority for the cost of noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR:** | **DATE:** 4/25/25 |
| **REVIEWED BY SUPERVISOR:** | **DATE:** 04/29/25 |
| **REVIEWED BY FINANCIAL ANALYST** N/A | **DATE:** |
| **REVIEWED BY APPLICATION MANAGER** | **DATE:** 4/29/25 |

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 the Matter of the Application of Euro Towing, LLC for a Certificate of Public Convenience and Necessity to provide consent-only tow car service within the State of Nevada. | ) ) ) ) ) | Docket 25-02016 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on February 19, 2025, Euro Towing, LLC (“Applicant”) filed with the Authority an Application to provide consent-only tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 25-02016.
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 7680** shall be issued to Euro 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. (Form provided by NTA)

   b. File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

   f. Ensure vehicle maintenance files are setup in accordance with 49 CFR 396.

   g. Provide a copy of the tow invoice which includes the name of the motor carrier, address and CPCN number granted.

   h. 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.

i. Provide a copy of a dispatch log in accordance with NRS 706.4465.

j. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

k. Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451.

l. Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit.

m. Provide a copy of applicable business license(s).

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 one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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: 25-02016** | **DATE APPLICATION WAS FILED:2/19/25** |
| **APPLICANT:** Liuvan Alexander Perez Moreno | **TITLE:** Owner |
| **COMPANY NAME:** Euro Towing, LLC | |
| **ADDRESS: 763 Blue Barrel ST Henderson NV 89011** | |
| **PHONE NUMBERS:** 725-279-8811 | |
| **ATTORNEY:NA** | **PHONE#:NA** |
| **INVESTIGATOR:** Chris Greten | **DATE ASSIGNED:** 2/24/25 |

**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 | |

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

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

**Identify each owner and their percentage of ownership:**
**Liuvan Alexander Perez Moreno – 100%**

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

**Briefly describe the responsibilities of each owner.**

**Mr. Perez Moreno will be responsible for day to day operations as well as hiring/training/firing and supervising. He will be responsible for the vehicle maintenance and driver qualification files. He does not plan on being a driver for the company.**

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | X |
| **Name(s): Liuvan Alexander Perez Moreno and Katiana Herrera Acosta** | | | | |
| **Has there been any previous NTA enforcement action?** | **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 4/29/25

| | Exhibit |
|---|---|
| **If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.** | **NA** |

| | Exhibit |
|---|---|
| **If the Applicant will be operating under a fictitious firm name, attach a copy of their fictitious firm name filing.** | **NA** |

**Identify key personnel who have no ownership interest and briefly describe their responsibilities:**
Katiana Herrera Costa will act as manager and will be responsible for day to day operations as well as driver qualifications and vehicle maintenance files. She will not be a driver.

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

**A. Type of Vehicles: 2023 Flatbed**

**B. Number of Vehicles: 1**

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

**Describe the facilities to be used for this operation: Will supply during compliance.**

**Address (If Known):**

| | | | | |
|---|---|---|---|---|
| **Does the Applicant have an acceptable Timekeeping method?** | **YES** | | **NO** | **X** |
| **If Yes, Describe: During Compliance** | | | | |

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

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

| | 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.** | **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** |

| | | | | |
|---|---|---|---|---|
| **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** | |

| | |
|---|---|
| | **Exhibit** |
| **Attach signed Knowledge Statement.** | **F** |

| **COMPLIANCE ITEMS** | |
|---|---|
| **1** | 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. (Form provided by NTA) |
| **2** | File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193. |
| **3** | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191. |
| **4** | Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name. |
| **5** | Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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. |
| **6** | Ensure vehicle maintenance files are set up per 49 CFR 396. |
| **7** | File a copy of the tow invoice or tow bill which includes the CPCN number granted for |
| **8** | File a copy of dispatch log per NRS 706.4465 |
| **9** | File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address. |
| **10** | (TOW CAR) Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451. |
| **11** | (TOW CAR) Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit. |
| **12** | (TOW CAR) Provide copies of Business License(s). |
| **13** | 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. |
| **14** | Reimburse the Authority for the cost of noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR:** [signature] | **DATE:** 4/25/25 |
| **REVIEWED BY SUPERVISOR:** DMaw | **DATE:** 04/29/25 |
| **REVIEWED BY FINANCIAL ANALYST** N/A | **DATE:** |
| **REVIEWED BY APPLICATION MANAGER** [signature] | **DATE:** 4/29/25 |

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 the Matter of the Application of Vegas NV Towing, LLC for a Certificate of Public Convenience and Necessity to provide consent-only tow car service within the State of Nevada. | ) | Docket 25-03004 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

## COMPLIANCE ORDER

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

1. That on March 7, 2025, Vegas NV Towing, LLC ("Applicant") filed with the Authority an Application to provide consent-only tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 25-03004.
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 7683** shall be issued to Active 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. (Form provided by NTA)

   b. File with the Authority evidence (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

   f. Ensure vehicle maintenance files are setup in accordance with 49 CFR 396.

   g. Provide a copy of the tow invoice which includes the name of the motor carrier, address and CPCN number granted.

   h. 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.

i. Provide a copy of a dispatch log in accordance with NRS 706.4465.

j. File a tariff for review by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

k. Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451.

l. Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit.

m. Provide a copy of applicable local business license(s).

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 one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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:** 25-03004 | **DATE APPLICATION WAS FILED:** 03/07/25 |
| **APPLICANT:** Mario Cuenca Basteiro | **TITLE:** Owner |
| **COMPANY NAME:** Vegas NV Towing, LLC | |
| **ADDRESS:** 1805 Atlantic St, Las Vegas, NV 89104 | |
| **PHONE NUMBERS:** 702-854-8552 | |
| **INVESTIGATOR:** K. Rayson | **DATE ASSIGNED:** 3/17/25 |

**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 | |

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

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

**Identify each owner and their percentage of ownership:**

Mario Cuenca Basteiro – 100%

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

**Briefly describe the responsibilities of each owner.**

Mario Cuenca Basteiro – Driver, Hiring & Firing, Training, Maintaining Driver Qualification and Vehicle Maintenance Files, Financial Responsibility, Dispatch, Overseeing all Day-to-Day Operations

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name(s):** Mario Cuenca Basteiro | | | | |
| **Has there been any previous NTA enforcement action?** | **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 5/28/25

AH 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:**

Applicant plans to begin operation with a 2022 Ford F 650 Flatbed

**B. Number of Vehicles:**

1805 Atlantic St
Las Vegas, NV 89104

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

**Describe the facilities to be used for this operation:**

**Address (If Known):**

1805 Atlantic St, Las Vegas, NV 89104

| 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 | |

| | Exhibit |
|---|---|
| Attach appropriate proof of insurance, or ability to obtain, as an 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** | |

| | |
|---|---|
| | **Exhibit** |
| **Attach signed Knowledge Statement.** | **F** |

| **COMPLIANCE ITEMS** | |
|---|---|
| **1** | 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. (Form provided by NTA) |
| **2** | File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193. |
| **3** | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191. |
| **4** | Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name. |
| **5** | Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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. |
| **6** | Ensure vehicle maintenance files are set up per 49 CFR 396. |
| **7** | File a copy of the tow invoice which includes the CPCN number granted |
| **8** | File a copy of dispatch log per NRS 706.4465 (Consent Tow) or NAC 706.430 (Non-Consent Tow). |
| **9** | File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address. |
| **10** | Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451. |
| **11** | Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit. |
| **12** | Provide copies of Business License(s). |
| **13** | 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. |
| **14** | Reimburse the Authority for the cost of noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR:** K. Hay | **DATE:** 5/22/25 |
| **REVIEWED BY SUPERVISOR:** | **DATE:** 05/24/25 |
| **REVIEWED BY FINANCIAL ANALYST** N/A | **DATE:** |
| **REVIEWED BY APPLICATION MANAGER** | **DATE:** 5/27/25 |

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 the Matter of the Application of Active Towing, LLC for a Certificate of Public Convenience and Necessity to provide consent-only tow car service within the State of Nevada. | ) ) ) ) ) | Docket 25-03010 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

## COMPLIANCE ORDER

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

1. That on March 13, 2025, Active Towing, LLC ("Applicant") filed with the Authority an Application to provide consent-only tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 25-03010.
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 7682** shall be issued to Active 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. (Form provided by NTA)

   b. File with the Authority evidence (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

   f. Ensure vehicle maintenance files are setup in accordance with 49 CFR 396.

   g. Provide a copy of the tow invoice which includes the name of the motor carrier, address and CPCN number granted.

h. 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.

i. Provide a copy of a dispatch log in accordance with NRS 706.4465.

j. File a tariff for review by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

k. Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451.

l. Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit.

m. Provide a copy of applicable local business license(s).

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 one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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: 25-03010** | **DATE APPLICATION WAS FILED:03/13/25** |
| **APPLICANT:** Diego R Ortiz | **TITLE:** Owner |
| **COMPANY NAME:** Active Towing, LLC | |
| **ADDRESS:** 3642 Boulder Hwy, Unit 308, Las Vegas, NV 89121 | |
| **PHONE NUMBERS:** 714-561-7992 | |
| **INVESTIGATOR:** K. Rayson | **DATE ASSIGNED:** 03/17/25 |

**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 | |

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

**IDENTIFY OWNERSHIP STRUCTURE OF THE PROPOSED OPERATIONS**

| Corporation | | LLC | X | Partnership | | Sole Proprietorship | |
|---|---|---|---|---|---|---|---|

**Identify each owner and their percentage of ownership:**

Diego R Ortiz – 100%

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

**Briefly describe the responsibilities of each owner.**

Diego R Ortiz - Driver, Hiring & Firing, Training, Maintaining Driver Qualification and Vehicle Maintenance Files, Financial Responsibility, Dispatch, Overseeing all Day-to-Day Operations.

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name(s):** Diego R Ortiz | | | | |
| **Has there been any previous NTA enforcement action?** | **YES** | **X** | **NO** | |
| **Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)** | **YES** | | **NO** | **X** |
| **Is Applicant operating in another state?** | **YES** | | **NO** | **X** |
| If so, which State and under what type of Authority? (explain) | | | | |

ENTERED 5/20/25

| If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating. | Exhibit C |
|---|---|

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

**Identify key personnel who have no ownership interest and briefly describe their responsibilities:**

None at this time.

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

**A. Type of Vehicles:**

Applicant plans to begin operation with a 2022 Ford F 650 Flatbed

**B. Number of Vehicles:**

Applicant plans to begin operation with one vehicle.

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

**Describe the facilities to be used for this operation:**

Applicant plans to operate from a home office.

**Address (If Known):**

3642 Boulder Hwy, Unit 308
Las Vegas, NV 89121

| | | | | |
|---|---|---|---|---|
| Does the Applicant have an acceptable Timekeeping method? | YES | | NO | X |

**If Yes, Describe:**

Compliance

| | | | | |
|---|---|---|---|---|
| Does the Applicant plan to store their vehicles at a location other than their business domicile? | YES | X | NO | |

Provide address (If known): 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 | |

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

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

| | | | | |
|---|---|---|---|---|
| **Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance driver qualification files?** **YES** | **X** | **NO** | |
| **Does the Applicant understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records?** **YES** | **X** | **NO** | |
| **Does the Applicant understand the requirement that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382?** **YES** | **X** | **NO** | |
| **Has the Applicant contracted with a laboratory to perform and monitor their substance abuse program?** **YES** | | **NO** | **X** |
| **If so, which laboratory?** COMPLIANCE | | | |

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

| | **Exhibit** |
|---|---|
| **Attach signed Knowledge Statement.** | **G** |

| **COMPLIANCE ITEMS** | |
|---|---|
| **1** | 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. (Form provided by NTA) |
| **2** | File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193. |
| **3** | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191. |
| **4** | Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name. |
| **5** | Ensure driver qualification files are set up in accordance with 49 CFR 391.51. Make available to Authority 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. |
| **6** | Ensure vehicle maintenance files are set up per 49 CFR 396. |
| **7** | File a copy of the tow invoice which includes the CPCN number granted. |
| **8** | File a copy of dispatch log per NRS 706.4465 |
| **9** | File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address. |
| **10** | Apply for Tow Car Plates and pay all associated fees in accordance with NRS 706.451. |
| **11** | Provide a copy of the Nevada Highway Patrol Flashing Amber Light Permit. |
| **12** | Provide copies of Business License(s). |
| **13** | 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. |
| **14** | Reimburse the Authority for the cost of noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR:** K. Ray | **DATE:** 5/25/25 |
| **REVIEWED BY SUPERVISOR:** | **DATE:** 05/24/25 |
| **REVIEWED BY FINANCIAL ANALYST** N/A | **DATE:** |
| **REVIEWED BY APPLICATION MANAGER** | **DATE:** 5/27/25 |

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

TLC Luxury, LLC
Charter Bus Application
Docket 22-11025, June 12, 2025

This Application was filed on November 16, 2022. Zit was scheduled to be dismissed but was reactivated in June 2024. Based on the length of time since the original background was worked on and the fingerprint results were received, February 2023, the fingerprints were taken again with results received, August 2024, with no issues of concern.

Staff does, however, have concern with the name of the carrier. There is currently a certificated bus company, TC Nevada, LLC d/b/a TLC Luxury Transportation, CPCN 2201, Sub 1, which is owned 100% by Olga Haggerty.

TLC Luxury, LLC is owned 75% by Michael Haggerty, 15% by Christian G. Sanchez and 10% by John P. Haggerty. Both Haggerty owners are related to the owner of TC Nevada, d/b/a TLC Luxury Transportation. The concern is that this may cause confusion to the public between the names TLC Luxury, LLC and TLC Luxury Transportation.

Additionally, both Chris Sanchez and John Haggerty are active in running TC Nevada, LLC d/b/a TLC Luxury. Chris Sanchez is the Manager and John Haggerty is the Vice President and both individuals will also be running the day to day operations of TLC Luxury, LLC, possibly causing more confusion.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Application of TLC Luxury, LLC for a Certificate of Public Convenience and Necessity to provide intrastate charter bus service within the State of Nevada. | ) ) ) ) ) | Docket 22-11025 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on November 16, 2022, TLC Luxury, 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 22-11025.
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 the 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, the Certificate of Public Convenience and Necessity identified as **CPCN 2404** shall be issued to TLC Luxury, 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. (Form provided by NTA)

   b. File with the Authority evidence of the required insurance (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure all drivers have applied for a driver's permit in accordance with NRS 706.462.

   f. Ensure driver qualification files are set up in accordance with 49 CFR 391.51. Make available to Authority 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 the time tracking method put

into place.

g. Ensure vehicle maintenance files are set up and maintained in accordance with 49 CFR 396.

h. Provide a copy of the charter order to include CPCN number in accordance with NAC 706.354.

i. File a tariff for review by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

j. Provide a copy of the contract between the Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also operate as a driver, the contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

k. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority

4. Compliance with the foregoing requirements must be made NO LATER THAN one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (120) days after issuance of this Order, the Deputy Commissioner may vacate this 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.

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

| | |
|---|---|
| **DOCKET NUMBER: 22-11025** | **DATE APPLICATION WAS FILED: 11/16/2022** |
| **APPLICANT:** Michael Haggerty | **TITLE:** Owner |
| **COMPANY NAME:** TLC Luxury, LLC | |
| **ADDRESS:** 781 Thistle Fairway Street, Las Vegas, NV. 89138 | |
| **PHONE NUMBERS:** (702) 303 1341 | |
| **ATTORNEY:** Dione, Wrenn | **PHONE#:** (702) 557-9304 |
| **INVESTIGATOR:** M.Acevedo | **DATE ASSIGNED:** 12/07/2022 |

**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** | **X** | **NO** | | **What type of service?** | |
|---|---|---|---|---|---|---|
| Charter Limousine | | Charter Bus<br><br>The applicant is providing charter bus services in the state of California. | X | Contract Carrier | | Airport Transfer | |
| Scenic Tours | | Special Services | | Taxi | | Tow Car | |
| HHG | | NEMT | | US DOT Authority | | Other States | |

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

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

**Identify each owner and their percentage of ownership:**

**Michael P. Haggerty – 75%**
**Christian G. Sanchez – 15%**
**John P. Haggerty – 10%**

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

**Briefly describe the responsibilities of each owner.**

**Michael P. Haggerty – Financial operations, day-to-day operations of the company, driver qualification files, vehicle maintenance files, hiring, and firing, driver training.**
**Christian G. Sanchez – Financial aspects, and day-to-day operations of the company.**
**John P. Haggery – Day-to-day operations of the company, hiring and firing.**

ENTERED 5/30/25 MH DT

***The application was filed on 11/16/22, and due to some delay with the background documents, the Applicants were fingerprinted twice (2/03/23 & 8/28/24). Both times, fingerprints results showed no issues of concern.***

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name(s):**<br>**Michael P. Haggerty**<br>**Christian G. Sanchez** | | | | |
| **Has there been any previous NTA enforcement action? (Including against the companies' drivers)** | **YES** | **X** | **NO** | |
| **Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)** | **YES** | **X** | **NO** | |
| **Is Applicant operating in another state?** | **YES** | **X** | **NO** | |
| If so, which State and under what type of Authority? (explain)<br><br>**The applicant is providing charter bus services in the State of California.** | | | | |

| | **Exhibit** |
|---|---|
| **If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.** | **C** |

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

**Identify key personnel who have no ownership interest and briefly describe their responsibilities:**
No key employee right now, the Applicant will hire if need be.

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

**A. Type of Vehicles: 2017 Temsa**

**B. Number of Vehicles: 1**

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

**Describe the facilities to be used for this operation:**

**The Applicant is planning to rent a space from – TC Nevada, LLC dba TLC Luxury Transportation-CPCN 2201**

**Address (If Known):**
**4015 W Tompkins Ave, Las Vegas, Nv. 89103**

| | | | | |
|---|---|---|---|---|
| **Does the Applicant have an acceptable Timekeeping method?** | **YES** | **X** | **NO** | |
| **If Yes, Describe: ELD & GEO TAB APPLICATION** | | | | |

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

| | | | | |
|---|---|---|---|---|
| **Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority?** | **YES** | **X** | **NO** | |
| **Can the Applicant secure insurance as required by NAC 706.191?** | **YES** | **X** | **NO** | |

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

| | 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** | **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? Tomo Drug Testing and Global** | | | | |

| | | | | |
|---|---|---|---|---|
| **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 and Schedule of Autos), describing liability limits, and vehicles covered. |
| 4 | Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly display the CPCN number, name of company, and other required markings, in accordance with NAC 706.170, and NAC 706.412. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. |
| 5 | Ensure all drivers have applied for temporary drivers permit (passenger transportation only) |
| 6 | Ensure Driver qualification files are setup in accordance with CFR 391.51. Make available to Enforcement Staff for inspection of their business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with Title 49, Parts 40, and 382. Explain and make available for inspection set-up of time tracking method put into place. |
| 7 | Ensure vehicle maintenance files are set up in accordance with CFR 396. |
| 8 | File a copy of Charter Order if Charter Bus Service with CPCN |
| 9 | File a tariff for review/approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name and address of the Applicant. |
| 10 | Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list. |
| 11 | Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR:** Macevedo | **DATE:** 5.20.25 |
| **REVIEWED BY SUPERVISOR:** | **DATE:** 05/21/25 |
| **REVIEWED BY FINANCIAL ANALYST** | **DATE:** |
| **REVIEWED BY APPLICATION MANAGER** | **DATE:** 5/30/25 |

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**.

Rev 1/24/23rmr

# Agenda Item# 82

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Application of STA of Nevada, Inc. d/b/a Diversified Transportation for a Certificate of Public Convenience and Necessity to provide intrastate charter bus service within the State of Nevada. | ) ) ) ) ) ) | Docket 24-10017 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on October 17, 2024, STA of Nevada, Inc. d/b/a Diversified Transportation ("Applicant") filed an Application with the Authority for a Certificate of Public Convenience and Necessity to provide intrastate charter bus service within the State of Nevada. Said Application was designated as Docket 24-10017.
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 the 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, the Certificate of Public Convenience and Necessity identified as **CPCN 2403** shall be issued to STA of Nevada, Inc. d/b/a Diversified 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. (Form provided by NTA)

   b. File with the Authority evidence of the required insurance (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure all drivers have applied for a driver's permit in accordance with NRS 706.462.

   f. Ensure driver qualification files are set up in accordance with 49 CFR 391.51. Make available to Authority 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 the time tracking method put

into place.

g. Ensure vehicle maintenance files are set up and maintained in accordance with 49 CFR 396.

h. Provide a copy of the charter order to include CPCN number in accordance with NAC 706.354.

i. File a tariff for review by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

j. Provide a copy of the contract between the Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also operate as a driver, the contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

k. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority

4. Compliance with the foregoing requirements must be made NO LATER THAN one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (120) days after issuance of this Order, the Deputy Commissioner may vacate this 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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:** 24-0017 | **DATE APPLICATION WAS FILED:** 10/17/24 |
| **APPLICANT:** Megan Weaver | **TITLE:** Sr. Compliance Manager |
| **COMPANY NAME:** STA of Nevada, Inc d/b/a Diversified Transportation | |
| **ADDRESS:** 625 Sheehan St., Suite D, Winnemucca, NV 89445 | |
| **PHONE NUMBERS:** 775-455-5455 | |
| **INVESTIGATOR:** K. Rayson | **DATE ASSIGNED:** |

**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 | | Contract Carrier | | | Airport Transfer | | | |
| Scenic Tours | | Special Services | | Taxi | | | Tow Car | | | |
| HHG | | NEMT | | US DOT Authority | | | Other States | | | |

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

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

**Identify each owner and their percentage of ownership:**

Exemption per NRS 706.171, Surface Transportation Board (Decision)

**Student Transportation Inc.**, doing business as **Student Transportation of America** (STA) and **Student Transportation of Canada** (STC), is a New Jersey–based school bus contractor that focuses on rural and suburban areas. It is the third-largest school bus transportation services provider in North America, with over 11,500 vehicles that transport students in more than 225 school districts.[2]
Student Transportation of America was founded in 1997 by Denis J. Gallagher, who is the chairman and CEO of the company.[2] With roots that can be traced to New Jersey's Coast Cities Bus Service established in 1922 by Gallagher's grandfather, STA successfully completed an initial public offering and its income participating securities (IPS) began trading on the Toronto Stock Exchange in December 2004.[2]
In November 2009, the company changed its name from Student Transportation of America, Ltd., to Student Transportation Inc. It continues to use the trade names Student Transportation of America and Student Transportation of Canada.[3]
Student Transportation has grown considerably through its "A-B-C-D" (Acquisition, Bid, Conversion, and Direct-to-Parent) growth strategy.[4][5][6] Among STA's customers is the Los Angeles Unified School District, which is the second largest school district in the United States.
In 2018, Student Transportation was sold to Caisse de dépôt et placement du Québec and Ullico.[7] It was formerly publicly traded on both the Toronto Stock Exchange and Nasdaq.

ENTERED 5/21/25

As of 15 June 2022 Student Transportation of America acquired Pacific Western Transportation Group out of Calgary, Alberta. PWT's Transit and Motorcoach operations were divested to Keolis in 2024.[8]

Student Transportation of Nevada, Inc. is a local operator within the broader Student Transportation of America (STA) network, committed to providing dependable, professional, and environmentally-conscious student transportation.
Here's a more detailed breakdown:

- **Part of a Larger Network:**

Student Transportation of Nevada, Inc. is a local company that is part of the national network of Student Transportation of America (STA).

- **Focus on Local Communities:**

The company emphasizes its understanding of local communities and their needs.

- **Commitment to Dependability and Safety:**

STA, and therefore Student Transportation of Nevada, Inc., is committed to providing dependable, professional, and environmentally-conscious transportation for students.

- **STA's National Network:**

STA's national network provides support for its local operators, like Student Transportation of Nevada, Inc.

- **Acquisition History:**

In 2018, Student Transportation of America (formerly Student Transportation Inc.) was sold to Caisse de dépôt et placement du Québec and Ullico.

- **STA's Size:**

STA and its subsidiaries have approximately 23,000 employees, utilize an estimated 22,000 vehicles, and transport approximately 1.25 million students per day based on a 180-day school year.

- **Leadership:**

Gene Kowalczewski, Chief Executive Officer for STA, has over 30 years of experience in the student transportation industry with a dedicated focus on innovation and operational safety.

- **Acquisition of Pacific Western Transportation Group:**

As of June 15, 2022, Student Transportation of America acquired Pacific Western Transportation Group out of Calgary, Alberta.

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

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name(s):** Gene Kowalczewski<br>Megan Weaver | | | | |
| **Has there been any previous NTA enforcement action?** | **YES** | | **NO** | **X** |
| **Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)** | **YES** | **X** | **NO** | |
| **Is Applicant operating in another state?** | **YES** | | **NO** | **X** |
| If so, which State and under what type of Authority? (explain) | | | | |
| | | | | |

| | Exhibit |
|---|---|
| **If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.** | **C** |

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

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

| | Exhibit |
|---|---|
| Attach signed Knowledge Statement. | E |

| COMPLIANCE ITEMS | |
|---|---|
| 1 | 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. (Form provided by NTA) |
| 2 | File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193. |
| 3 | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191. |
| 4 | Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name. |
| 5 | Ensure all drivers have applied for driver's permit in accordance with NRS 706.462 (passenger transportation only). |
| 6 | Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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. |
| 7 | Ensure vehicle maintenance files are set up per 49 CFR 396. |
| 8 | File a copy of a Charter Order which includes the CPCN number granted. |
| 9 | File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address. |
| 10 | 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. |
| 11 | Reimburse the Authority for the cost of noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| INVESTIGATOR: K. Bayman | DATE: 5/6/25 |
| REVIEWED BY SUPERVISOR: | DATE: 5/7/25 |
| REVIEWED BY FINANCIAL ANALYST N/A | DATE: |
| REVIEWED BY APPLICATION MANAGER | DATE: 5/20/25 |

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 ArifpartyBus Transportation, LLC d/b/a ArifpartyBus for a Certificate of Public Convenience and Necessity to provide intrastate charter bus service within the State of Nevada. | ) ) ) ) ) ) | Docket 25-01021 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on January 13, 2025, ArifpartyBus Transportation, LLC d/b/a ArifpartyBus ("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 25-01021.
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 the 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, the Certificate of Public Convenience and Necessity identified as **CPCN 2401** shall be issued to ArifpartyBus Transportation, LLC d/b/a ArifpartyBus, 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. (Form provided by NTA)

   b. File with the Authority evidence of the required insurance (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle available for inspection by Authority Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

f. Ensure all drivers have applied for a driver's permit in accordance with NRS 706.462.

g. Ensure vehicle maintenance files are set up and maintained in accordance with 49 CFR 396.

h. Provide a copy of the charter order to include CPCN number in accordance with NAC 706.354.

i. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

j. Provide a copy of the contract between the Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also operate as a driver, the contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

k. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority

4. Compliance with the foregoing requirements must be made NO LATER THAN one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (120) days after issuance of this Order, the Deputy Commissioner may vacate this 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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: 25-01021** | **DATE APPLICATION WAS FILED: 1/13/2025** |
| **APPLICANT:** Genet Belay Zeleke | **TITLE:** Managing Member/Owner |
| **COMPANY NAME:** ArifpartyBus Transportation, LLC dba ArifpartyBus | |
| **ADDRESS:** 6536 Roundstone Bog Ave, Las Vegas, Nevada 89139 | |
| **PHONE NUMBERS:** 702 818 - 9903 | |
| **ATTORNEY:** N/A | **PHONE#:** N/A |
| **INVESTIGATOR:** Macevedo | **DATE ASSIGNED:** 1/13/2025 |

## 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 | | Contract Carrier | | Airport Transfer | |
| Scenic Tours | | Special Services | | Taxi | | Tow Car | |
| HHG | | NEMT | | US DOT Authority | | Other States | |

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

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

**Identify each owner and their percentage of ownership:**

Genet Belay Z. – 100 %

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

**Briefly describe the responsibilities of each owner.**

Genet Belay Z. – will be responsible for all record keeping, including the maintenance of the driver qualification file and vehicle maintenance file, hiring and firing, driver training, dispatching and all financial and business operations.

A mechanic will be hired to maintain the vehicle's safety.

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name(s): Genet Belay Z.** | | | | |
| **Has there been any previous NTA enforcement action?** | **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 5/6/25

| | Exhibit |
|---|---|
| If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating. | N/A |

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

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

Upon approval of the Application, a mechanic and a driver will be hired.

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

A. Type of Vehicles: A 2019, 20-25 passenger vehicle, F-550 Party bus.

B. Number of Vehicles: 1

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

Describe the facilities to be used for this operation:
The Applicant is planning to use the primary residency as the business domicile.

Address (If Known):

6536 Roundstone Bog Ave. Las Vegas, NV. 89139

| | | | | |
|---|---|---|---|---|
| Does the Applicant have an acceptable Timekeeping method? | YES | X | NO | |
| If Yes, Describe: Time-Clock | | | | |

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

| | | | | |
|---|---|---|---|---|
| Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority? | YES | X | NO | |
| Can the Applicant secure insurance as required by NAC 706.191? | YES | X | NO | |

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

| | 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 | 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 | |
|---|---|---|---|---|
| | | | | Exhibit |
| Attach signed Knowledge Statement. | | | | G |

| COMPLIANCE ITEMS | |
|---|---|
| 1 | 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. (Form provided by NTA) |
| 2 | File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193. |
| 3 | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191. |
| 4 | Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name. |
| 5 | Ensure all drivers have applied for driver's permit in accordance with NRS 706.462 (passenger transportation only). |
| 6 | Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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. |
| 7 | Ensure vehicle maintenance files are set up per 49 CFR 396. |
| 8 | File a copy of a Charter Order (Charter Bus) which includes the CPCN number granted. |
| 9 | File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address. |
| 10 | 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. |
| 11 | Reimburse the Authority for the cost of noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| INVESTIGATOR: Macevedo | DATE: 4.29.25 |
| REVIEWED BY SUPERVISOR: | DATE: 05/05/25 |
| REVIEWED BY FINANCIAL ANALYST N/A | DATE: |
| REVIEWED BY APPLICATION MANAGER | DATE: 5/5/25 |

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 Smart Limo, LLC d/b/a ATO for a Certificate of Public Convenience and Necessity to provide intrastate charter bus service within the State of Nevada. | ) ) ) ) ) | Docket 25-02006 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on February 6, 2025, Smart Limo, LLC d/b/a ATO (“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 25-02006.
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 the 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, the Certificate of Public Convenience and Necessity identified as **CPCN 2402** shall be issued to Smart Limo, LLC d/b/a ATO, 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. (Form provided by NTA)

   b. File with the Authority evidence of the required insurance (Form E) in the motor carrier's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure all drivers have applied for a driver's permit in accordance with NRS 706.462.

   f. Ensure driver qualification files are set up in accordance with 49 CFR 391.51. Make available to Authority 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 the time tracking method put

into place.

g. Ensure vehicle maintenance files are set up and maintained in accordance with 49 CFR 396.

h. Provide a copy of the charter order to include CPCN number in accordance with NAC 706.354.

i. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

j. Provide a copy of the contract between the Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also operate as a driver, the contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

k. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority

4. Compliance with the foregoing requirements must be made NO LATER THAN one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (120) days after issuance of this Order, the Deputy Commissioner may vacate this 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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: 25-02006** | **DATE APPLICATION WAS FILED: 2/06/2025** |
| **APPLICANT: Daniel Tessema** | **TITLE: Owner** |
| **COMPANY NAME: Smart Limo, LLC d/b/a ATO** | |
| **ADDRESS:9587 Dawning Heat St, Las Vegas, NV. 89178** | |
| **PHONE NUMBERS: 702 688 - 1579** | |
| **ATTORNEY: N/A** | **PHONE#: N/A** |
| **INVESTIGATOR: Macevedo** | **DATE ASSIGNED: 2/24/2025** |

## 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 | | Contract Carrier | Airport Transfer | |
| Scenic Tours | | Special Services | | Taxi | Tow Car | |
| HHG | | NEMT | | US DOT Authority | Other States | |

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

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

**Identify each owner and their percentage of ownership:**

Daniel Tessema – 100 %

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

**Briefly describe the responsibilities of each owner.**

Daniel Tessema – financial and the day-to-day operations of the company, hiring and firing, dispatching, driver training, driver qualification file and vehicle maintenance file, and driver for the company.

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name(s): Daniel Tessema** | | | | |
| **Has there been any previous NTA enforcement action?** | **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 5/6/25

| | Exhibit |
|---|---|
| **If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.** | **N/A** |

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

**Identify key personnel who have no ownership interest and briefly describe their responsibilities:**

No key personnel. The Applicant will hire as need be.

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

**A. Type of Vehicles: Mercedes Sprinter for 16 passengers.**

**B. Number of Vehicles: 1**

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

**Describe the facilities to be used for this operation:**

The Applicant is planning to his primary residency.

**Address (If Known):**
9587 Dawning Heat St. Las Vegas, Nevada 89178

| | | | | |
|---|---|---|---|---|
| **Does the Applicant have an acceptable Timekeeping method?** | **YES** | **X** | **NO** | |
| **If Yes, Describe: Time Clock** | | | | |

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

| | | | | |
|---|---|---|---|---|
| **Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority?** | **YES** | **X** | **NO** | |
| **Can the Applicant secure insurance as required by NAC 706.191?** | **YES** | **X** | **NO** | |

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

| | 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?** | **X** | **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?** | **X** | **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?** | **X** | **YES** | **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 | |
|---|---|---|---|---|
| | | | | Exhibit |
| Attach signed Knowledge Statement. | | | | G |

| COMPLIANCE ITEMS | |
|---|---|
| 1 | 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. (Form provided by NTA) |
| 2 | File with the Authority evidence, (Form E) in the motor carrier's name in accordance with NAC 706.193. |
| 3 | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191. |
| 4 | Make vehicle(s) available for inspection by Authority Staff to ensure that they properly display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name. |
| 5 | Ensure all drivers have applied for driver's permit in accordance with NRS 706.462 (passenger transportation only). |
| 6 | Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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. |
| 7 | Ensure vehicle maintenance files are set up per 49 CFR 396. |
| 8 | File a copy of a Charter Order (Charter Bus) which includes the CPCN number granted. |
| 9 | File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address. |
| 10 | 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. |
| 11 | Reimburse the Authority for the cost of noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| INVESTIGATOR: Macevedo Macevedo | DATE: 4-30-25 |
| REVIEWED BY SUPERVISOR: MMaw N/A | DATE: 05/05/25 |
| REVIEWED BY FINANCIAL ANALYST | DATE: |
| REVIEWED BY APPLICATION MANAGER | DATE: 5/5/25 |

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

ITEM 85

Docket 25-05008

Removed from this agenda

# Agenda Item# 86

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Application of 24/7 Entertainment, LLC d/b/a 24/7 Entertainment Limousine, M Executive Car LV to sell and Transfer and M Executive Car LV, LLC to purchase and acquire the authority to provide charter limousine service granted under CPCN 1102, Sub 2. | ) | Docket 23-12006 |

At a general session of the Nevada Transportation Authority held on June 12, 2025

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on December 4, 2023, 24/7 Entertainment, LLC d/b/a 24/7 Entertainment Limousine, M Executive Car LV ("Seller") and M Executive Car LV, LLC ("Buyer") filed a joint Application for the Seller to sell and transfer and the Buyer to purchase and acquire the authority to provide charter limousine service in the State of Nevada, granted under CPCN 1102, Sub 2. Said Application was designated as docket 23-12006.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That at the August 3, 2023 general session, M Executive Car LV, LLC was granted the temporary transfer of operating rights of CPCN 1102, Sub 1, and has been operating under CPCN 1102, Sub 2, since January 29, 2024.
4. That the application includes approval of a logo to be used.

5. Based upon all the records pertaining to the Application, and pursuant to NRS 706.6411**:**
    a. The Authority has considered the service which has been performed by the Transferor-Applicant and that which may be performed by the transferee;
    b. The Authority has considered the other authorized facilities for transportation in the territory for which the transfer is sought;
    c. The Transferee-Applicant is fit, willing, and able to perform the services of a common motor carrier by vehicle, and the proposed operation would be consistent with the legislative policy set forth in NRS 706.151; and
    d. The public interest requires no amendments, restrictions or modifications be attached to the Certificate.

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

1. The Application on file herein shall be GRANTED for the transportation service specified below:

> Provide charter limousine service to passengers and their baggage, on-call, over irregular routes between points and places within Clark, Nye and Lincoln Counties, Nevada, on the one hand and points and places within the State of Nevada on the other.
>
> RESTRICTIONS: The number of vehicles in the carrier's 0eet shall be no more than four (4).

2. Upon full compliance with the conditions of this Order, a Certificate of Public Convenience and Necessity identified as CPCN 1102, Sub 2, shall be CANCELLED, and a new Certificate of Public Convenience and Necessity designated as CPCN 1102, Sub 3, shall be issued M Executive Car LV, LLC authorizing operation in the transportation of passengers in charter service by limousine 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. (Form provided by NTA)

b. File with the Authority evidence of required insurance (Form E) in the motor carrier's name in accordance with NAC 706.193.

c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicle(s) covered in accordance with NAC 706.191.

d. Make vehicle available for inspection by Authority Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

e. Ensure all drivers have applied for driver's permit in accordance with NRS 706.462.

f. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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 setup in accordance with 49 CFR 396.

h. Provide a copy of a charter order with the CPCN number granted and with complaint/commendation language, in accordance with NACs which include the CPCN number granted.

i. File a tariff for review by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

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. Apply for NTA decals pursuant to NRS 706.465.

l. Provide copy of all applicable local business license(s).

m. Provide a printout of the general ledger accounts, balance sheet and profit/loss statement for setup of the company for review and acceptance of NTA Staff.

n. Provide signed affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167.

o. Remit to the Authority any noticing fees and/or other outstanding debt to the Authority.

p. Provide proof for the $12,711 capital infusion into M Executive Car LV, LLC 's bank account from specified sources.

q. Provide proof of the final payment from the buyer to the seller as stated in the Asset Purchase Agreement.

4. Compliance with the foregoing requirements must be made NO LATER THAN 120 DAYS after issuance of this Order. If the Transferee-Applicant fails to comply within 120 days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.

5. The Deputy Commissioner of the Authority shall be authorized to issue the above-referenced Certificate of Public Convenience and Necessity upon all requirements set forth herein having been met by the Transferee-Applicant.

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6. 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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.

**24/7 Entertainment, LLC d/b/a 24/7 Entertainment Limousine; M Executive Car LV**
**Sale and Transfer Application**
**Docket 23-12006**
**June 12, 2025 General Session**

**Application Summary:**
On December 4, 2023, 24/7 Entertainment, LLC d/b/a 24/7 Entertainment Limousines; M Executive Car LV ("Seller") and M Executive Car LV, LLC ("Buyer") filed a joint Application for the Seller to sell and transfer and the Buyer to purchase and acquire the authority to provide charter limousine service in the State of Nevada, granted under CPCN 1102, Sub 2. (Attachment A) The Buyer currently has temporary transfer of operating rights under authority granted under Docket 23-02022, CPCN 1102, Sub 2, and is in good standing with the NTA. The application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed. Marc Stromvig is the sole member of RNS Holdings, LLC, which is the sole member of M Executive Car LV, LLC. (Attachment B)

**Staff Discussion:**
Staff supports this application, and therefore requests the application hearing be dispensed per NRS 706.6411. The following procedures were performed by Staff with acceptable results:

1) No petitions for leave to intervene or protests were filed.

2) Background investigation was performed with no areas of concern. (Attachment C)

3) Pro Forma Balance Sheet includes four (4) vehicles (2 currently operated under CPCN 1102.2); reports 79.74% equity ratio; reports a 1.25 current ratio. A cash infusion of $12,711 will be necessary in order to meet all financial requirements and is included as a compliance item. (Attachment D).

4) Pro Forma Income Statement projects $492,750 in revenues and net income of $166,597 in the first 12 months of operating. (Attachment E)

5) Tariff – The tariff is within the range of rates currently used in the industry, therefore, no changes are necessary.

6) The Applicant intends to use a logo. (Attachment F)

**Attachments:**
A. Seller's current CPCN 1102.2
B. Ownership Structure
C. Investigator's Background Report without exhibits
D. Pro Forma Balance Sheet & Narratives
E. Pro Forma Income Statement
F. The Applicant intends to use a logo. (Attachment E)
G. Asset Purchase Agreement without exhibits *(unredacted pages not for public binder)*

**Compliance Items in addition to those included in the background report:**

1) Provide proof for the $12,711 capital infusion into M Executive Car LV, LLC 's bank account from specified sources.
2) Provide proof of the final payment from the buyer to the seller as stated in the Asset Purchase Agreement.

NEVADA TRANSPORTATION AUTHORITY
ORDER
and
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

24/7 Entertainment, LLC
d/b/a 24/7 Entertainment Limousines, M Executive Car LV
Operated by M Executive Car LV, LLC

CPCN 1102, Sub 2
Docket 23-02002

The Nevada Transportation Authority ("Authority") finds that the above-named carrier has complied with this Authority's Order dated August 3, 2023, the findings of fact and conclusions of law which are hereby incorporated by this reference, and therefore is entitled to receive authority from this Authority to engage in transportation in intrastate commerce as a motor carrier.

IT IS ORDERED that certificate of public convenience and necessity identified as CPCN 1102, Sub 1, is hereby cancelled and 24/7 Entertainment, LLC d/b/a 24/7 Entertainment Limousines, M Executive Car LV, Operated by M Executive Car LV, LLC is hereby granted this certificate of public convenience and necessity identified as CPCN 1102, Sub 2, as evidence of the authority of the holder to engage in transportation in intrastate commerce as a common carrier by motor vehicle subject to applicable statutes, rules and regulations of the Authority, and such terms, conditions and limitations as are now or may hereafter be attached to the exercise of the privileges herein granted.

IT IS FURTHER ORDERED and made a condition of this certificate that the holder shall render reasonably continuous and adequate service to the public in pursuance of the authority herein granted, and that failure to do so shall constitute sufficient grounds for suspension, modification or revocation of this certificate.

IT IS FURTHER ORDERED that nothing contained herein shall be construed to be either a franchise or irrevocable and that failure to comply with rules, regulations and orders of the Authority and applicable statutory provisions shall constitute sufficient grounds for suspension or revocation of this certificate.

IT IS FURTHER ORDERED that this authority shall not be sold or transferred without the Authority's prior approval.

IT IS FURTHER ORDERED that the transportation service to be performed by said carrier shall be as specified below:

TEMPORARY:
Provide charter limousine service to passengers and their baggage, on-call, over irregular routes between points and places within Clark, Nye, and Lincoln Counties, Nevada, on the one hand and points and places within the State of Nevada on the other.

RESTRICTION: The number of vehicles in the carrier's fleet shall be no more than four (4).

TEMPORARY AUTHORITY IN EFFECT until the expiration of 24 months from August 3, 2023, or until the Authority orders otherwise, *whichever comes first.*

IT IS FURTHER ORDERED that the Authority retains jurisdiction for the purpose of correcting any errors which may have occurred in the drafting or issuance of this Order and Certificate of Public Convenience and Necessity.

By the Authority,

Vaughn Hartung, Chairman

Attest:
Liz Babcock, Applications Manager

Dated: January 29, 2024
Las Vegas, Nevada

Attachment A

**AFFIDAVIT OF MARC STROMVIG**

STATE OF Oregon )
) ss.
COUNTY OF Clackamas )

COMES NOW your affiant, MARC STROMVIG, having been duly sworn, deposes and says:

1. I am an Owner of M EXECUTIVE CAR LV, LLC.

2. M EXECUTIVE CAR LV, LLC is a one member Nevada Limited Liability Company.

3. The one member of M EXECUTIVE CAR LV, LLC is RNS Holdings LLC, an Oregon Limited Liability Company.

4. RNS Holdings LLC, was created in 1998 with the Oregon Secretary of State.

5. RNS Holdings LLC has only one member, MARC STROMVIG.

FURTHER YOUR AFFIANT SAYETH NAUGHT

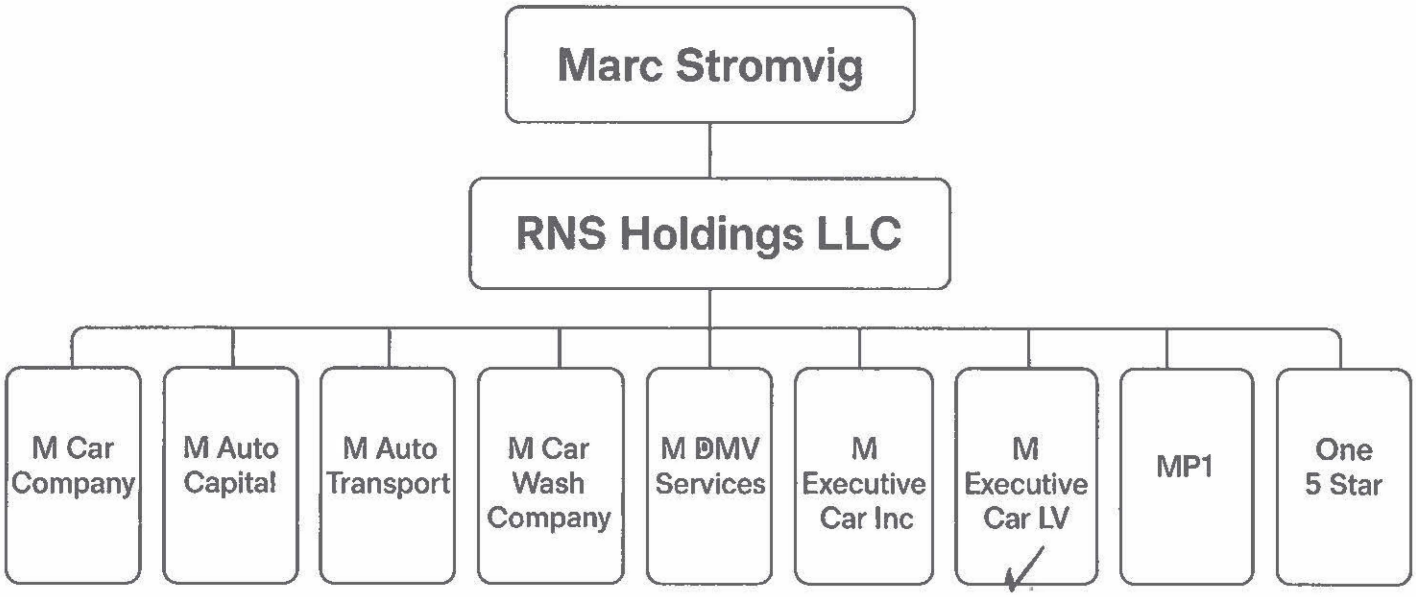
MARC STROMVIG

Subscribed and sworn to before me
this 19 day of June, 2023.
Clackamas County, Oregon
Notary Public in and for said County and State

Lindsay Ann Harris
Notary Public

OFFICIAL STAMP
LINDSAY ANN HARRIS
NOTARY PUBLIC - OREGON
COMMISSION NO. 1030911
MY COMMISSION EXPIRES NOVEMBER 16TH, 2026

ATTACHMENT B ½


Marc Stromvig
RNS Holdings LLC
M Car Company
M Auto Capital
M Auto Transport
M Car Wash Company
M DMV Services
M Executive Car Inc
M Executive Car LV
MP1
One 5 Star

B 2/2

# STATE OF NEVADA
## TRANSPORTATION AUTHORITY
## BACKGROUND INVESTIGATION FOR ALL CARRIER APPLICATIONS
## SALE AND TRANSFER OF

| CPCN: | 1102 |
|---|---|

| | |
|---|---|
| **DOCKET NUMBER:** 23-12006 | **DATE APPLICATION WAS FILED:** 12/04/2023 |
| **SELLER APPLICANT:** Anthony Clark | **TITLE:** Owner |
| **SELLER COMPANY NAME:** 24/7 Entertainment, LLC d/b/a 24/7 Entertainment Limousines, M Executive Car LV Operated by M Executive Car LV, LLC | |
| **ADDRESS:** 3930 W Windmill #130L, Las Vegas, NV 89139 | |
| **PHONE NUMBERS:** 702 616-6000 | |
| **BUYER APPLICANT:** Marc Stromvig | **TITLE:** Owner |
| **BUYER COMPANY NAME:** M Executive Car LV, LLC | |
| **ADDRESS:** 809 Bendale Court, Henderson, NV 89502 | |
| **PHONE NUMBERS:** 503 519-8050 | |
| **ATTORNEY:** Brent Carson | **PHONE#:** 702 471-1111 |
| **INVESTIGATOR:** Macevedo | **DATE ASSIGNED:** 12/15/2023 |

**WHAT TYPE OF AUTHORITY/SERVICE DOES THE SELLER APPLICANT HAVE?**

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| Charter Limousine | X | Contract Carrier | | Airport Transfer | | Scenic Tours | |
| Special Services | | Charter Bus | | HHG | | NEMT | |
| US DOT Authority | | Other States | | Taxi | | *Tow Car | |
| | | | | | *Consent | | Non-consent |

| | Exhibit |
|---|---|
| **Attach completed Application Oath pages as Exhibit A** | **A** |

**IDENTIFY NEW OWNERSHIP STRUCTURE AS PROPOSED BY BUYER APPLICANT**

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| Corporation | | LLC | X | Partnership | | Sole Proprietorship | |

**Identify each new owner and their percentage of ownership:**
RNS Holdings, LLC
Mark Stromvig – 100% – Sole member of RNS Holdings, LLC

| | Exhibit |
|---|---|
| **Attach as an exhibit, appropriate proof of ownership interest where applicable** | **B** |
| **Will the Applicant (Buyer) be operating under a fictitious firm name? If so, attach copy to exhibit** | **N/A** |

**Briefly describe the responsibilities of each new owner, (i.e. driver, operational manager, mechanic, bookkeeper, financial backing only, etc):**

Mark Stromvig – Financial operations of the company, hiring & firing, driver qualification file and vehicle maintenance file.

Lindsay Harris – Director of Operations – Ms. Harris is a key employee for the company and will share company responsibilities with Mr. Stromvig. She will oversee the financials and the day-to-day operations, the driver qualification file, and the vehicle file, hiring and firing, and driver training.

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name(s):** Mark Stromvig<br>Lindsay Harris | | | | |
| **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 5/21/25

ATTACHMENT C 1/3

| | | | | |
|---|---|---|---|---|
| **Has the Seller had any previous NTA enforcement action? (Including against the companies' drivers)** | **YES** | **X** | | |
| **Has the Buyer had any previous NTA enforcement action? (Including against the companies' drivers)** | **YES** | | **NO** | **X** |
| | | | | |

| | **Exhibit** |
|---|---|
| **If so, attach copies of the Enforcement Database Printout(s). If more than 5 citations include a summary listing the citation number, fine amounts, and date of issuance, NAC or NRS, or CFR violations. Attach copies of the MC/USDOT rating.** | **C** |

| | | | | |
|---|---|---|---|---|
| **Will (Buyer) Applicant utilize the same domicile currently being used by Seller?** | **YES** | **X** | **NO** | |
| **If not, what is the domicile address:** | | | | |
| **Does the Applicant have an acceptable Timekeeping method?** | **YES** | **X** | **NO** | |
| **If Yes, Describe: Timeclock** | | | | |

| | | | | |
|---|---|---|---|---|
| Does the (Buyer) Applicant plan to store equipment at a location other than their legal domicile? | **YES** | | **NO** | **X** |
| **If so, provide address (if known):** | | | | |

| | | | | |
|---|---|---|---|---|
| Does the (Buyer) Applicant understand the operating authority sought, and is their plans consistent with that authority? | **YES** | **X** | **NO** | |
| Can the Applicant secure insurance as required by NAC 706.191? | **YES** | **X** | **NO** | |

| | **Exhibit** |
|---|---|
| **Attach appropriate proof of insurance, or ability to obtain, as an Exhibit** | **D** |

| | | | | |
|---|---|---|---|---|
| Does the Applicant (Buyer) understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance of driver qualification files? | **YES** | **X** | **NO** | |
| Does the Applicant (Buyer) understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records? | **YES** | **X** | **NO** | |
| Does the Applicant (Buyer) understand the requirements that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382, and 391? | **YES** | **X** | **NO** | |
| Has the Applicant (Buyer) contracted with a laboratory to perform and monitor their substance abuse program? This will be done during the compliance phase. | **YES** | **X** | **NO** | |

| | | | | |
|---|---|---|---|---|
| **If so, which laboratory?** | | | | |
| Does the Applicant (Buyer) have adequate personnel (drivers, managers, etc) to operate their business? CODA | **YES** | **X** | **NO** | |

| | **Exhibit** |
|---|---|
| **Attach copies of the Buyer Applicant's proposed charter orders, bills of lading, tow bill (invoice), tariff (tow only) etc., as applicable, as an Exhibit** | **E** |

| | **Exhibit** |
|---|---|
| **Attach copies of proposed logo (limousine only, if applicable)** | **F** |
| Under docket No. 23-02002, the company logo was approved. | |

| | | | | |
|---|---|---|---|---|
| Has the Applicant (Buyer) demonstrated an adequate working knowledge of the statutes and regulations that pertain to operating authority sought (Including all relevant provisions of NRS Chapter 706, NAC Chapter 706, and 49 CFR? | **YES** | **X** | **NO** | |
| Does the Applicant (Buyer) understand the limitations inherent in their grant of operating authority (i.e. consent vs. non-consent tows, charter bus vs. scenic tours)? | **YES** | **X** | **NO** | |

| | | | | | | |
|---|---|---|---|---|---|---|
| (HHG Only) Will Applicant (Buyer) be obtaining a Warehouse Permit? | N/A | YES | | NO | |
| (HHG Only) Does **Seller** have a **current** Warehouse Permit? | N/A | YES | | NO | |
| If the seller has a warehouse permit, do they understand a Voluntary Cancellation Application must be filed because permits are non-transferable? | N/A | YES | | NO | |

| | Exhibit |
|---|---|
| **Attach Seller Operational Inspection as an Exhibit** | G |

| | Exhibit |
|---|---|
| **Attach signed Knowledge Statement.** | H |

| COMPLIANCE ITEMS | |
|---|---|
| 1 | Avoid Material Changes |
| 2 | File with the Authority evidence, (Form E), or required insurance in Applicant's name. |
| 3 | File with the Authority the necessary insurance (Certificate of Insurance, Form E and Schedule of Autos), describing liability limits, and vehicles covered. |
| 4 | Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly registered in motor carrier's name, display CPCN number, name of motor carrier, or logo, and any other required markings. Provide copies of Insurance cab card, annual (USDOT) vehicle inspection, titles, and registrations. |
| 5 | Ensure all drivers have applied for temporary drivers permit (passenger transportation only)-**add the new CPCN** to all driver permits. Carrier must provide new Verification of Employment form for each existing permit. Issue new permits. |
| 6 | Ensure Driver qualification files are setup in accordance with CFR 391.51. Explain and make available set-up of time tracking method put into place. Ensure all drivers have pre-employment drug testing in accordance with CFR 382.301. Make available to Enforcement Staff for inspection their business and equipment domiciles. |
| 7 | Ensure vehicle maintenance files are setup in accordance with CFR 396. |
| 8 | File a copy of carrier's Charter Order (Charter Limousine/Scenic Tours) for review by Authority Staff, which includes the CPCN number granted. |
| 9 | File a tariff for approval by the Financial Analyst. |
| 10 | Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list. |
| 11 | Apply for NTA Decal(s)-(Contract Carriers/Scenic Tours-or any vehicle under 16 passengers.) |
| 12 | Provide copy of Business License. |
| 13 | Provide a Printout of the general ledger accounts, balance sheet, and profit/Loss statement for the set-up of the company for review and acceptance by NTA Staff (for fully regulated carriers ONLY) |
| 14 | Provide signed Affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167 (for fully regulated carriers ONLY) |
| 15 | Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR: Macevedo** Macevedo | **DATE: 10/03/2024** |
| **REVIEWED BY SUPERVISOR:** DMarco | **DATE:** 10/03/24 |
| **REVIEWED BY APPLICATION MANAGER:** | **DATE:** 10/7/24 |

**A listed EXHIBIT, (A,B,C etc), is the documentary evidence of the requirement being met. If a requirement has not been met, the EXHIBIT category will be left blank and it will be checked as a compliance item. Questions that do not apply to the Applicant will be marked as NA.**

Rev.04/04/22-rmr

# M Executive Car LV LLC
## Balance Sheet
### As of February 28, 2025

| | |
|---|---|
| Equity Ratio | 79.74% |
| Current Ratio | 1.25 |

| | Total |
|---|---|
| **ASSETS** | |
| **Current Assets** | |
| **Bank Accounts** | |
| Main Checking Account (1079) | 2,213.24 |
| Wire Account (1087) | 11,927.47 |
| **Total Bank Accounts** | **$ 14,140.71** |
| **Accounts Receivable** | |
| Accounts Receivable (A/R) | -2,093.75 |
| **Total Accounts Receivable** | **-$ 2,093.75** |
| **Other Current Assets** | |
| Employee Cash Advances | 0.00 |
| Loan - M EXECUTIVE CA LLC | 0.00 |
| Loan - M EXECUTIVE COACH LLC | 0.00 |
| Prepaid Expenses- Insurance | 20,528.88 |
| Uncategorized Asset | 0.00 |
| **Total Other Current Assets** | **$ 20,528.88** |
| **Total Current Assets** | **$ 32,575.84** |
| **Fixed Assets** | |
| 2012 Mercedes Sprinter (MLV12) | 150,000.00 |
| 2014 Mercedes Sprinter (MLV14) | 150,000.00 |
| 2018 Mercedes S-Class | 0.00 |
| **Total Fixed Assets** | **$ 300,000.00** |
| **Other Assets** | |
| Accumulated Amortization | -15,000.00 |
| Goodwill (4 Car License) | 150,000.00 |
| ROU - 2022 Escalade | 10,146.12 |
| ROU - 2023 Escalade | 23,056.46 |
| **Total Other Assets** | **$ 168,202.58** |
| **TOTAL ASSETS** | **$ 500,778.42** |
| **LIABILITIES AND EQUITY** | |
| **Liabilities** | |
| **Current Liabilities** | |
| **Accounts Payable** | |
| Accounts Payable (A/P) | 22,033.45 |
| **Total Accounts Payable** | **$ 22,033.45** |
| **Credit Cards** | |
| Alaska Airlines - 1386 | 0.00 |
| Alaska Airlines - 3731 | 0.00 |
| Alaska Airlines - 5219 | 10,138.29 |
| CORP Account - Alaska Airlines - 9120 | -7,932.84 |
| Wells Fargo Visa (9320) | -23.05 |

ATTACHMENT D 1/8

| | | |
|---|---|---|
| Wells Fargo Visa (9874) | | 1,845.86 |
| Total Credit Cards | $ | 4,028.26 |
| Other Current Liabilities | | |
| Due from M Auto Capital | | 0.00 |
| Due to M Auto Transport | | 0.00 |
| Due to M2 | | 0.00 |
| Due to One 5 Star LLC | | 0.00 |
| Partner Loan - Marc Stromvig | | 0.00 |
| Total Other Current Liabilities | $ | 0.00 |
| Total Current Liabilities | $ | 26,061.71 |
| Long-Term Liabilities | | |
| Christian Ortiz | | 0.00 |
| Due to M Auto Capital | | 0.00 |
| Due to M Executive Car Inc (Portland) | | 40,000.00 |
| Due to ME2 | | 0.00 |
| Loan - 2018 Mercedes S-Class | | 0.00 |
| ROU - Lease Liability 2022 Escalade | | 10,924.98 |
| ROU - Lease Liability 2023 Escalade | | 24,468.90 |
| Total Long-Term Liabilities | $ | 75,393.88 |
| Total Liabilities | $ | 101,455.59 |
| Equity | | |
| Opening Balance Equity | | 0.00 |
| Owner Equity- Marc Stromvig | | -70,743.80 |
| Partner Contributions-Marc Stromvig | | 409,925.00 |
| Retained Earnings | | 21,363.44 |
| Net Income | | 38,778.19 |
| Total Equity | $ | 399,322.83 |
| TOTAL LIABILITIES AND EQUITY | $ | 500,778.42 |

**M EXECUTIVE CAR LV, LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET
ASSUMPTIONS AND ACCOUNTING POLICIES

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**Note 1**

**Basis of presentation, significant accounting policies and limitations.**
M Executive Car LV, LLC, is a Nevada Limited Liability Company applying for CPCN # 1102 for limousine services. Should the company be approved, it will be allowed to operate 4 vehicles with the certificate.

The owner of the company has vast experience in the limousine industry in other states and will apply in this new venture with knowledge of Nevada Transportation regulation for this type of operation.

M Executive Car LV, LLC projects its income and expenses based on historical data observed by operations of this industry in Las Vegas.

**Limitation**
This projection is prepared for the limited use of the Nevada Transportation Service Authority. For the period under consideration: 01/01/25-12/31/2025.

**Significant Accounting Policies**

Revenue Recognition
As requested by the Nevada Transportation Authority this pro-forma reports financial information on an Accrual Basis method, projected over a period of one year. Therefore income will be shown in such manner.

Capital - Funding
The company will have sufficient funds to support the projected acquisition of assets, organizational costs, and operations, through the owners' capital contribution. The funds will be available upon approval of this Application by The Nevada Transportation Authority.

Vehicles
At the beginning of M Executive Car LV, LLC operations in Las Vegas, the company will have purchased and placed in service Two (2) vehicles under capital leases as available assets.

SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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Projections
Projections have been made for the first year period of operations and will include Two (2) vehicles purchased and leased to service the company and other projected expenses seen under the operations of the industry.

**Note 2**

**Profit & Losses Projected**

Projections have been calculated for the period of one year, using projected income and expenses.

**REVENUES**

Limousine Services (2) Vehicles
This is the Revenue from the services provided in the Limousine transportation services offered in Las Vegas (Clark County) by 2 vehicles. The owner has established a tariff per hour per vehicle and an estimation of 1 ride lasting 1 hour, per vehicle.

Income has been projected as:

**M EXECUTIVE CAR LV, LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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Cadillacs:
5 rides a day x $135 per ride x 2 Vehicles x 365 days = **$492,750 a year or $41,062.50 a month.**

**EXPENSES**

**Direct Cost**
These expenses are in direct relation to the activity pursued and the assets used for such by the company.

Gasoline expense
Gas represents the cost of regular gasoline at an average of $4.20.00 per gallon with one vehicle going at an average of 21 miles per gallon on Escalades. (Source:



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www.fuelly.com).
It has been estimated that one vehicle will drive an average of 75 miles a day.

75 miles a day / 21 miles per gallon = 3.57 gallons per day, per vehicle.

So, 3.57 gallons x 365 days x 2 vehicles x $3.97 a gallon = **$10,346.21 a year or $862.18 a month.**

Vehicles Insurance
This expense represents the monthly cost of insurance on Liability, Damages and Losses for 4 vehicles. Total Vehicle Insurance based on insurance invoice paid by the owner was:**$30,000 a year or $2,500 a month.**

DMV Registration
The commercial value of the escalades (2) in total is $200,000 x 2% = **4,000 a year or $333.33 a month.**

Therefore, the total DMV Registration expense is **$333.33 a month.**

**M EXECUTIVE CAR LV, LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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Drivers Wages
The company has projected to pay the drivers a rate of $11.25 an hour according to the 2023 Nevada minimum wage without health benefits. The company estimated that all drivers will drive 10 hours daily.

The number of Drivers estimated to be needed are:
7 days a week x 2 cars = 14 shifts a week / 5 working days of a driver that can take two days off = **4 Drivers are needed** to be able to operate with rotations, 7 days a week.
Therefore:
4 Drivers x 10 hours x $11.25 $ per hour x 7 days x 52 weeks = **$163,800.00 a year or $13,650.00 a month.**

Payroll Taxes and Expenses
Payroll taxes have been calculated taking into consideration Employer's FICA Taxes of 7.65%, Federal Unemployment tax rate of 6% of the First $7,000.00 earned and the cost of outsourcing Payroll Services. So, the projected payroll expense has been calculated averaging a rate of 15% of wages.

Drug Testing
Drug Testing is the expenses paid by the company and it is estimated at a $150.00 per



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Chauffeur a year. So, $150 x 6 = **$900 a year or $75 a month.**

Maintenance
Maintenance of the vehicles have been estimated as:
The two cars will be washed every other day.
2 cars x $25 per car wash x 182.50 = **$9,125.00 a year of $760.41 a month.**

Workers Compensation
A cost for Drivers' workers compensation has been estimated to be a 3% of all the yearly wages.
$163,800 x 3% = **$4, 914 a year or $409.50 a month.**

Repairs
It has been estimated that the monthly cost for repairs at $450.00 x 2 vehicles = **$900.00 a month or $10,800.00 a year.**

**Administrative Expenses**
These expenses are incurred indirectly to the activity of the company and are considered administrative or fixed.

**M EXECUTIVE CAR LV, LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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Advertising:
The company has estimated to have a cost of $1,500.00 a year for the company's website creation and maintenance.

Depreciation Expense - Vehicles
There will be no depreciation expense as the two vehicles are "right of use" leased assets.

Auto Leases Expense
The owner of the company is Leasing the 2 Escalades, we have presented the leases amortization schedule. Please see Capital Lease Amortization Reports.

In summary:
For the 2022 Escalade the lease expense/ month is $1,850.07 x 12 = $22,200.84/year
For the 2023 Escalade the lease expense/ month is $2,099.21 x 12 = $25,190.52/year
Totals ..... **$3,949.28** ..... **$47,931.36**

Dispatcher
The company will hire a dispatcher as an independent contractor to provide services in an average of 15 hours a week for which is paid **$1,000 a month or $12,000 a year.** Therefore no payroll taxes will apply.



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Controller
The controller will provide accounting services to the company as an independent contractor. Working for an average of 10 hours at $35 per hour a week x 52 weeks = **$18,200 a year or $1,516.66 a month.** Therefore no payroll taxes will apply.

Professional Fees
Attorney and Consulting fees are estimated to be an average of $250.00 per month.

Licenses
This expense corresponds to the Incorporation with the Nevada Secretary of State for $450.00 and City of Las Vegas Business License for $100.00. The total is $550 a year.

Office Expense
The company estimated an average of $50.00 a month for various home-office expenses.

**M EXECUTIVE CAR LV, LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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Parking Rent
The owner will keep the company records at his home in Las Vegas and will park the 2 Escalades in the home.

Utilities
Utilities expenses are estimated at $400.00 on average a month, and it includes Phone, and Internet.

Excise Passenger Tax 3%
This tax is charged to the company with a rate of 3% of its gross income.

Credit Card Fees
If 50% of the company's revenue is obtained through payments with credit card, the company estimates paying 3% of it on fees.

If $41,062.50 is Monthly Revenue x 85%= $34,903.12 x 3% of credit card fees= **$1,047.09 monthly fees.**



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**Note 3**

**Projected Balance Sheet**
The balance sheet is presented on an accrual basis as of January 1, 2024. The Company is fully funded, it also includes all anticipated two vehicles to run the company.

**ASSETS**
**Current Assets**
The Company at various times during the year maintains cash at a financial institution to cover Operational Expenses, Short- and Long-Term Liabilities.

Bank Account
This account holds a balance of **$49,924.04** at 01/01/2025. These funds will provide sufficient cash reserves to meet three months of non-operational expenses and obligations.

SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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**Other Assets**
Good Will CPCN # 1102
The owner of the company has paid in full $150,000 for the CPCN #1102 that will allow him to start operations.

Right of Use (ROU) Asset
According to the Financial Accounting Standards Board ("FASB" or the "Board") and in February of 2016, the FASB issued the highly anticipated leasing standard in ASU 2016-02 ("ASC842" or the new standard") for both the lessees and lessors. Under its core principle, a lessee will recognize "right-of-use" (ROU) assets and related lease liabilities on the balance sheet for all arrangements with terms longer than 12 months.
As such, the amount of "right of use" is present in the balance sheet. $.

**LIABILITIES AND EQUITY**
Please see Capital Lease Amortization Reports. It shows balances in the short and long term.

**M EXECUTIVE CAR LV, LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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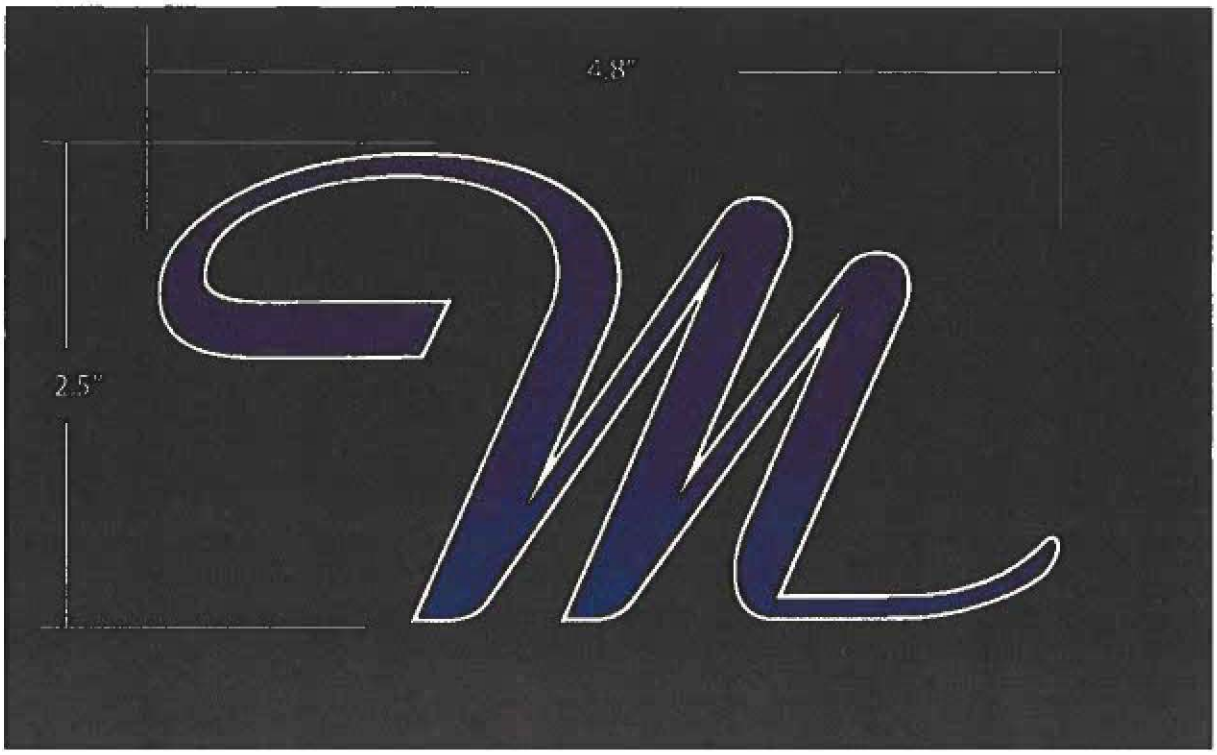
## M EXECUTIVE CAR LV, LLC

Projected Statement of Operations

1/1/2025-12/31/2025

| Accounts | 1 Month | 2 Month | 3 Month | 4 Month | 5 Month | 6 Month | 7 Month | 8 Month | 9 Month | 10 Month | 11 Month | 12 Month | Total Year |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| REVENUE | | | | | | | | | | | | | |
| Vehicle | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 492,750.00 |
| Total Revenue | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 41,062.50 | 492,750.00 |
| | | | | | | | | | | | | | |
| DIRECT COST | | | | | | | | | | | | | |
| Gasoline | 862.18 | 862.18 | 862.18 | 862.18 | 862.18 | 862.18 | 862.18 | 862.18 | 862.18 | 862.18 | 862.18 | 862.18 | 10,346.16 |
| Vehicles Insurance | 2,500.00 | 2,500.00 | 2,500.00 | 2,500.00 | 2,500.00 | 2,500.00 | 2,500.00 | 2,500.00 | 2,500.00 | 2,500.00 | 2,500.00 | 2,500.00 | 30,000.00 |
| DMV Registrat. | 333.33 | 333.33 | 333.33 | 333.33 | 333.33 | 333.33 | 333.33 | 333.33 | 333.33 | 333.33 | 333.33 | 333.33 | 3,999.96 |
| Drivers Wages | 13,650.00 | 13,650.00 | 13,650.00 | 13,650.00 | 13,650.00 | 13,650.00 | 13,650.00 | 13,650.00 | 13,650.00 | 13,650.00 | 13,650.00 | 13,650.00 | 163,800.00 |
| Payroll Taxes and Fees | 2,047.50 | 2,047.50 | 2,047.50 | 2,047.50 | 2,047.50 | 2,047.50 | 2,047.50 | 2,047.50 | 2,047.50 | 2,047.50 | 2,047.50 | 2,047.50 | 24,570.00 |
| Drug Testing | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 600.00 |
| Maintenance | 760.41 | 760.41 | 760.41 | 760.41 | 760.41 | 760.41 | 760.41 | 760.41 | 760.41 | 760.41 | 760.41 | 760.41 | 9,124.92 |
| Workers Compensation | 409.50 | 409.50 | 409.50 | 409.50 | 409.50 | 409.50 | 409.50 | 409.50 | 409.50 | 409.50 | 409.50 | 409.50 | 4,914.00 |
| Repairs | 900.00 | 900.00 | 900.00 | 900.00 | 900.00 | 900.00 | 900.00 | 900.00 | 900.00 | 900.00 | 900.00 | 900.00 | 10,800.00 |
| Total Direct Costs Month | 21,512.92 | 21,512.92 | 21,512.92 | 21,512.92 | 21,512.92 | 21,512.92 | 21,512.92 | 21,512.92 | 21,512.92 | 21,512.92 | 21,512.92 | 21,512.92 | 258,155.04 |
| | | | | | | | | | | | | | |
| Gross Profit | 19,549.58 | 19,549.58 | 19,549.58 | 19,549.58 | 19,549.58 | 19,549.58 | 19,549.58 | 19,549.58 | 19,549.58 | 19,549.58 | 19,549.58 | 19,549.58 | 234,594.96 |
| | | | | | | | | | | | | | |
| ADMIN. EXPENSES | | | | | | | | | | | | | |
| Advertising | 125.00 | 125.00 | 125.00 | 125.00 | 125.00 | 125.00 | 125.00 | 125.00 | 125.00 | 125.00 | 125.00 | 125.00 | 1,500.00 |
| Depreciation Exp. Vehicles | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Auto Leases Exp. | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Dispatcher | 1,000.00 | 1,000.00 | 1,000.00 | 1,000.00 | 1,000.00 | 1,000.00 | 1,000.00 | 1,000.00 | 1,000.00 | 1,000.00 | 1,000.00 | 1,000.00 | 12,000.00 |
| Controller | 1,516.66 | 1,516.66 | 1,516.66 | 1,516.66 | 1,516.66 | 1,516.66 | 1,516.66 | 1,516.66 | 1,516.66 | 1,516.66 | 1,516.70 | 1,516.70 | 18,200.00 |
| Professional Fees | 250.00 | 250.00 | 250.00 | 250.00 | 250.00 | 250.00 | 250.00 | 250.00 | 250.00 | 250.00 | 250.00 | 250.00 | 3,000.00 |
| Licenses | 45.83 | 45.83 | 45.83 | 45.83 | 45.83 | 45.83 | 45.83 | 45.83 | 45.83 | 45.83 | 45.87 | 45.83 | 550.00 |
| Office Expense | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 50.00 | 600.00 |
| Parking Rent | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Utilities | 400.00 | 400.00 | 400.00 | 400.00 | 400.00 | 400.00 | 400.00 | 400.00 | 400.00 | 400.00 | 400.00 | 400.00 | 4,800.00 |
| Excise Passenger Tax 3% | 1,231.88 | 1,231.88 | 1,231.88 | 1,231.88 | 1,231.88 | 1,231.88 | 1,231.88 | 1,231.88 | 1,231.88 | 1,231.88 | 1,231.88 | 1,231.88 | 14,782.50 |
| Credit Card Fees | 1,047.09 | 1,047.09 | 1,047.09 | 1,047.09 | 1,047.09 | 1,047.09 | 1,047.09 | 1,047.09 | 1,047.09 | 1,047.09 | 1,047.09 | 1,047.09 | 12,565.08 |
| Total Admin. Expense | 5,666.46 | 5,666.46 | 5,666.46 | 5,666.46 | 5,666.46 | 5,666.46 | 5,666.46 | 5,666.46 | 5,666.46 | 5,666.46 | 5,666.54 | 5,666.50 | 67,997.58 |
| | | | | | | | | | | | | | |
| Total Direct Cost & Admin. | 27,179.38 | 27,179.38 | 27,179.38 | 27,179.38 | 27,179.38 | 27,179.38 | 27,179.38 | 27,179.38 | 27,179.38 | 27,179.38 | 27,179.46 | 27,179.42 | 326,152.62 |
| | | | | | | | | | | | | | |
| NET INCOME | 13,883.13 | 13,883.13 | 13,883.13 | 13,883.13 | 13,883.13 | 13,883.13 | 13,883.13 | 13,883.13 | 13,883.13 | 13,883.13 | 13,883.05 | 13,883.09 | 166,597.38 |




ATTACHMENT F

## ASSET PURCHASE AGREEMENT

This Agreement is made of as of December 1, 2022, by and among the following parties:

- M EXECUTIVE CAR LV, LLC, a Nevada Limited Liability Company ("**Buyer**"); and
- 24/7 ENTERTAINMENT, LLC., a Nevada Limited Liability Company ("**Seller**");

### ARTICLE 1
### OVERVIEW

Seller engages in the business (the "**Business**") of providing commercial transportation services as a certificated common motor passenger carrier in and around Clark County, Nevada. The authority held by Seller is set forth in Certificate of Public Convenience and Necessity ("CPCN") 1102, See exhibit attached to this Agreement as Annex A.

By this Agreement, Buyer seeks to acquire from Seller certain assets of the Business as described below.

For purposes of this Agreement, certain capitalized terms used herein have the meanings ascribed to them in Exhibit A. Other terms are defined in the body of this Agreement.

### ARTICLE 2
### THE TRANSACTION

2.1 Acquired Assets. Upon receipt of all necessary regulatory approvals, Seller agrees to sell and transfer to Buyer the following assets of the Business (the "**Acquired Assets**"):

- CPCN 1102 issued to Seller by the Nevada Transportation Authority (collectively, the "**CPCN**");
- Goodwill, business opportunities, contacts, etc.

Except as noted above, Buyer is not acquiring any other assets of Seller ("**Excluded Assets**").

2.2 Assumed Liabilities. Buyer will not assume any liabilities of Seller.

2.3 Excluded Liabilities. Seller expressly acknowledges that Buyer will not be liable for any obligations or liabilities of Seller of any kind or nature whether actual or contingent, matured or unmatured, liquidated or unliquidated, known or unknown, related to the Business or the Acquired Assets (the "**Excluded Liabilities**").

2.4 Purchase Price. Buyer agrees to pay Seller [redacted] ("Purchase Price") to acquire the Business upon the execution of this Agreement. This amount is considered nonrefundable, subject to Article 4 and Article 6 of this Agreement.



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ATTACHMENT G,

2.5 Temporary Transfer of Operating Rights. Buyer and Seller will file an application to *Temporarily Transfer Operating Rights* with the Nevada Transportation Authority thereby allowing Buyer to operate CPCN 1102

2.6 Liquidated Damages. In the event that Buyer, without cause, terminates the temporary transfer of operating rights; is found by the Nevada Transportation Authority to be operating contrary to Nevada Statute and Regulations; causes Seller to face suspension or revocation of CPCN 1102; or, elects to no longer proceed with the Joint Application for Sale and Transfer of CPCN 1102 Buyer's liquidated damages shall not exceed the amount of deposits of $150,000. Upon such an event, Buyer shall immediately return the Certificate or transfer any operating authority back to Seller.

2.7 Operation of Business in Ordinary Course. Prior to the Closing, Seller will conduct its business and affairs only in the ordinary course and consistent with its prior practice, and shall not take any action that could reasonably be expected to negatively impact the Acquired Assets or the transactions contemplated by this Agreement.

2.8 Transfer of CPCN and Agreements. Seller will use reasonable efforts to assist Buyer in obtaining CPCN 1102. Buyer will use their best efforts in obtaining CPCN 1102. Buyer will file the Application for Final Sale and Transfer within 30 days of the signing of this Agreement.

## ARTICLE 3
## THE PARTIES' OBLIGATIONS AT THE CLOSING

3.1 The Closing. The closing ("**Closing**") of the transactions contemplated by this Agreement will be held via the e-mail exchange of transaction documents or in such other manner as the parties shall mutually agree upon and shall be subject to the NTA's prior written approval of the proposed sale and transfer of the CPCN. The Closing Date shall be the Date of the Nevada Transportation Authority's Agenda.

3.2 Seller's Obligations. At the Closing, Seller will deliver or accomplish the following:

- Cease operations and deliver CPCN

Seller further agrees that, at any time before or after the Closing, to execute and deliver any further documents and instruments of transfer reasonably requested by Buyer.

3.3 Buyer's Obligations. At the Closing, Buyer is delivering the following:

- Final payment, if any.

## ARTICLE 4
## REPRESENTATIONS, WARRANTIES AND INDEMNIFICATION

4.1 Representations of Seller and Members Relating to the Business. Seller acknowledges that Buyer is relying on the accuracy of the representations and warranties contained



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in Exhibit B. Accordingly, Seller warrants to Buyer that each of the representations and warranties contained in Exhibit B are true and correct in all material respects as of the date of this Agreement and as of the Closing Date.

4.2 Representations of Buyer. Buyer acknowledges that Seller is relying on the accuracy of the representations and warranties contained in Exhibit C. Accordingly, Buyer warrants to Seller that each of the representations and warranties contained in Exhibit C are true and correct in all material respects as of the date of this Agreement and as of the Closing Date.

4.3 Nature and Survival of Representations and Warranties. Each representation and warranty made by any of the parties to this Agreement or in any document or other instrument delivered by or on behalf any of the parties pursuant to this Agreement will survive the Closing for a period of three years (except with respect to the representations and warranties in Items 1 – 4, 11 and 13 of Exhibit B, which shall survive indefinitely, and with respect to Item 14, which shall survive for the period of the statute of limitation plus ninety (90) days).

4.4 Indemnification by Seller. Seller agrees to indemnify and hold Buyer and its representatives harmless from and against any Loss incurred by them in connection with or arising out of the following:

(a) A breach by Seller of any representation or warranty made pursuant to Section 5.1 above or otherwise in this Agreement or other document or certificate delivered pursuant to this Agreement without giving effect to the language in Section 5.1 regarding the materiality of such statements;

(b) A breach by Seller of any of its other obligations or covenants contained in this Agreement or other document delivered in connection with this Agreement; or

(c) Seller's failure to discharge any Excluded Liabilities.

4.5 Indemnification by Buyer. Buyer agrees to indemnify and hold Seller from and against any Loss incurred by Seller in connection with or alleged to result from the following:

(a) A breach by Buyer of any representation or warranty made pursuant to Section 5.2 above or otherwise in this Agreement or other document or certificate delivered pursuant to this Agreement without giving effect to the language in Section 5.2 regarding the materiality of such statements; or

(b) a breach by Buyer of any of its obligations or covenants contained in this Agreement or other document delivered in connection with this Agreement.

4.6 Non-Exclusive Remedies. Any remedies set forth herein for breach of this Agreement shall be additional to, and not in lieu of, any other remedies available to a party at law or in equity.





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## ARTICLE 5
## ADDITIONAL AGREEMENTS

5.1 Transaction Expenses. The Seller on the one hand and Buyer on the other hand shall be responsible for all of their respective legal fees and expenses relating to the proposed transactions.

5.2 Notices. All notices, and other communications hereunder will be in writing and deemed to have been given when (i) delivered by hand, (ii) sent by telecopier (with receipt confirmed), (iii) sent by email, or (iv) when actually received by the addressee, in each case to the following:

| | |
|---|---|
| If to Buyer: | Brent Carson, Esq.<br>7935 W. Sahara # 101<br>Las Vegas, NV 89117 |
| If to Seller or the Members: | Anthony Clark<br>3850 Ponderosa Way<br>Las Vegas, NV 89118 |

5.3 Governing Law; Venue; Attorneys' Fees.

(a) The validity, construction, and enforceability of this Agreement shall be governed in all respects by the laws of the State of Nevada, without regard to its conflict of laws rules. If any legal action or any arbitration or other proceeding is brought in connection with this Agreement, the prevailing party will be entitled to recover reasonable attorneys' fees, accounting fees, and other costs incurred in that action or proceeding, in addition to any other relief to which it may be entitled.

(b) The parties hereby agree that all actions or proceedings initiated and arising directly or indirectly out of this Agreement shall be litigated in the District Court of Nevada, before a judge, and not a jury, the right to which is hereby waived. Each party hereby expressly submits and consents in advance to such jurisdiction in any action or proceeding commenced by any other party herein in any of such courts, and hereby waives personal service of the summons and complaint, or other process or papers issued therein, and agrees that service of such summons and complaint or other process or papers may be made by registered or certified mail return request required addressed to each of the parties at the address to which notices are to be sent pursuant to this Agreement. Should any party, after being so served, fail to appear or answer to any summons, complaint, process or papers so served within the number of days prescribed by law after the mailing thereof, such party shall be deemed in default and an order and/or judgment may be entered against such party as demanded or requested in such summons, complaint, process or papers.

5.4 Assignment. This Agreement is assignable by Buyer, upon written notice to Seller of any such assignment. Seller and assignee agree that the terms of this Agreement control the transfer of CPCN 1102.

5.5 Intent to be Binding; Entire Agreement. The Schedules and Exhibits referred to herein are incorporated herein by reference as if fully set forth in the text of this Agreement. This Agreement may be executed in any number of counterparts, and each counterpart constitutes an original instrument, but all such separate counterparts constitute one and the same agreement. This Agreement may not be amended except by an instrument in writing approved by Buyer and Seller. If any term, provision, covenant, or restriction of this Agreement is held by a court to be invalid or unenforceable, the remainder of the terms, provisions, covenants, and restrictions of this Agreement will remain in full force and effect and will in no way be affected or invalidated and the court will modify this Agreement or, in the absence thereof, the parties agree to negotiate in good faith to modify this Agreement to preserve each party's anticipated benefits under this Agreement.

5.6 Waiver of Provisions. The terms, covenants, representations, warranties, and conditions of this Agreement may be waived only by a written instrument executed by the party waiving compliance. The failure of any party at any time to require performance of any provisions hereof will, in no manner, affect the right at a later date to enforce the same. No waiver by any party of any condition, or breach of any provision, term, covenant, representation, or warranty contained in this Agreement, whether by conduct or otherwise, in any one or more instances, will be deemed to be or construed as a further or continuing waiver of any such condition or of the breach of any other provision, term, covenant, representation, or warranty of this Agreement.

## ARTICLE 6

## DEFAULTS AND REMEDIES

6.1 Buyer's Default. A default of this Agreement occurs if any one or more of the following occur, provided that any such default as identified below is not cured within thirty (30) days following written notice to the other party:

a. Default occurs if Buyer fails to make payment;

b. Any misrepresentation in the making of this Agreement;

c. Buyer fails to comply with any of the terms of this Agreement and does not cure the breach within Fifteen (15) days written notice;

d. Buyer is adjudicated bankrupt or becomes a debtor or debtor in possession in any such proceeding;

e. A receiver, trustee, assignee, conservator, fiscal agent or liquidator is appointed for the Buyer

6.2 Seller's Default. A default on behalf of the Seller will occur if:

a. The Seller fails to deliver the CPCN to the Buyer after payment has been made and prior NTA approval;





GSL

b. Fails to assist the Buyer in all necessary ways to transfer the CPCN with the Nevada Transportation Authority;

c. Any misrepresentation in the making of this agreement;

d. Seller fails to comply with any of the terms of this Agreement and does not cure the breach within fifteen (15) days written notice;

e. Seller is adjudicated bankrupt or becomes a debtor or debtor in possession in any such proceeding;

f. A receiver, trustee, assignee, conservator, fiscal agent or liquidator is appointed for the Seller.

6.3 Buyer's Remedies. In the event the sale of the Business is not consummated because of a default by Seller; Buyer may, at his discretion, elect any one or more of the following remedies:

a. Any deposits or payments made by Buyer shall be immediately returned to Buyer;

b. Buyer may elect for specific performance under the terms of this Agreement.

6.4 Seller's Remedies. If said sale is not consummated solely because of a default under this Agreement on the part of Buyer, Seller shall be excused from further performance hereunder and any payments made or any payments due and owing, but not paid up to the point the Agreement is terminated by either party, and any deposits made shall be retained by Seller as liquidated damages. This paragraph is subject to Section 2.6, above. The parties have agreed that Seller's actual damages, in the event of a default by Buyer, would be extremely difficult or impracticable to determine. THEREFORE, BY PLACING THEIR INITIALS BELOW, THE PARTIES ACKNOWLEDGE THAT THE PAYMENT SCHEDULE HAS BEEN AGREED UPON, AFTER NEGOTIATION, AS THE PARTIES' REASONABLE ESTIMATE OF SELLER'S DAMAGES AND AS SELLER'S EXCLUSIVE REMEDY AGAINST BUYER, AT LAW OR IN EQUITY, IN THE EVENT OF A DEFAULT UNDER THIS AGREEMENT ON THE PART OF BUYER. THE PARTIES ACKNOWLEDGE THAT THE PAYMENT OF SUCH LIQUIDATED DAMAGES IS NOT INTENDED AS A FORFEITURE OR PENALTY, BUT IS INTENDED TO CONSTITUTE LIQUIDATED DAMAGES TO SELLER. Buyer will also cease all operations and return the Certificate and any operating rights back to Seller.

INITIALS: Seller DC Buyer _____

Buyer, Seller, and the Members have executed this Agreement on the date first written above. By signing below, each individual represents that he or she is a duly elected officer of the company and is authorized to sign in that capacity.





PAGE 7 - Signatures only - omitted from Exhibit

GT 6/6

# Agenda Item# 87

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Application of JE Moving Services, LLC, for a Certificate of Public Convenience and Necessity to operate as a household goods mover within the State of Nevada. | ) ) ) ) ) | Docket 24-09032 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on September 27, 2024, JE Moving Services, LLC ("Applicant") filed an Application for a Certificate of Public Convenience and Necessity to operate as a household goods mover within Washoe, Carson City, Douglas, Lyon, Storey, Pershing and Churchill Counties, Nevada, on the one hand, and points and places in the State of Nevada on the other hand and to operate one (1) vehicle. Said Application was designated as docket 24-09032.
2. That the Application was properly noticed to the public and no Petitions for Leave to Intervene or Protests were filed.
3. That Staff requested the application hearing be dispensed, pursuant to NRS 706.391(9). Commissioner R. David Groover, serving as Presiding Officer for the Authority, granted the request.
4. Based on all records pertaining to the Application, after investigation, and pursuant to NRS

706.391:

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 financially and operationally fit, willing, and able to perform the transportation service for which applied.

c. Granting the Application on file herein would be in the public interest, will tend to foster sound economic conditions in the industry, and will not unreasonably or adversely affect other carriers operating in the territory served under the Certificate.

d. 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.

e. The operation contemplated by the Applicant will benefit and protect the safety and convenience of the traveling and shipping public and the motor carrier business in this State.

f. The proposed operation will provide service on a continuous basis.

g. The market identified by the Applicant as the market the Applicant intends to serve will support the proposed operation.

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

1. The Application on file herein shall be GRANTED for the transportation service specified below:

> Transportation of household goods within Washoe, Carson city, Douglas, Lyon, Storey, Pershing and Churchill Counties, Nevada, on the one hand, and points and places in the State of Nevada on the other hand
>
> RESTRICTION:
> The number of vehicles in the carrier's fleet shall be no more than one (1) pickup truck with trailer.

2. Upon full compliance with the conditions of this Order, a Certificate of Public Convenience and Necessity identified as **CPCN 3402** shall be issued JE Moving Services, LLC authorizing operation in the transportation of household goods 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. (Form provided by NTA)

   b. File with the Authority evidence of the required insurance (Form E and Cargo Form H) in the Applicant's name in accordance with NAC 706.193.

   c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicles covered in accordance with NAC 706.191.

   d. Make vehicle available for inspection by Authority Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

   e. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority Staff for inspection of business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with title 49, Parts 40 and 382. Explain and make available for inspection set-up of time tracking method put into place.

   f. Ensure vehicle maintenance files are setup in accordance with 49 CFR 396.

   g. Provide a copy of the Bill of Lading with the CPCN number granted and with complaint/commendation language, in accordance with NAC 706.335 and NAC 706.282.

   h. Provide copies of all applicable local business license(s).

   i. File a tariff for review by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address, and that all formatting issues have been resolved.

   j. Provide signed affidavit acknowledging requirements of NTA Annual Report filing pursuant to NRS 706.167.

   k. 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.

l. Provide a printout of the general ledger accounts, balance sheet and profit/loss statement for setup of the company for review and acceptance of NTA Staff.

m. Provide evidence that the company checking account balance has $4,000 available.

n. Remit to the Authority any noticing fees and/or other outstanding debt to the Authority.

4. Compliance with the foregoing requirements must be made NO LATER THAN one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (120) days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.

5. This Order does not constitute operating authority. **Performance of the transportation service contemplated by this Order may not be instituted prior to the issuance of said Certificate referred to hereinabove.**

6. If the carrier is cited by the Authority for any violation of NRS 706 prior to the close of the compliance period, 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 the Applicant meeting all requirements set forth herein.

///

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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,

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

Attest: _____
David Pasternak, 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.

**JE Moving Services, LLC**
**Application for Household Goods Mover Authority**
**Docket 24-09032**
**June 12, 2025, General Session**

**Application Summary:**
On September 24, 2024, JE Moving Services, LLC ("Applicant") filed an application requesting authority to transport household goods within Washoe, Douglas, Storey, Lyon, Churchill, Pershing, and Carson City, Nevada on the one hand and the State of Nevada on the other and to operate with one (1) vehicle.

Justin Estes is the sole member of the LLC. He will be operating this on a part time basis and will be utilizing a trailer pulled behind a pickup truck. (Attachment A)

**Staff Analysis:**
Staff supports this application, and therefore requests the application hearing be dispensed per NRS 706.391(9). The following procedures were performed by Staff and is their basis to support this application:

1) The application was noticed and no petitions for leave to intervene or protests were filed.

2) Background investigation was performed and Compliance staff had concerns since the proposed vehicle is not typical for household goods moving services. The concerns are that people's belongings may not be secure and will be exposed to various weather elements like wind rain and snow (see background Attachment B). However, based on the fact that the trailer is open to the elements, it is doubtful that any members of the public would schedule a move in bad weather.

3) Market – staff does not quantify household good mover's market for compensability purposes. Proof of demand is difficult to compile since moving is not a highly repetitive activity compared to transporting passengers. However, the applicant provided a market exhibit as required per NAC 706.1375.

4) Pro Forma Balance Sheet – lists one (1) truck with trailer; a 8 to 1 current ratio; 98% equity; and enough cash to cover 90 days' worth of cash expenses. The company will infuse a total of $4,000, which is more than needed to meet all cash requirements. Staff verified these funds are available. A current company cash balance of $4,000 will be a compliance item. (Attachment C)

5) Pro Forma Income Statement – projects $30,400 in revenues and $14,210 in net income for the first 12 months of operations. Estimates are not aggressive. Staff adjusted for vehicle registration, drug testing, telephone, insurance and depreciation expenses and the Applicant remains compensable. The adjusted net income is low. The projected revenue for the proforma income statement was based on hourly moves with one man only and does not include any flat rate moves or labor only revenues.

6) Tariff – T proposed hourly rates have no comparable rates charged by the industry for moving services since the vehicles are not comparable. This operation is unique based on the use of the pickup truck and trailer. The flat rates are based on weight only rater than weight and mileage.

There is a gas and mileage charge for moves greater than 40 miles from the carrier's home office. (Attachment D)

**Attachments:**

A. Photo of vehicle with trailer
B. Investigator's Background Report, with Exhibit D only.
C. Pro Forma Balance Sheet
D. Pro Forma Income Statement and Narratives
E. Tariff

**Compliance Items in addition to those included in the background report:**

1) Provide proof that a minimum balance of $4,000 is currently available in the company's bank account.
2) Provide copy of the tariff with all formatting issues resolved.

Attachment A

# STATE OF NEVADA
## TRANSPORTATION AUTHORITY
## BACKGROUND INVESTIGATION FOR FULLY REGULATED CARRIERS

| | |
|---|---|
| **DOCKET NUMBER:**24-09032 | **DATE APPLICATION WAS FILED:** 9/27/2024 |
| **APPLICANT NAME:** Justin Estes | **TITLE:** Owner |
| **COMPANY NAME:** JE Moving Services, LLC | |
| **ADDRESS:** 5838 Cathedral Peak Drive, Sparks, NV 89436 | |
| **PHONE NUMBERS:** 775 686 9079 | |
| **ATTORNEY:** | **PHONE#:** |
| **INVESTIGATOR:** Woods | **DATE ASSIGNED:** 10/04/2024 |

**GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)**

**WHAT TYPE OF SERVICE IS PROPOSED?**

| | | | | | |
|---|---|---|---|---|---|
| Charter Limousine | | HHG | X | Airport Transfer | |
| Scenic Tours | | Special Services | | Taxi | |
| Contract Carrier | | NEMT | | | |

**WHAT GEOGRAPHICAL AREA IS PROPOSED FOR SERVICE?**

| | | | | | |
|---|---|---|---|---|---|
| Statewide | | Clark County | | Which Counties: | Washoe, Douglas, Lyon, Pershing, Churchill |

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| **IS APPLICANT PRESENTLY PROVIDING ANY TYPE OF SERVICE: YES** | | **NO** | **X** | **What type of service?** | | | |
| Charter Limousine | | Contract Carrier | | Charter Bus | | Airport Transfer | |
| Scenic Tours | | Special Services | | HHG | | NEMT | |
| Tow Car | | Taxi | | US DOT Authority | | Other States | |

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

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

**Identify each owner and their percentage of ownership:**

Justin Estes 100%

| | |
|---|---|
| | **Exhibit** |
| **Attach as an exhibit, appropriate proof of ownership interest where applicable.** | **B** |
| **Will the Applicant be operating under a fictitious firm name? If so, attach a copy of their fictitious firm name filing.** | **N/A** |

**Briefly describe the responsibilities of each owner, (i.e. driver, operational manager, mechanic, bookkeeper, financial backing only, etc):**

Mr. Estes will be responsible for driver training, driver qualification/Vehicle Maintenance files, scheduling, driving, hiring firing labor, day to day operations.

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name:** Justin Estes | | | | |
| **Has there been any previous NTA enforcement action? (Including against the company's drivers)** | **YES** | **X** | **NO** | |
| **Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)** | **YES** | | **NO** | **X** |
| **Is Applicant operating in another state?** | **YES** | | **NO** | **X** |
| If so, Which State and under what type of Authority? | | | | |
| **Explain:** | | | | |

ENTERED 5/12/25

AM DJ

1/9

ATTACHMENT B

| | Exhibit |
|---|---|
| **If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating.** | C |

**Identify any key operational personnel who have no ownership interest and briefly describe their responsibilities:**

None at this time.

**What accounting system will you be utilizing?** Quick Books

**Explain:** Owner has active Quick Books program and plans to continue to use it until such time he will require a CPA.

**Who will be responsible for your accounting?**

Owner

**Explain:** Justin Estes will be responsible for keeping financial records.

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

**A. Type of Vehicles:**
Chevrolet Pick-up and Trailer

**B. Number of Vehicles: 2**

| | Exhibit |
|---|---|
| **Attach photographs of vehicles as an exhibit** | D |
| **Attach as an exhibit, copies of vehicle titles and registration, if available** | N/A |

**Describe the facilities to be used for this operation:** Personal Residence

**C. Address (If Known):** 5838 Cathedral Peak Drive, Sparks, NV 89436

| | | | | |
|---|---|---|---|---|
| **Does the Applicant have an acceptable Timekeeping method?** | **YES** | X | **NO** | |

**If Yes, Describe:** Invoice, timeclock

| | | | | |
|---|---|---|---|---|
| Does the Applicant plan to store their vehicles at a location other than their legal domicile? | **YES** | | **NO** | X |

**D. If so, provide address (If known):**
5838 Cathedral Peak Drive, Sparks, NV 89436

**Are the facilities adequate for the proposed service?**
Personal Residence, ok to have pick-up and trailer at location

| | | | | | | | | |
|---|---|---|---|---|---|---|---|---|
| Properly Zoned? | **YES** | X | **NO** | | Adequate? | **YES** | X | **NO** | |

**If inadequate, describe the Applicant's plan to remedy:**

| | | | | |
|---|---|---|---|---|
| Does the Applicant understand the operating authority sought, and is their plans consistent with that grant of authority? | **YES** | X | **NO** | |
| Can the Applicant secure insurance as required by NAC 706.191? | **YES** | X | **NO** | |

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

| | | | | |
|---|---|---|---|---|
| Does the Applicant understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance of driver qualification files? | **YES** | X | **NO** | |
| Does the Applicant 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 requirements 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 |

B 2/9

| | | | | |
|---|---|---|---|---|
| **If so, which laboratory? This will be done during compliance.** | | | | |
| Does the Applicant have adequate personnel (drivers, managers, etc) to operate their business? **YES** | **X** | **NO** | | |

| | |
|---|---|
| | **Exhibit** |
| **Attach copies of the Applicant's charter orders, bills of lading, manifests, etc., as applicable. (Do not include copies of tariff or proposed contracts)** | **F** |

| | | | | |
|---|---|---|---|---|
| Does the Applicant intend on using a Logo as contained in NAC 706.170(4)? *Limousine only* **YES** | | **NO** | | |

| | |
|---|---|
| | **Exhibit** |
| **Attach copies of proposed Logo** | **N/A** |

| | | | |
|---|---|---|---|
| Has the Applicant demonstrated adequate knowledge of the rules and regulations that pertain to operating authority sought, i.e., provisions of NRS Chapter 706, NAC Chapter 706, and the Federal Motor Carrier Safety Regulations? **YES** | **X** | **NO** | |
| Does the Applicant understand the limitations inherent in their grant of operating authority? **YES** | **X** | **NO** | |

| | | | | |
|---|---|---|---|---|
| **Has the Applicant read and 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), and/or if required (Form H) in the Applicant's name. |
| 3 | File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos), describing liability limits, vehicles covered. |
| 4 | Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly registered in motor carrier's name, display CPCN number, Logo and/or name of motor carrier. 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. Explain and make available set-up of time tracking method put into place. Ensure all drivers have pre-employment drug testing in accordance with Part 40, and CFR 382.301 and make available to Enforcement Staff for inspection of their business and vehicle domiciles, if different from business location. |
| 6 | Ensure vehicle maintenance files are setup in accordance with CFR 396. |
| 7 | File a copy of Bill of Lading (HHG) or Charter Order (Charter Limousine/Scenic Tours) in accordance with NAC's which includes the CPCN number granted. |
| 8 | Provide copies of Business License(s). |
| 9 | File a Tariff for approval by the financial Analyst. |
| 10 | Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list. |
| 11 | |
| 12 | |
| 13 | Provide signed Affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167 |
| 14 | |
| 15 | |
| 16 | |
| 17 | Approval of accounting set up (E mail from financial analyst) |
| 18 | Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR:** | **DATE:** 1-2-25 |
| **REVIEWED BY SUPERVISOR INVESTIGATOR:** | **DATE:** 05/07/25 |
| **REVIEWED BY APPLICATION MANAGER:** | **DATE:** 5-12-25 |

**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.**

Rev 6/15/23rmr

* Original report could not be located. K. Rayson assisted with reassembling the report. JM

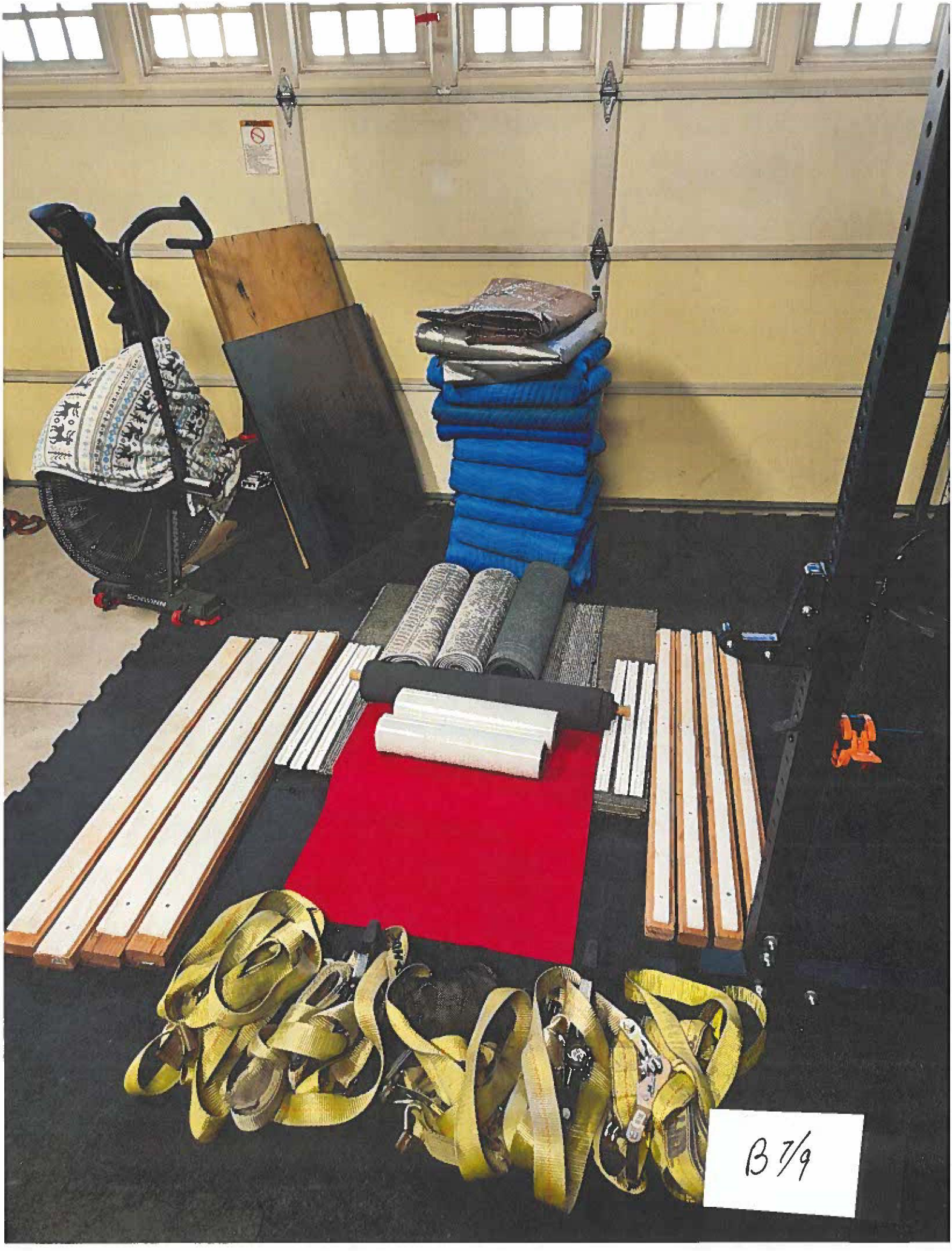
B 3/9

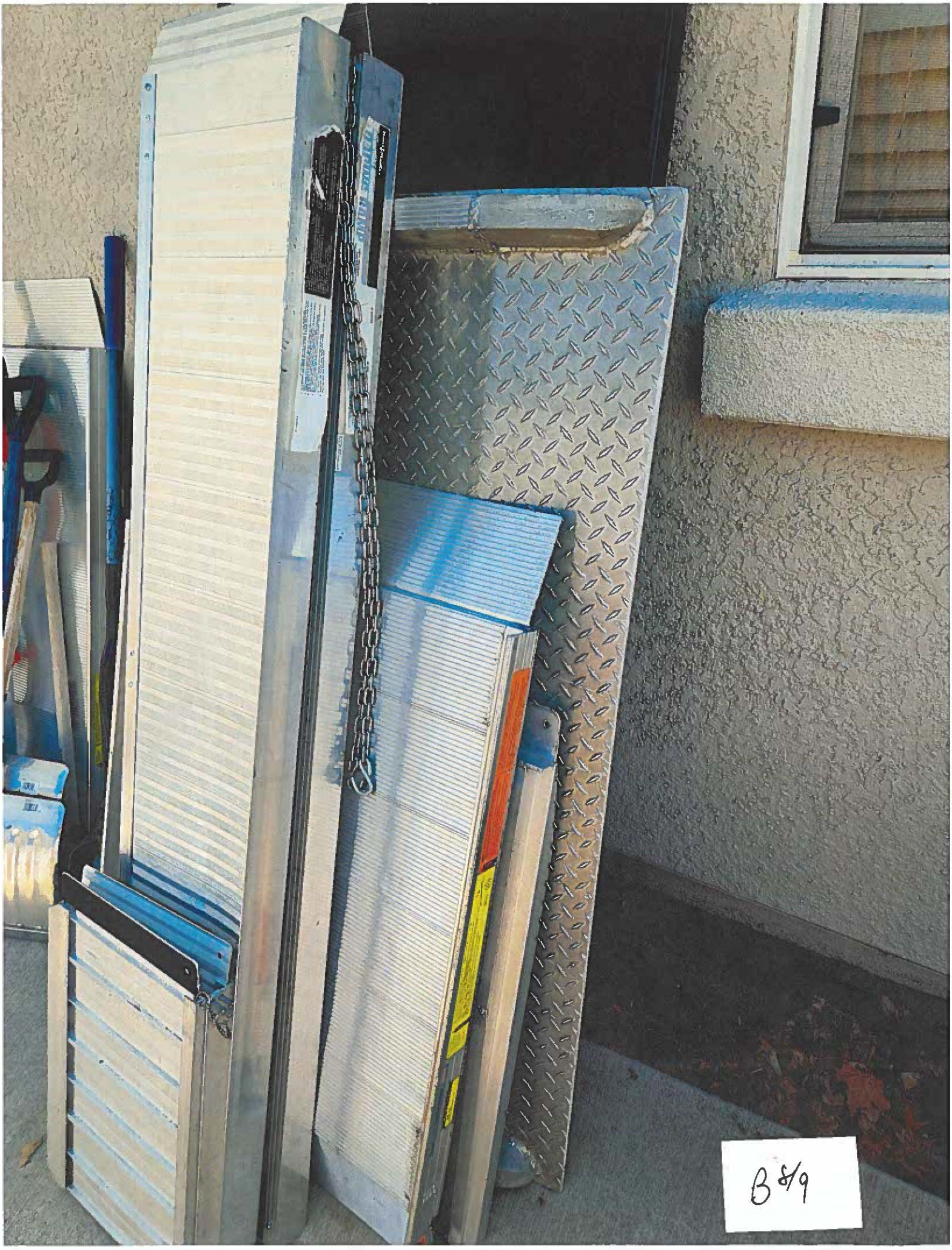
JE Moving Services LLC has a vehicle that is not typical for household good moving. This carrier intends to operate a pickup truck with an open trailer. NTA Staff has expressed concerns that people's belongings may not be secure and will be exposed to various weather elements like wind, rain and snow. Please refer to exhibit D of the 'Background Investigation' report for photos of the vehicle and supplies that the carrier reports will protect peoples' belongings.

# Exhibit D

6/5 D

6 of 8


B 7/9


B 8/9

SCHWINN
B 9/9

BALANCE SHEET (Total Company)

(8,3) Name of Carrier Business: JE Moving Services, LLC — MV/CPCN #: _____
(5) As of August 20, 2024

Basis of Accounting: Accrual

RS ADJUSTED

## ASSETS

| | | | | | |
|---|---|---|---|---|---|
| | | **Current Assets:** | | | |
| | 1 | Cash | | $ ~~2,971~~ | |
| | 2 | Accounts Receivable | | - | |
| | 3 | Inventories | | - | |
| (27) | 4 | Prepaid Exp. & Other Current Assets — Adj to 5/28/25 bank statement | | - | |
| | 5 | TOTAL CURRENT ASSETS | | ~~2,971~~ | 4089.: |
| | | **Equipment Property and Other Assets:** | | | |
| (28) | 6 | Revenue Equipment (Exhibit Q3.a) | ~~67,397~~ | | |
| (28) | 7 | Less: Accumulated Depreciation | - | | |
| (28) | 8 | Other Equipment | - | | |
| (28) | 9 | Less: Accumulated Depreciation | - | | |
| (28) | 10 | Buildings | - | | |
| (28) | 11 | Less: Accumulated Depreciation | - | | |
| (28) | 12 | Leasehold Improvements | - | | |
| (28) | 13 | Less: Accumulated Depreciation | - | | |
| | 14 | TOTAL EQUIPMENT & PROPERTY | | ~~67,397~~ | 33,586 |
| | 15 | Land | | | |
| (29) | 16 | Other Assets | | | |
| (35) | 17 | TOTAL ASSETS | | $ 70,368 | 37675 |

## LIABILITIES and EQUITY

| | | | | | |
|---|---|---|---|---|---|
| | | **Current Liabilities:** | | | |
| (30) | 18 | Current Portion of Long-Term Debt | | - | |
| (30) | 19 | Current Portion of Notes Payable | | - | |
| | 20 | Accounts Payable | | ~~2,413~~ | |
| | 21 | Accrued Expenses — Adj to 5/28/25 bank statement | | - | |
| | 22 | TOTAL CURRENT LIABILITIES | | ~~2,413~~ | 514 |
| (31) | 23 | Long-Term Debt | | - | |
| (31) | 24 | Long-Term Notes Payable | | - | |
| (32) | 25 | Other Liabilities | | - | |
| | 26 | TOTAL LIABILITIES | | ~~2,413~~ | 514 |
| | | **Equity:** | | | |
| (33) | 27 | Owner Equity (Beginning Balance) | ~~67,955~~ | | |
| (33) | 28 | Current Net Income (Loss) | - | | |
| (33) | 29 | LESS: Drawings | - | | |
| | 30 | TOTAL OWNER EQUITY (Ending Balance) | | 67,955 | 37,161 |
| (35) | 39 | TOTAL LIABILITIES & EQUITY | | $ 70,368 | 37675 |

98.6% Equity

* Reasonable as adjusted

ATTACHMENT C. email 9.10.2024

## Template for Exhibit O #2 - Monthly Pro Forma Statement of Income

**Transportation of Household goods**
**Sales Forecast Year 1**
**Prepared By:** JE Moving Services, LLC
**Owner:** Justin Estes

*"Use accrual basis of accounting.
* Highlighted cells contain formulas.

* Use "Market Table" template for revenue figures.
* Ensure calculations are correct.

* Provide insurance quotes.
*Use straightline method for depreciation.

**Transportation of Household Goods**

| | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | TOTAL |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Number of Moves | 5 | 7 | 6 | 8 | 4 | 6 | 10 | 9 | 7 | 12 | 9 | 8 | 91 |
| Total Sales | 1,550 | 2,500 | 1,950 | 2,600 | 1,350 | 1,850 | 3,200 | 3,050 | 2,500 | 4,200 | 3,100 | 2,550 | $ 30,400 |

| | Expenses | 90 Days | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | TOTAL | % of Rev. |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| 1 | Advertising | $ 228 | $ 76 | $ 76 | $ 76 | $ 76 | $ 76 | $ 76 | $ 76 | $ 76 | $ 76 | $ 76 | $ 76 | $ 76 | $ 912 | 3.00% |
| 2 | Bank Charges | | $ - | $ - | $ - | $ - | $ - | $ - | $ - | $ - | $ - | $ - | $ - | | $ - | 0.00% |
| 3 | Accountant fees | $ 285 | $ 95 | $ 95 | $ 95 | $ 95 | $ 95 | $ 95 | $ 95 | $ 95 | $ 95 | $ 95 | $ 95 | | $ 1,045 | 3.44% |
| 4 | Credit Card Fees | | $ 65 | $ 65 | $ 65 | $ 65 | $ 65 | $ 65 | $ 65 | $ 65 | $ 65 | $ 65 | $ 65 | | $ 715 | 2.35% |
| 5 | Gasoline | | $ 150 | $ 205 | $ 150 | $ 240 | $ 140 | $ 185 | $ 330 | $ 290 | $ 265 | $ 480 | $ 335 | | $ 2,770 | 9.11% |
| 6 | Insurance - General Liability | $ 198 | $ 66 | $ 66 | $ 66 | $ 66 | $ 66 | $ 66 | $ 66 | $ 66 | $ 66 | $ 66 | $ 66 | | $ 726 | 2.39% |
| 7 | Insurance - Vehicle | $ 379 | $ 379 | $ 379 | $ 379 | $ 379 | $ 379 | $ 379 | $ 379 | $ 379 | $ 379 | $ 379 | $ 379 | | $ 4,169 | 13.71% |
| 8 | Insurance - Workmen's Comp | | $ 234 | $ 234 | $ 234 | $ 234 | $ 234 | $ 234 | $ 234 | $ 234 | $ 234 | $ 234 | $ 234 | | $ 2,574 | 8.47% |
| 9 | Licenses - Business | $ 350 | $ 29 | $ 29 | $ 29 | $ 29 | $ 29 | $ 29 | $ 29 | $ 29 | $ 29 | $ 29 | $ 29 | | $ 319 | 1.05% |
| 10 | Maintenance - Vehicle | | | | $ 82 | | | $ 82 | | | $ 82 | | | | $ 246 | 0.81% |
| 11 | Vehicle Registration * | 207 | | | | | | $ 207 | | | | | | | $ 207 | 0.68% |
| | TOTAL EXPENSES | $ ~~1,449~~ | $ 1,094 | $ 1,149 | $ 1,176 | $ 1,184 | $ 1,084 | $ 1,418 | $ 1,274 | $ 1,234 | $ 1,291 | $ 1,424 | $ 1,279 | $ 76 | $ 13,683 | 45.01% |
| | NET INCOME (LOSS) | | $ 456 | $ 1,351 | $ 774 | $ 1,416 | $ 266 | $ 432 | $ 1,926 | $ 1,816 | $ 1,209 | $ 2,776 | $ 1,821 | $ 2,474 | $ 16,717 | |

4446

2mo INS.
379 x2 758
Drug testing 100
ESTIMATE telephone 330
110 x 3
INS-ADJUSTMENT 69
2,904
Total 90 Day Expenses

insurance 277
Drug testing 100
telephone = 330
110 x 12
* Depreciation 1,800
18,000/10
total Exp 16,190

14,210 ADJ Net income

short insurance 277/12=23 x 3=69

* 2015 Vehicle (New Engine) mail 8.22.2024
for business estimate 10 year

#4

# Narratives

## Exhibit Q #2

### Revenues:

Revenues for the projected twelve months are based on the number of services and expected time to complete those services. A service is one contract to move household goods as directed by the customer. Each service is expected to include:

- One to two truckloads in my 2015 Chevy Silverado
- Local to the Northern Nevada area
- Be completed in 4 hours or less

Average revenue is expected to be $334.07 per service based on estimated 91 services over the 12-month period for a total revenue estimation of $30,400.

### Expenses:

Expenses expect to be usual and customary for this type of business. The truck in service is a 2015 Chevy Silverado and uses unleaded gasoline. A Utility Trailer is used in addition to the truck when needed. Specific expense categories are below:

1. **Advertising-** Advertising expenses will come from printing business cards and other public signs to advertise in stores. Expenses have bee identified by quotes from printing stores for the types of cards and signs necessary. This amount has been spread out over the projected income period, but will most likely be incurred two to three times in the year.
2. **Bank Charges-** No bank charges will accrue due to signing up for a Chase Business Complete Checking Account. Fees are waived when signing up for this specific account.
3. **Accountant fees-** Accountant fees include any fees for the use of accounting software, such as QuickBooks Online, which has a starting monthly price of $17.50/month as well as identifying the costs of working with a CPA for assistance and advice on business matters.
4. **Credit Card fees-** Credit card fees are based on monthly credit card payments due each month. These have been estimated at 4% of sales, as most credit cards charge a processing fee of 2.95% - 4.5% per transaction.
5. **Gasoline-** Gasoline fees are based on the projected miles per gallon for the vehicle in use, and the estimated miles traveled from the pick-up and drop off destinations. Estimated miles have been identified as approximately 30 miles round trip per

D 2/3

Email 9.25.2024

service. This estimate is based on the average miles to travel between two locations in Reno. The actual miles will vary based on service. Estimated gasoline expense is determined by the vehicle's average mile per gallon (20) multiplied by the average price of gas at $4.49 per gallon.

6. **Insurance General Liability-** General Liability insurance is paid monthly to the providing insurer (Biberk Insurance). Projected costs are based on actual cost from insurance company.
7. **Insurance Vehicle-** Vehicle and trailer Insurance is paid monthly to the providing insurer (State Farm Insurance). Projected costs are based on actual cost from insurance company.
8. **Insurance Workman's comp-** Workman's Comp insurance is paid monthly to the providing insurer (Biberk Insurance). Projected costs are based on actual cost from insurance company.
9. **Licenses Business-** Business License coverage is paid to the License provider (Bizee). Projected costs are based on actual costs and spread over the twelve-month period, but actually incurred once a year on an annual basis.
10. **Maintenance Vehicle-** Vehicle maintenance will occur every three months or when the determined mileage occurs. Vehicle maintenance will be provided by Southgate Automotive where full vehicle inspections will take place. Projected costs are based off of quotes for service provided by Southgate Automotive and include routine maintenance consisting of oil changes, safety system checks, etc. Additional maintenance costs have not been estimated based on the age and condition of the vehicle. New tires and other maintenance are not expected in the projected period.
11. **Vehicle Registration-** Vehicle and trailer registration will be paid once every year in the month of May/June to abide by state compliance. Project cost for the vehicle registration is based on actual prior year cost. As the NV DMV reduces licensing fees as vehicles age, this amount will decrease in future years.

Original Title Page

CPCN No. _____

No supplement to this tariff will be issued
Except for the purpose of canceling the tariff
unless specifically authorized by the Authority.

Additions to, changes in and eliminations from
this tariff will be in loose-leaf form.

TO Format pages 4 - End of tariff during Compliance

# JE Moving Services, LLC

HOUSEHOLD GOODS TARIFF NO. I

NAMING LOCAL DELIVERY RATES ALSO ACCESSORIAL SERVICE CHARGES, MISCELLANEOUS SERVICE CHARGES. FLAT RATES AND REGULATIONS

TRANSPORTATION OF HOUSEHOLD GOODS WILL RANGE FROM BUT NOT LIMITED TO NEW AND USED FURNITURE AND HOUSEHOLD EFFECTS. PERSONAL EFFECTS, SAFES AND OTHER PROPERTY AS DESCRIBED IN THE TARIFF

BETWEEN ALL POINTS AND PLACES BETWEEN WASHOE COUNTY. STOREY COUNTY, DOUGLAS COUNTY, PERSHING COUNTY, CHURCHILL COUNTY, CARSON CITY, and LYON COUNTY.

FOR:

JE Moving Services, LLC

| Issued: | Issued by:<br>Justin Estes, Owner<br>JE Moving Services, LLC<br>5838 Cathedral Peak dr.<br>Sparks, NV 89436 |
|---|---|



6-1-25 email ok

ATTACHMENT E 1/15

ORIGINAL PAGE 1

JE Moving Services, LLC
Household Goods Tariff Number 1

CPCN No. _____

## Checking Sheet for Tariff

Upon receipt of new or revised pages, a check mark must be placed opposite the "Correction Number" (shown below) corresponding to number shown in lower left-hand corner of the new or changed page. If correction numbers are properly checked as received, check marks will appear in consecutive order without omission. However, if check marks indicate that a new or revised page has not yet been received, request should at once be made to the issuing carrier for a copy of the new or revised page.

### Correction Numbers

| | | | | |
|---|---|---|---|---|
| 1 | 7 | 13 | 19 | 25 |
| 2 | 8 | 14 | 20 | 26 |
| 3 | 9 | 15 | 21 | 27 |
| 4 | 10 | 16 | 22 | 28 |
| 5 | 11 | 17 | 23 | 29 |
| 6 | 12 | 18 | 24 | 30 |

### Explanation of Abbreviations and Other Reference Marks

dba ..... doing business as
NV ..... Nevada
No. ..... Number
Nos. ..... Numbers
NTA.....Nevada Transportation Authority

N ..... New
C ..... change, neither increase nor reduction
I ..... Increase
R ..... Reduction

| Issued: | Issued by:<br>Justin Estes, Owner<br>JE Moving Services, LLC<br>5838 Cathedral Peak dr.<br>Sparks, NV 89436 |
|---|---|



6-1-25 ok

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JE Moving Services LLC
Household Goods Tariff Number 1
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| Articles Liable to Cause Damage | 50 | 3 |
| Complete Article | 60 | 4 |
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| Claims | 80 | 4 |
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| Rates | 280 | 13 |




6-1-25

3/15

## APPLICATION OF CARRIER'S OPERATIVE RIGHTS

Transportation of new and used household goods and personal effects to and from residences and establishments.

| Issued: | Issued by:<br>Justin Estes, Owner<br>JE Moving Services, LLC<br>5838 Cathedral Peak dr.<br>Sparks, NV 89436 |
|---|---|



6-1-25 ok

4/15

Rule No. | Rules & Regulations

10. APPLICATIONS OF RATES-COMMODITY DESCRIPTION

The rates named in this tariff apply to household goods, as used in connection with transportation, means personal effects and property used or to be used in a dwelling. when a part of the equipment or supply of such dwelling, and similar property if the transportation of such effects or property is arranged and paid for by the householder or another part.

20. APPLICATION OF RATES - TERRITORY This tariff is applicable only on intrastate traffic, i.e. traffic having origin and destination within the State of Nevada.

30. ACCESSORIAL SERVICES- Except as otherwise provided, rates and changes covering accessorial services rendered by the carrier are in addition to the transportation rates mentioned in this tariff.

40. ARTICLES NOT ACCEPTED- Unless otherwise provided, the following property will not be accepted for shipment: documents, currency, money, jewelry, watches, precious stones. or articles of extraordinary value including accounts, bills, deeds, evidence of debt, securities, notes, postage stamps, stamp collections, revenue stamps, letters or packets of letters, articles of peculiarly inherent value, precious metals or articles manufactured therefrom.

50. ARTICLES LIABLE TO CAUSE DAMAGE
(A) Carrier will not except for shipment property liable to impregnate or otherwise damage equipment or other property.
(B) The carrier will not except for shipment of articles which cannot be taken from the premises without damage to the article or the premises.
(C) Movement of LP/propane tanks is prohibited, unless said tanks have been serviced/purged and plugged by professional gas service and labeled as such.

| Issued: | Issued by:<br>Justin Estes, Owner<br>JE Moving Services, LLC<br>5838 Cathedral Peak dr.<br>Sparks, NV 89436 |
|---|---|



6-1-25 ok

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Rule No. Rules & Regulations

60 COMPLETE ARTICLE Each shipping piece or package and contents thereof constitute one article except the total component parts of any article taken apart or broken down for handling or loading in vehicle shall constitute one article for purpose of determining carrier's liability.

70 DECLARATION OF VALUE Shippers are required to state specifically in writing the agreed or declared value of the property, otherwise a base value of 60 cents per lb. per article will apply. Where value in excess of 60 cents per lb. per article is declared, at the option of the shipper, the carrier will provide additional value protection at an added charge as determined under Rule 120 (Valuation)

80 CLAIMS

(A) Any claim for loss, damage, or overcharge shall be in writing and filed with carrier within nine (9) months after a reasonable time for delivery has lapsed. As a condition precedent to any claim adjustment or payment, said claim shall be accompanied by the original paid bill for transportation and original bill of lading, if not previously surrendered to the carrier. Carrier may require certified or sworn statement of claim.

(B) Carrier shall be immediately notified of all claims for concealed and/or external damage and shall be given reasonable opportunity to inspect alleged external damage or concealed damage in original package.

(C)The carrier's liability shall not exceed the cost of repairing or replacing the property lost or damaged with material of like kind and quality not exceeding the actual cash value of the property at time and place of loss, but in no event to exceed the released value as declared by the shipper as determined under Rule 120 (Valuation).

(D) The carrier shall not be liable for loss or damage occurring after the property has been delivered to and receipted for by the consignee or shipper, or the authorized agent of either. When the carrier is directed to unload or to deliver property (or render any services) at a place or places at which the consignee or its agent is not present, the property shall be at the risk of the owner after unloading or delivery.

E) When the carrier is directed to load property from (or render any services at) a place or places at which the consignor or its agent is not present, the property shall be at the risk of the owner before loading.

(F) The carrier's liability regarding sets or matched pieces shall be limited to repair or replacement of the lost or damaged piece or pieces only and shall not extend to repair, replacement, or recovering of the entire set, but in no event to exceed the released value as declared by the shipper. (Valuation)



6-1-25 formatting through to end of tariff 6/15

Rule No. | Rules & Regulations

90 CLAIMS FOR LOST OR DAMAGED GOODS NAC 706.333 (706.171, 706.443) 1) A claim by a shipper or consignor against a common or contracted carrier for lost or damaged freight or baggage must be submitted to the carrier within (7) days after the loss or damage is discovered. 2) Within 14 days after receipt of the claim, the carrier shall: a) Compensate the shipper or consignor; or b) Deliver to the shipper or consignor a written denial of the claim. 3) A denial of a claim may be appealed by the shipper or consignor to the Nevada Transportation Authority.

91 NOTIFICATION OF LIABILITY COVERAGE NAC 706.334 (NRS 706.171, 706.443) Before providing any service subject to regulation by the Authority, a carrier of household goods must notify the customer in writing of the scope of the standard liability coverage provided and the availability of additional coverage.

100 ESTIMATE OF CHARGES NAC 706.312 (NRS 706.171, 706.443) 1) A common motor carrier of Household Goods must, if requested by the shipper perform a visual inspection of the goods and provide the shipper with a written estimate of the charges. The original estimate shall be delivered to the shipper and a copy maintained by carrier in carrier's record of shipment. 2) The estimate shall be based upon the carrier's tariff filed with the Nevada Transportation Authority. The final charge for transportation shipper's goods may not exceed the estimate unless the customer requests services that are not included in the written estimate and agrees to pay for the additional services so requested. If the final charge is less than the estimate, the carrier shall only collect the actual charge for the service.

110 FAILURE TO MAKE DELIVERY A. In all instances where carrier is unable to locate the consignee at the address provided by the shipper, or correct address (if known by carrier); or where the consignee declines or is unable to accept delivery of the shipment, or the shipment remains in the possession of the carrier pursuant to instructions of the shipper or consignee, consignor or owner, or written, notice delivered to the premises where actual delivery was to be effected or to the carrier, or at the option of the carrier, in a public warehouse, and upon such placement liability as a carrier shall cease. B. In cases where a "subsequent delivery" is called for and made, charges will be assessed for such "subsequent delivery" on the basis of charges lawfully applicable from carrier's terminal or from the public warehouse (as the case may be) to place of delivery.

Rule No. Rules & Regulations

120 IMPRACTICAL PICKUP/DELIVERY OR AUXILIARY SERVICE

(A) When a shipment is tendered for delivery at destination address and it is physically impossible to complete delivery directly from transporting vehicle due to inaccessibility of the building, its structure, or the nature of an article or articles included in the shipment, the carrier may place the shipment or any part thereof not reasonably possible of delivery, in storage at the nearest available warehouse of the carrier. or a commercial warehouse to the order and expense of the shipper, owner, or consignee of the goods. When the shipment or any part thereof is stored in a commercial warehouse, liability of the carrier ceases upon delivery to the warehouse; and when stored in the carrier's warehouse or that of the carrier's agent, liability after the delivery to the warehouse shall be that of the warehouseman and not a common carrier. All accrued charges shall be due and payable upon delivery of the shipment or any part thereof to the warehouse (and later delivery to a final destination shall constitute a new shipment). The transportation shall be based upon the total mileage computed from origin to final destination via initially billed destination.

(B) At the option of the shipper, owner, or consignee delivery will be tendered to shipper. owner, or consignee at the nearest point of approach to desired location, or if possible, to accomplishment and by order of the shipper, owner, or consignee, delivery will be affected by auxiliary means from the transporting vehicle to desired location at an additional charge. NOTE: This rule also applies to impractical pickups.

130 IMPRACTICABLE OPERATION The carrier shall not be obligated to perform pickup or delivery or render any service at a place or places from or to which it is impracticable to operate vehicles because of:

(1) The condition of roads, streets, driveways, alleys, or approaches thereto.

(2) Inadequate loading or unloading facilities.

(3) Any riot, strike, picketing, or other labor disturbance.

| Rule No. | Rules & Regulations |
|---|---|

140 VALUATION- JE Moving Services offers all customers 2 Valuation/Damage Coverage options:

1. Standard Movers Transit Coverage: Standard Mover's Transit Coverage will be automatically applied to all articles (except those excluded on customer contract - see below) at a compensation rate of $0.60 or 60 cents per pound. Everything is valued at 60¢ per pound against damage during the move. For example: a chair weighs 10 lbs. and is broken during the move • regardless of the value, settlement will be $6.00 based on 60¢/lb./article.

2. Actual Cost Value Damage Coverage: Actual Cost Value Damage Coverage is applied to all articles except those excluded in customer contract (see below). JE Moving Services, LLC agrees to purchase from customer any damaged property at the current value of the item using straight-line depreciation and industry standard depreciation schedules OR repair any damaged item. JE Moving services will decide whether to purchase or repair damaged items. For example: The value of a used table that is damaged during the move will be determined by its current market value using straight-line depreciation or the cost to repair said item, whichever is lower. Damage Coverage does not include the functionality of any appliance or electronic device as there is no way to pre-test functionality. The value of antiques and other collectibles will be determined by an unbiased third-party appraisal. Customer pays $150 per truck load for this coverage. Maximum Valuation is $5 per pound of cargo up to $500 per article. Fragile Items not covered: Due to their fragile nature we do not cover damage to refrigerators, appliances, glass, ceramics, particle board furniture, laminate flooring, or plants. We are not liable for the contents of containers not packed by our movers. We are not liable for any damage resulting from improper preparation/packing by the customer. We do not dismantle refrigerators in any way. Customers must double-check appliance connections as we are not responsible for water leaks. In some cases, tracking soil onto flooring is inevitable, we are not responsible for any resulting damage. Our liability for damage on loading jobs (no transportation of goods performed by JE Moving Services) terminates once the truck has been loaded.

150 INSURANCE- The cost of insurance against marine risk or any other insurance for the benefit of the shipper will not be assumed by the carrier.

Rule No. Rules & Regulations

160 MARKINC AND PACKING

(A) Articles of fragile or breakable nature must be properly packed.

(B) Packages containing fragile articles or articles consisting wholly or in part of glass, when packed by the shipper or his agent, must be marked by plain and distinct letters designating the fragile character of contents.

(C) When articles of furniture, consisting wholly or in part of glass are covered or wrapped by the shipper or his agent; such articles shall be wrapped in a manner to clearly expose glass surfaces or glass portions.

(D) Where articles are improperly packed, crated, or boxed and by reason thereof the contents are more susceptible to damage, carrier will arrange to have such articles properly packed at charges as shown in this tariff.

170 PREPARATIONS FOR SHIPMENT

(A) Unless otherwise provided, articles tendered for transportation must be in such condition and so prepared for shipment as to render the transportation thereof reasonably safe and practicable.

PROTECTION BY CARRIER

(B)Unless otherwise provided, articles having surfaces liable to damage by scratching, marring, or chafing, but of sufficient strength to allow other articles to be packed against or on top of same in a manner which will make transportation of the entire shipment reasonably safe and practicable if protected by sufficient wrapping, will be wrapped at time of loading in furniture pads, covers, burlaps, or wrappers which are part of the carrier's regular equipment. The cost of this service is included in transportation rates named in tariff.

MUSICAL INSTRUMENTS

(C) Musical instruments such as harps, guitars, banjos, violins, cellos, trombones, drums, or similar instruments which require, for the safe transportation thereof, more protection than afforded by the carrier's regular equipment as provided for in paragraph (8) of this rule, must be packed in the instrument's own case or other adequate container.

| Rule No. | Rules & Regulations |
|---|---|

170 cont. CONTAINERS REQUIRED (D) Bedding, books, carpets, rugs, china, glassware, pottery, silverware, statuary, clothing, curtains, draperies, kitchen utensils, lamp shades, table lamps, small articles such as tools, athletic and game equipment, and household articles such as clothes lines, poles, umbrellas, canes, irons, ornaments. and other small articles of less than one cubic foot displacement must be packed and tendered to the carrier in barrels, boxes, cartons. wrapped bundles, or wrapped rolls, except that trunks, tubs, pails, baskets. or other containers or articles of furniture of the shipper may be substituted when of sufficient strength so that the use of such containers will render transportation of contents reasonably safe.

FRAGILE ARTICLES (E) Fragile articles such as showcases, wall cases, cameos, works of art, scenery, lighting fixtures, linoleums, statuary, marble slabs, mirrors, glass tops, pictures, paintings, models, antiques, and other similar articles which are easily broken or damaged, or articles upholstered or covered with material or fabric of a delicate nature or color, or other articles with delicate finishes which are easily soiled, torn, or damaged, must be fully protected by boxing, crating, or wrapping.

MECHANICAL EQUIPMENT (F) Equipment and articles such as washing machines, refrigerators, ironers, sewing machines, vacuum cleaners, heaters, ranges, radios, clocks, victrolas, and/or other similar articles, the surfaces of which can usually be protected by carrier's regular equipment as provided for in paragraph (B) of this rule, must have all motors, mechanical parts, and ornaments securely fastened, bolted, or tied in a manner to prevent loss, damage, or impairment of functions.

SECURENESS OF CONTAINERS (G) Unless otherwise provided, articles for which containers are specified must be securely enclosed by the containers so that no ends or other parts protrude and in a manner that will prevent loss of articles from such containers. Any articles that are easily broken or having surface liable to damage by chafing must be protected within the authorized shipping containers by or with liners, partitions, wrappers, excelsior, straw, or other packing materials which will afford adequate protection against breakage or damage.

CARRIER NOT OBLIGATED TO ACCEPT (H) Tender for shipment of an article not protected by packing, crating, wrapping, or servicing does not obligate the carrier to accept an article so offered for transportation when such protection is reasonably necessary for the safe transportation of the articles.

Rule No. Rules & Regulations

170cont. MACHINERY AND EQUIPMENT

(I) Equipment or machinery such as X-ray, photography, lithographing, printing equipment, adding machines, accounting, card punching, sorting, or tabulating machines. addressing, imprinting or mailing machines, air filtering machines, bookkeeping machines, typewriters and computing machines, and other similar equipment or machinery, must be fully protected by boxing, crating, or wrapping, except when such articles can be transported in a safe, practicable manner by wrapping with carrier's regular equipment as described in paragraph (B) of this rule, such protection will be furnished as part of the carrier's regular service.

180 BILL FOR PAYMENT NAC 706.335 (NRS 706.171, 706.443)

1. Upon completion of a shipment of household goods, the authorized carrier shall present to the person paying for the shipment the original bill for payment.
2. The bill must show:
(a) The name and address of the carrier.
(b) The names of the consignor and consignee.
(c) The points of origin and destination.
(d) The date and time the shipment was received by the carrier.
(e) The date and time of arrival of the shipment at its destination.
(f) The date of the bill
(g) The weight of the shipment if applicable
(h) The route over which the household goods were transported and the name of each carrier participating in the transportation.
(i) The numbers of vehicles which transported the household goods.
(j) An adequate description of the property transported, including the number of items carried.
(k) The rate charged for the service.
(l) Any other charge incident to the transportation.
(m) A statement that the carrier's rate is subject to regulations by the Nevada Transportation Authority.
(n) Any other information required by the Nevada Transportation Authority.

Rule No. Rules & Regulations

190 INFORMATION TO BE INCLUDED ON HOUSEHOLD GOODS BILL OF LADING

(I) The name of the motor carrier (not agent's name) which will transport the shipment.
(2) The name, address, and telephone number of the office of the carrier.
(3) The name, address, and telephone number of a person to whom notification, when required, shall be sent, except when not furnished by the shipper.
(4) The preferred delivery date or the period within which delivery of the shipment may be expected to be made at destination.
(5) A statement, followed by the signature of the shipper, acknowledging receipt of an Information brochure provided by the carrier which explains the shipper's rights.
(6) The contract terms and conditions of the bill of lading, attached thereto, are a part of this tariff and all information shown herein must be in bills of lading issued under provisions of this tariff.

200 DISPOSITIONS OF FRACTIONS AND PARTS OF HOURS Customers will be charged a flat rate when applicable. Customers will be charged by the minute (pro-rated). No disposition of fractions of hours will occur.

210 PAYMENTS JE Moving Services accepts cash, check and Zelle as payment for moves within the Northern Nevada area. We require payment immediately following the move. JE Moving Services reserves the right to refuse any check.

220 SHIPMENTS ACCECPTED SUBJECT TO LAWS Shipments will be accepted subject to the requirements or ordinances or limitation of law regulating the transportation of the property or the use of the vehicles and facilities.

230 WAITING OR DELAY When a vehicle is held for convenience of the shipper or consignee through no fault of the carrier, the hourly rate will continue to apply at the rates shown.

240 INSPECTIONS OF ARTICLES When a carrier or his agent believes it necessary that the contents of packages be inspected, he/she shall make or cause such inspection to be made or require other sufficient evidence to determine the actual character of the property.

Rule No. Rules & Regulations

250 SERVICING SPECIAL ARTICLES

(A) Except as otherwise specifically provided in this tariff, or as amended, the services covered by this tariff do not include servicing (using a device to secure washer) or disconnecting washers, dryers, or icemakers. It is the shipper's responsibility to have all such articles serviced and disconnected prior to loading. Shipper has the option to: (I) take responsibility for these services and hold carrier harmless; (2) have carrier perform these services at the published tariff rates, provided carrier has the qualified personnel; (3) have carrier contract with a third-party company to perform these services and shall be paid by the shipper (Third Party Charges).

260 THIRD PARTY CHARGES

(A) Upon request of shipper, owner, consignee, or agents thereof, carrier may engage a third party to provide services that the carrier does not possess the qualified personnel to perform the duties. Such services include, but are not limited to, the disconnecting and reconnecting of washers, dryers, icemakers; disassembling and reassembling waterbeds, hot tubs, swing sets, and playhouses; preparing grandfather clocks for shipments; building special crates for shipper.

(B) Such third-party charges will be listed as Third-Party Charges on the bill of lading. These third-party charges are in addition to all other charges provided in this tariff and shall be paid by the consignee.

(C)If the route of a move requires the use of toll ferries, and the ferry fares are not paid directly by the shipper, the costs to the carrier will likewise be listed as third-party charges on the bill of lading.

270 EARLY TERMINATION OF SHIPMENT

A. The carrier reserves the right to stop work at any time for the health and safety of its employees and demands payment for time worked and time estimated to complete the shipment.

B. The shipper reserves the right to stop work at any time. Minimum charges still apply.

Rule No. Rules & Regulations

280 RATES

JE Moving Services rates are based on time, mileage, and bulk of items being transferred or delivered. All rate information can also be obtained via phone call or email address provided to the public.

Rates in this section apply to items defined as household goods.

Rates remain the same throughout the week.
JE Moving Services will offer the option of an hourly rate or a flat rate depending on assessment of items.

Hourly Rates apply when there is more than a single item.
- $60/HR Labor hours including packing, unpacking, loading, and unloading.
- $80/HR 1 mover utilizing company vehicle and trailer.
- $160/HR 2 movers utilizing company vehicle and trailer.

| Flat Rate Items | Tier 1 | Tier 2 | Tier 3 | Tier 4 |
|---|---|---|---|---|
| Bulk Weight | 0-500 lbs. | 501-700 lbs. | 701-999 lbs. | 1,000 + lbs. |
| Driveway Delivery | $200 | $225 | $300 | $325 |
| Main floor/Garage (4 stairs or less) | $250 | $325 | $400 | $450 |
| Stair Delivery (5 or more stairs) | $300 | $400 | $475 | $500 |

Gas and Mileage Rates
- A flat rate Gas and Mileage charge of $50 will be added when delivery destination is **40 miles or more** from the business address 5838 Cathedral Peak Dr. Sparks NV 89436. There will be no gas and milage rate if the destination is less than 40 miles from the business address listed above.

# Agenda Item# 88

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Application of Oasis Transportation, LLC d/b/a Oasis Limo for a Certificate of Public Convenience and Necessity to provide charter limousine service within Clark & Nye County, Nevada on the one hand and points and places in the state of Nevada on the other hand. | ) | Docket 24-10001 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

1. The Nevada Transportation Authority (Authority) makes the following findings of fact and conclusions of law:
2. On September 30, 2024, Oasis Transportation, LLC d/b/a Oasis Limo filed an Application for a Certificate of Public Convenience and Necessity to provide charter limousine service within Clark & Nye County, Nevada on the one hand and points and places in the state of Nevada on the other hand, and to operate one (1) vehicle. Said Application was designated as docket 24-10001.
3. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
4. Based on the request of the financial staff, an application hearing was conducted to address the market concerns for the charter limousine aspect of the application.
5. On April 24, 2025, the Authority convened a hearing on the Application before R. David Groover, Commissioner and Presiding Officer.

6. Mark Schnee, 100% ("Applicant") owner of Oasis Transportation, LLC, was represented by CiCi Cunningham, Esq. The following testimony was provided:

   a. Vats Patel testified that he works for MGM Corporate and that he operates with the markets of India, Europe, and the Middle East. He testified that one aspect of his job is booking and scheduling transportation for high value clients. Presently the company uses its company fleet to fulfill the transportation needs but frequently have more clients then vehicles. Mr. Patel testified that if Mr. Schnee's application was approved, he would be able to refer 200-220 customers per month to Mr. Schnee to provide transportation for his elite clientele in Las Vegas.

   b. Next, Otman Benouis testified. Mr. Benouis is the owner of American VIP Limo & Luxury Transportation operating in North & South Carolina. He testified that his clientele travel extensively and that he sends many of them that travel to Las Vegas to the MGM and other companies for their transportation needs. Mr. Benouis testified that he would be able to guarantee 20 rides per month with a minimum of 4 hours per ride for Mr. Schnee. Furthermore, if Mr. Schnee's application were approved, he would solely contract with Mr. Schnee to provide transportation for his clientele traveling to Las Vegas.

   c. Mr. Schnee also testified in support of his application. Mr. Schnee testified that he feels that the ultra-luxury market is extremely underserved in the Las Vegas valley. Mr. Schnee testified that his revenue projection was estimated at 80 hours per month and did not factor in the referral-based market. Mr. Schnee also testified to the excellent condition and low mileage of his Rolls Royce even though it was a 2006 model.

7. During the April 24, 2025 application hearing, Authority Staff reported the following:

   a. Chirs Greten, Compliance Audit Investigator met with the Applicant, Mr. Schnee in January of 2025. Ms. Greten conducted an investigation into Mr. Schnee's background. Ms. Greten prepared a report, which was submitted as State's Exhibit #1. Ms. Greten testified that she is in full support of Mr. Schnee's application.

   b. Garrett Hammack, Financial Analyst, testified that the Applicant met all the requirements of the Nevada Transportation Authority except for that of market justification for projected revenues. Mr. Hammack was only in support of the market if a contract between Mr. Schnee and Mr. Benouis would be provided.

   c. Liz Babcock, Application Manager, after a full review of the application, supporting

documentation and listening to the testimony as the application hearing, stated she was in support of granting Mr. Schnee's application provided that there was a signed contract between Mr. Schnee and Mr. Benouis.

8. Based upon all the records pertaining to the Application, the testimony provided, and the additional market proved by the Applicant, and pursuant to NRS 706.391:

   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 financially and operationally fit, willing, and able to perform the transportation service for which applied.

   c. Granting the Application on file herein would be in the public interest, will tend to foster sound economic conditions in the industry, and will not unreasonably or adversely affect other carriers operating in the territory served under the Certificate.

   d. The operation contemplated by the Applicant will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

   e. The operation contemplated by the Applicant will benefit and protect the safety and convenience of the traveling and shipping public and the motor carrier business in this State.

   f. The proposed operation will provide service on a continuous basis.

   g. The market identified by the Applicant as the market the Applicant intends to serve will support the proposed operation pursuant to an executed contract between Mr. Schnee and Mr. Benouis in which Mr. Benouis agrees to book and hire a minimum of 20 hours per week of transportation services provided by Oasis Transportation, LLC d/b/a Oasis Limo.

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

1. The Application on file herein shall be GRANTED for the transportation service specified below:

> On-call, over irregular routes for the transportation of passengers and their baggage in charter limousine service within Clark & Nye Counties, Nevada, on the one hand, and points and places within the State of Nevada on the other.
>
> RESTRICTIONS:
> The number of vehicles in the carrier's fleet shall be no more than one (1) Rolls Royce Phantom vehicle.

2. Upon full compliance with the conditions of this Order, a new Certificate of Public Convenience and Necessity to be designated as CPCN 1170 shall be issued to Oasis Transportation, LLC, authorizing operations in intrastate commerce as is more particularly described in the first ordering paragraph above.

3. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:

    a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational or financial fitness and immediately report to Authority Staff any such material changes, should they occur.

    b. File with the Authority evidence of required insurance (Form E) in the Applicant's name.

    c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicle(s) covered.

    d. Make vehicles available for inspection by Authority Staff to ensure that they have been marked in accordance with NAC 706.170 including the carrier's name/logo and CPCN number. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.

    e. Ensure driver qualification files are set up in accordance with CFR 391.51. Explain and make available the set-up of the time tracking method put into place. Ensure all drivers have pre-employment drug testing in accordance with Part 40 and CFR 382.30. Make available for inspection by Authority Staff the business and vehicle domiciles.

    f. Ensure vehicle maintenance files are set up in accordance with CFR 396.

    g. Provide a copy of a charter order with the CPCN number granted and with complaint/commendation language, in accordance with NACs which include the CPCN number granted.

    h. Provide a copy of business license.

    i. File a tariff that includes a description of the Authority granted, CPCN number, and the name and address of the Transferee-Applicant.

    j. Provide a copy of the contract between Applicant and the laboratory that will perform and monitor the substance abuse program. Since 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. Ensure all drivers have applied for temporary driver permits.

l. Apply for NTA decals.

m. Provide signed affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167.

n. Provide a printout of the general ledger accounts, balance sheet and profit/loss statement for the set-up of the company for review and acceptance of NTA Staff.

o. Provide a copy of an executed contract whereby American VIP Limo or Owner Otman Benouis guarantees to book and hire a minimum of 20 hours per week of transportation services provided by Oasis Transportation, LLC d/b/a Oasis Limo.

p. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

4. Compliance with the foregoing requirements must be made NO LATER THAN one hundred and twenty (120) days after issuance of this Order. If the Applicant fails to comply within one hundred and twenty (120) days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.

5. The Deputy Commissioner of the Authority shall be authorized to issue the above-referenced Certificate of Public Convenience and Necessity upon all requirements set forth herein having been met by the Transferee-Applicant.

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

By the Authority,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, 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# 89

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Application of City Limo, LLC to sell and Transfer and Perfect Limo, LLC to purchase and acquire the authority to provide charter limousine service granted under CPCN 1118, Sub 3. | ) ) ) ) ) ) ) | Docket 24-11031 |

At a general session of the Nevada Transportation Authority held on June 12, 2025

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**COMPLIANCE ORDER**

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

1. That on November 20, 2024, City Limo, LLC (“Seller”) and Perfect Limo, LLC (“Buyer”) filed a joint Application for the Seller to sell and transfer and the Buyer to purchase and acquire the authority to provide charter limousine service within Clark County, Nevada, granted under CPCN 1118, Sub 3 with a fleet of two (2) vehicles. Said Application was designated as docket 24-11031.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That the Application includes approval of a logo.
4. Based upon all the records pertaining to the Application, and pursuant to NRS 706.6411**:**
    a. The Authority has considered the service which has been performed by the Transferor-Applicant and that which may be performed by the transferee;

b. The Authority has considered the other authorized facilities for transportation in the territory for which the transfer is sought;

c. The Transferee-Applicant is fit, willing, and able to perform the services of a common motor carrier by vehicle, and the proposed operation would be consistent with the legislative policy set forth in NRS 706.151; and

d. The public interest requires no amendments, restrictions or modifications be attached to the Certificate.

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

1. The Application on file herein shall be GRANTED for the transportation service specified below:

> Transportation of passengers in charter limousine service, on-call, over irregular routes within Clark County, Nevada.
>
> RESTRICTION: The number of vehicles in the carrier's fleet shall be no more than two (2).

2. Upon full compliance with the conditions of this Order, a Certificate of Public Convenience and Necessity identified as CPCN 1118, Sub 3 shall be CANCELLED, and a new Certificate of Public Convenience and Necessity designated as CPCN 1118, Sub 4 shall be issued Perfect Limo, LLC authorizing operation in the transportation of passengers in charter service by limousine 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. (Form provided by NTA)

   b. File with the Authority evidence of required insurance (Form E) in the motor

carrier's name in accordance with NAC 706.193.

c. File with the Authority the necessary insurance (Certificate of Insurance and Schedule of Autos) describing the liability limits and vehicle(s) covered in accordance with NAC 706.191.

d. Make vehicle available for inspection by Authority Staff to ensure that they properly display the CPCN number, name of the company, and other required markings in accordance with NAC 706.170. Provide copies of insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations. All documents must reflect the approved motor carrier name.

e. Ensure all drivers have applied for driver's permit in accordance with NRS 706.462.

f. Ensure driver qualification files are setup in accordance with 49 CFR 391.51. Make available to Authority 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 setup in accordance with 49 CFR 396.

h. Provide a copy of a charter order with the CPCN number granted and with complaint/commendation language, in accordance with NACs which include the CPCN number granted.

i. File a tariff for review by the Financial Analyst, which includes a description of the authority granted, CPCN number, the motor carrier name, d/b/a, name and title of the issuing officer, and address.

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. Apply for NTA decals pursuant to NRS 706.465.

l. Provide copy of all applicable local business license(s).

m. Provide a printout of the general ledger accounts, balance sheet and profit/loss statement for setup of the company for review and acceptance of NTA Staff.

n. Provide signed affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167.

o. Resolve any issues related to Citation 24915.

p. Provide proof for the $5,944 capital infusion into Perfect Limo, LLC ’s bank account from specified sources.

q. Provide proof of the final payment from the buyer to the seller as stated in the Asset Purchase Agreement.

r. Remit to the Authority any noticing fees and/or other outstanding debt to the Authority.

4. Compliance with the foregoing requirements must be made NO LATER THAN 120 DAYS after issuance of this Order. If the Transferee-Applicant fails to comply within 120 days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.

5. The Deputy Commissioner of the Authority shall be authorized to issue the above-referenced Certificate of Public Convenience and Necessity upon all requirements set forth herein having been met by the Transferee-Applicant.

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6. 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,

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

Attest: David Pasternak, 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.

**City Limo, LLC**
**Sale and Transfer Application**
**Docket 24-11031**
**June 12, 2025 General Session**

**Application Summary:**
On November 20, 2024, City Limo, LLC ("Seller") and Perfect Limo, LLC ("Buyer") filed a joint Application for the Seller to sell and transfer and the Buyer to purchase and acquire the authority to provide charter limousine service within Clark County, Nevada, granted under CPCN 1118, Sub 3 with a fleet of two (2) vehicles. (Attachment A) The application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed. Gabriel Adefris owns 50% and Meseret Mekura owns 50% of Perfect Limo, LLC., a start-up company.

**Staff Discussion:**
Staff supports this application, and therefore requests the application hearing be dispensed per NRS 706.6411. The following procedures were performed by Staff with acceptable results:

1) No petitions for leave to intervene or protests were filed.

2) Background investigation was performed with no areas of concern. (Attachment B)

3) Pro Forma Balance Sheet includes two (2) vehicles; reports 91.5% equity ratio; and reports a 5.15:1 current ratio. A cash infusion of $5,944 will be necessary in order to meet all financial requirements and is included as a compliance item. (Attachment C).

4) Pro Forma Income Statement projects $234,000 in revenues and net income of $58,863 in the first 12 months of operating. (Attachment D)

5) Tariff – The tariff is within the range of rates charged within the industry, therefore; no changes are necessary.

6) The Applicant intends to use a logo. (Attachment E)

**Attachments:**
A. Seller's current CPCN 1118.3
B. Investigator's Background Report without exhibits
C. Pro Forma Balance Sheet & Narratives
D. Pro Forma Income Statement
E. Logo Approval with Measurements
F. Asset Purchase Agreement without exhibits *(unredacted pages not for public binder)*

**Compliance Items in addition to those included in the background report:**

1) Provide proof for the $5,944 capital infusion into Perfect Limo, LLC 's bank account from specified sources.
2) Provide proof of the final payment from the buyer to the seller as stated in the Asset Purchase Agreement.

NEVADA TRANSPORTATION AUTHORITY
ORDER
and
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

City Limo, LLC

CPCN 1118, Sub 3
Docket No. 19-04016

The Nevada Transportation Authority ("Authority") finds that the above-named carrier has complied with this Authority's Compliance Order dated February 28, 2020, the findings of fact and conclusions of law which are hereby incorporated by this reference, and therefore is entitled to receive authority from this Authority to engage in transportation in intrastate commerce as a motor carrier.

IT IS ORDERED that certificate of public convenience and necessity identified as CPCN 1118, Sub 2, is hereby cancelled and City Limo, LLC is hereby granted this certificate of public convenience and necessity, identified as CPCN 1118, Sub 3, as evidence of the authority of the holder to engage in transportation in intrastate commerce as a common carrier by motor vehicle subject to applicable statutes, rules and regulations of the Authority, and such terms, conditions and limitations as are now or may hereafter be attached to the exercise of the privileges herein granted.

IT IS FURTHER ORDERED and made a condition of this certificate that the holder shall render reasonably continuous and adequate service to the public in pursuance of the authority herein granted, and that failure to do so shall constitute sufficient grounds for suspension, modification or revocation of this certificate.

IT IS FURTHER ORDERED that nothing contained herein shall be construed to be either a franchise or irrevocable and that failure to comply with rules, regulations and orders of the Authority and applicable statutory provisions shall constitute sufficient grounds for suspension or revocation of this certificate.

IT IS FURTHER ORDERED that this authority shall not be sold or transferred without the Authority's prior approval.

IT IS FURTHER ORDERED that the transportation service to be performed by said carrier shall be as specified below:

Transportation of passengers in charter limousine service, on-call, over irregular routes within Clark County, Nevada.

RESTRICTIONS:
The number of vehicles in the carrier's fleet shall be no more than two (2).

IT IS FURTHER ORDERED that the Authority retains jurisdiction for the purpose of correcting any errors which may have occurred in the drafting or issuance of this Order and Certificate of Public Convenience and Necessity.

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

Attest: _____
Gary J. Mathews, Administrative Attorney

Dated: August 10, 2020
Las Vegas, Nevada

ATTACHMENT A

**STATE OF NEVADA**
**TRANSPORTATION AUTHORITY**
**BACKGROUND INVESTIGATION FOR ALL CARRIER APPLICATIONS**
**SALE AND TRANSFER OF**

| CPCN: | 1118 |
|---|---|

| | |
|---|---|
| **DOCKET NUMBER:** 24-11031 | **DATE APPLICATION WAS FILED:** |
| **SELLER APPLICANT:** Wondwosen Shibre | **TITLE:** Owner |
| **SELLER COMPANY NAME:** City Limo, LLC | |
| **ADDRESS:** 4850 W. Flamingo Rd, Suite 24, Las Vegas, NV 89103 | |
| **PHONE NUMBERS:** 702-785-1645 | |
| **BUYER APPLICANT:** Gabriel Adefris | **TITLE:** Owner |
| **BUYER COMPANY NAME:** Perfect Limo, LLC | |
| **ADDRESS:** 7096 Adler Falls, Las Vegas, NV 89118 | |
| **PHONE NUMBERS:** 702-460-0608 | |
| **ATTORNEY:** Brent Carson | **PHONE#:** 702-471-1111 |
| **INVESTIGATOR:** K. Rayson | **DATE ASSIGNED:** 11/27/24 |

**WHAT TYPE OF AUTHORITY/SERVICE DOES THE SELLER APPLICANT HAVE?**

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| Charter Limousine | X | Contract Carrier | | Airport Transfer | | Scenic Tours | |
| Special Services | | Charter Bus | | HHG | | NEMT | |
| US DOT Authority | | Other States | | Taxi | | *Tow Car | |
| | | | | | | *Consent | Non-consent |

| | Exhibit |
|---|---|
| **Attach completed Application Oath pages as Exhibit A** | **A** |

**IDENTIFY NEW OWNERSHIP STRUCTURE AS PROPOSED BY BUYER APPLICANT**

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| Corporation | | LLC | X | Partnership | | Sole Proprietorship | |

**Identify each new owner and their percentage of ownership:**

Gabriel Adefris – 50%

Meseret Mekura – 50%

| | Exhibit |
|---|---|
| **Attach as an exhibit, appropriate proof of ownership interest where applicable** | **B** |
| **Will the Applicant (Buyer) be operating under a fictitious firm name? If so, attach copy to exhibit** | **N/A** |

**Briefly describe the responsibilities of each new owner, (i.e. driver, operational manager, mechanic, bookkeeper, financial backing only, etc):**

Gabriel Adefris – Driver, Financial, Hiring and Firing, Maintaining Driver Qualification and Vehicle Maintenance files, Training, Overseeing Day to Day Operations.

Meseret Mekura – Financial, Overseeing Day to Day Operations,

| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
|---|---|---|---|---|

**Name(s):**

Gabriel Adefris

Meseret Mekura

ENTERED 6/13/25 AH PT TB 1/2

ATTACHMENT B

| | | | | |
|---|---|---|---|---|
| **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:** | | | | |
| | | | | |
| **Has the Seller had any previous NTA enforcement action? (Including against the companies drivers)** | **YES** | **X** | **NO** | |
| **Has the Buyer had any previous NTA enforcement action? (Including against the companies' drivers)** | **YES** | **X** | **NO** | |

| | **Exhibit** |
|---|---|
| **If so, attach copies of the Enforcement Database Printout(s). If more than 5 citations include a summary listing the citation number, fine amounts, and date of issuance, NAC or NRS, or CFR violations. Attach copies of the MC/USDOT rating.** | **C** |

| | | | | |
|---|---|---|---|---|
| **Will (Buyer) Applicant utilize the same domicile currently being used by Seller?** | **YES** | | **NO** | **X** |
| **If not, what is the domicile address:** Compliance | | | | |
| **Does the Applicant have an acceptable Timekeeping method?** | **YES** | | **NO** | **X** |
| **If Yes, Describe:** Compliance | | | | |

| | | | | |
|---|---|---|---|---|
| Does the (Buyer) Applicant plan to store equipment at a location other than their legal domicile? | **YES** | | **NO** | |
| **If so, provide address (If known):** Compliance | | | | |

| | | | | |
|---|---|---|---|---|
| Does the (Buyer) Applicant understand the operating authority sought, and is their plans consistent with that authority? | **YES** | **X** | **NO** | |
| Can the Applicant secure insurance as required by NAC 706.191? | **YES** | **X** | **NO** | |

| | **Exhibit** |
|---|---|
| **Attach appropriate proof of insurance, or ability to obtain, as an Exhibit** | **D** |

| | | | | |
|---|---|---|---|---|
| Does the Applicant (Buyer) understand the requirements contained within 49 CFR 391.51 as they pertain to the establishment and maintenance of driver qualification files? | **YES** | **X** | **NO** | |
| Does the Applicant (Buyer) understand the requirements contained within 49 CFR 396 as they pertain to the establishment and maintenance of vehicle maintenance records? | **YES** | **X** | **NO** | |
| Does the Applicant (Buyer) understand the requirements that pertain to the establishment of a substance abuse policy/program as contained in 49 CFR Parts 40, 382, and 391? | **YES** | **X** | **NO** | |
| Has the Applicant (Buyer) contracted with a laboratory to perform and monitor their substance abuse program? | **YES** | | **NO** | **X** |

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

| | **Exhibit** |
|---|---|
| **Attach copies of the Buyer Applicant's proposed charter orders, bills of lading, tow bill (invoice), tariff (tow only) etc., as applicable, as an Exhibit** | **E** |

| | **Exhibit** |
|---|---|
| **Attach copies of proposed logo (limousine only, if applicable)** | **F** |

| | | | | |
|---|---|---|---|---|
| Has the Applicant (Buyer) demonstrated an adequate working knowledge of the statutes and regulations that pertain to operating authority sought (Including all relevant provisions of NRS Chapter 706, NAC Chapter 706, and 49 CFR? YES | X | NO | |
| Does the Applicant (Buyer) understand the limitations inherent in their grant of operating authority (i.e. consent vs. non-consent tows, charter bus vs. scenic tours)? YES | X | NO | |

| | | | | |
|---|---|---|---|---|
| (HHG Only) Will Applicant (Buyer) be obtaining a Warehouse Permit? YES | -- | NO | N/A |
| (HHG Only) Does **Seller** have a **current** Warehouse Permit? YES | -- | NO | N/A |
| If the seller has a warehouse permit, do they understand a Voluntary Cancellation Application must be filed because permits are non-transferable? YES | -- | NO | N/A |

| | Exhibit |
|---|---|
| **Attach Seller Operational Inspection as an Exhibit** | G |

| | Exhibit |
|---|---|
| **Attach signed Knowledge Statement.** | H |

| COMPLIANCE ITEMS | |
|---|---|
| 1 | Avoid Material Changes |
| 2 | File with the Authority evidence, (Form E), or required insurance in Applicant's name. |
| 3 | File with the Authority the necessary insurance (Certificate of Insurance, Form E and Schedule of Autos), describing liability limits, and vehicles covered. |
| 4 | Make vehicle(s) available for inspection by Enforcement Staff to ensure that they properly registered in motor carrier's name, display CPCN number, name of motor carrier, or logo, and any other required markings. Provide copies of Insurance cab card, annual (USDOT) vehicle inspection, titles, and registrations. |
| 5 | Ensure all drivers have applied for temporary drivers permit (passenger transportation only)-**add the new CPCN** to all driver permits. Carrier must provide new Verification of Employment form for each existing permit. Issue new permits. |
| 6 | Ensure Driver qualification files are set up in accordance with CFR 391.51. Explain and make available set-up of time tracking method put into place. Ensure all drivers have pre-employment drug testing in accordance with CFR 382.301. Make available to Enforcement Staff for inspection their business and equipment domiciles. |
| 7 | Ensure vehicle maintenance files are setup in accordance with CFR 396. |
| 8 | File a copy of carrier's invoice (Tow Bill or Bill of Lading (HHG) or Charter Order (Charter Limousine/Scenic Tours) for review by Authority Staff, which includes the CPCN number granted. |
| 9 | File a tariff for approval by the Financial Analyst. |
| 10 | Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list. |
| 11 | Apply for NTA Decal(s)-(Contract Carriers/Scenic Tours-or any vehicle under 16 passengers.) |
| 12 | Provide copy of Business License. |
| 13 | Provide a Printout of the general ledger accounts, balance sheet, and profit/Loss statement for the set up of the company for review and acceptance by NTA Staff (for fully regulated carriers ONLY) |
| 14 | Provide signed Affidavit acknowledging requirements of NTA Annual Report pursuant to NRS 706.167 (for fully regulated carriers ONLY) |
| 15 | If there are any issues related to Citation 24915, they will be resolved. |
| 16 | Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| **INVESTIGATOR:** R. Ramirez | **DATE:** 5/6/25 |
| **REVIEWED BY SUPERVISOR:** | **DATE:** 05/07/25 |
| **REVIEWED BY APPLICATION MANAGER:** | **DATE:** 5/12/25 |

**A listed EXHIBIT, (A,B,C etc), is the documentary evidence of the requirement being met. If a requirement has not been met, the EXHIBIT category will be left blank and it will be checked as a compliance item. Questions that do not apply to the Applicant will be marked as NA.**

# PERFECT LIMO LLC
## Balance Sheet
## January 01, 2025

| | | | | |
|---|---|---|---|---|
| **ASSETS** | | | | |
| Current Assets | | | | |
| Bank | $ | 13,512.46 | | |
| | | | | |
| Total Current Assets | $ | 13,512.46 | | |
| | | | | |
| Fixed Assets | | | | |
| Vehicles (2) | $ | 47,990.00 | | |
| Total Fixed Assets | $ | 47,990.00 | | |
| | | | | |
| Other Assets | | | | |
| Good Will - CPCN 1118 | $ | 155,000.00 | | |
| | | | | |
| **Total Assets** | | | $ | 216,502.46 |
| | | | | |
| **LIABILITIES AND EQUITY** | | | | |
| **LIABILITIES** | | | | |
| Current Liabilities | | | | |
| Short- Term Liabilty - Loans Vehicles | $ | 2,625.59 | | |
| Total Current Liabilities | $ | 2,625.59 | | |
| | | | | |
| Long Term Liabilities | | | | |
| Long-Term Liability - Loans Vehicles | $ | 15,766.41 | | |
| Total Long Term Liabilities | $ | 15,766.41 | | |
| | | | | |
| **Total Liabilities** | | | $ | 18,392.00 |
| | | | | |
| **EQUITY** | | | | |
| Common Stocks | | - | | |
| Paid in Capital | $ | 198,110.46 | | |
| Retained Earnings | | - | | |
| Net Income or Loss | | | | |
| **Total Equity** | | | $ | 198,110.46 |
| | | | | |
| **Total Capital and Liabilities** | | | $ | 216,502.46 |

ATTACHMENT C 1

**PERFECT LIMO LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET
ASSUMPTIONS AND ACCOUNTING POLICIES

---

**Note 1**

**Basis of presentation, significant accounting policies and limitations.**
Perfect Limo LLC is a Nevada Limited Liability Company owned by two partners, and it is applying for CPCN # 1118 limousine services. Should the company be approved, it will be allowed to operate 2 vehicles with the certificate.

The owner of the company has 10 years of experience as a limousine driver and 8 as a taxi driver and he will start this new venture with vast knowledge of Nevada Transportation regulation for this type of operation.

Perfect Limo LLC projects its income and expenses based on historical data observed by operations of this industry in Las Vegas.

**Limitation**
This projection is prepared for the limited use of the Nevada Transportation Service Authority. For the period under consideration: 01/01/2025 to 12/31/2025.

**Significant Accounting Policies**

Revenue Recognition
As requested by the Nevada Transportation Authority this pro-forma reports financial information on an Accrual Basis method, projected over a period of one year.

Capital - Funding
The company will have sufficient funds to support the projected acquisition of assets, organizational costs, and operations, through the owners' capital contribution. The funds will be available upon approval of this Application by The Nevada Transportation Authority.

Vehicles
At the beginning of Nevada Limo LLC operations in Las Vegas, the company will have purchased and placed in service two vehicles as available assets.

One partner of the company owns 2012 Lincon Navigator 14 passengers, bought for $25,000. This vehicle will be placed for the service of the business. And the second partner will buy a 2020 SUV Chevrolet LS for $22,990 paid with 20% of down payment and the rest financed for 6 years with an interest rate of 6%.



C 4

**PERFECT LIMO LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

| Year | Make | Type | Value | Down Payment | Loan Balance |
|---|---|---|---|---|---|
| Vehicles (2): | | | | | |
| 2012 | Lincoln | Navigator | $25,000 | $0.00 | $0.00 |
| 2020 | Chevrolet | SUV LS | $22,990 | $4,598 | $18,392 |
| **Total Vehicles Value .....** | | | **$47,990** | **$4,598** | **$18,392** |

Projections
Projections are made for the first year period of operations and will include two (2) vehicles purchased to service the company and other projected expenses seen under the operations of the industry.

Depreciation
Depreciation is computed on the straight-line method over the following estimated lives as directed by Nevada Transportation Authority.

| Item | Live in Years |
|---|---|
| Vehicles | 5 |

**Note 2**

**Profit & Losses Projected**

Projections have been calculated for the period of one year, using projected income and expenses.

**REVENUES**

Limousine Services (2) Vehicles
This is the Revenue from the services provided in the Limousine transportation services offered in Las Vegas (Clark County) by 2 vehicles. The company will operate one shift of 10 hours.
Income is projected as:
Chevrolet - One Shift:
6 rides x $65 per ride x 1 vehicles x 5 days/week x 52 weeks = **$101,400 a year**
Lincoln – One Shift:
6 rides x $85 per ride x 1 vehicle x 5 days/week x 52 weeks = **$132,600 a year**

**Annual income totals $234,000 or $19,500 a month.**



C 3

**PERFECT LIMO LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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## EXPENSES

### Direct Cost

These expenses are in direct relation to the activity pursued and the assets used for such. by the company.

Gasoline expense

It has been estimated that each vehicle will have a $25 cost daily. Therefore 2 vehicles x $25 x 5 days/week x 52 weeks = $13,000 a year or $1,083.33 a month.

Vehicles Insurance

This expense represents the monthly cost of insurance on Liability, Damages and Losses estimated for 2 vehicles.

Total Vehicle Insurance based on insurance quotes by WaFd Insurance Group is $20,000 a year per vehicle x 2 = **$40,000 a year or $3,333.00 a month.**

DMV Registration

The estimated DMV registration and other vehicles license expenses have been. estimated at 2% of the 2 vehicles value = $47,990 x 2% = **$959.80 a year or $79.98 a month.**

Drivers Wages

The company has projected to pay the drivers a rate of $15 per hour. The company estimates that all drivers will drive 10 hours per shift daily.

Therefore:
2 Drivers x 10 hours x $15/hour x 5 days x 52 weeks = **$78,000 a year or $6,500 a month.**

Payroll Taxes and Expenses

Payroll taxes are calculated taking into consideration Employer's FICA Taxes of 7.65%, Federal Unemployment tax rate of 6% of the First $7,000.00 earned and the cost of outsourcing Payroll Services. The projected payroll expense is calculated averaging a rate of 15% of wages.

Drug Testing

Drug Testing is the expenses paid by the company and it is estimated at a $75.00 per Chauffeur a year. Then $75 x 2 = **$150 a year or $12.50 a month.**



C 4

**PERFECT LIMO LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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Maintenance
Maintenance of the vehicle is estimated as:
2 cars x $20 monthly charge (for unlimited washes) = **$40 a month or $480 a year.**

Workers Compensation
The cost for workers' compensation is estimated to be a 3% of all the yearly wages. Therefore; $78,000 x 3% = **$2,340 a year or $195.00 a month.**

Repairs
It is estimated that the monthly cost for repairs at $150.00 per vehicle in operation x 2 vehicles = **$300 a month or $3,600 a year.**

**Administrative Expenses**
These expenses are incurred indirectly to the activity of the company and are considered administrative or fixed.

Advertising:
The company has estimated a cost of **$80** a month in google for the company's website advertising.

Depreciation Expense - Vehicles
Depreciation represents the amount of expense charged against earnings by the company to write off the cost of 2 vehicles over five years. Depreciation expense of Autos is computed using the Straight-Line Method. Please see Depreciation Table.

Auto Loan Interest Expense
As the company is financing 1 vehicle, the company has obtained Calculations of Auto Loan Amortization through Calculator.Net. Please see Loan Amortization Report.

Legal and Accounting
Attorney and Accountant fees are estimated to be an average of **$200.00 per month**.

Licenses
This expense corresponds to the Incorporation with the Nevada Secretary of State and Business License for **$387 a year or $32.25 a month**.

Office Rent
There is no rent expense as the company will operate on a home basis way. The owners have decided to park the vehicles in their own home.



C 5

**PERFECT LIMO LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

---

Excise Passenger Tax 3%
This tax is charged to the company with a rate of 3% of its gross income.

Credit Card Fees
If 50% of the company's revenue is obtained through payments with credit card, the company estimates paying 3% of it on fees.

If $234,000 is Annual Revenue x 50%= $117,000 x 3% of credit card fees= **$3,510 a year or $292.50 monthly fees.**

**Note 3**

**Projected Balance Sheet**
The balance sheet is presented on an accrual basis as of January 1, 2025. The Company is fully funded, it also includes all anticipated two vehicles to run the company.

**ASSETS**
**Current Assets**
The Company at various times during the year maintains cash at a financial institution to cover Operational Expenses and Short-Term Liabilities.

Bank Account
This account holds a balance of at 01/01/2025 of **$13,512.46**. These funds will provide sufficient cash reserves to meet three months of non-operational expenses and obligation.

**Fixed Assets**
Vehicles
It enlists two vehicles at the beginning of operations for $47,990. Due to the assumption that two vehicles were acquired at Balance date of 01/01/2025 and the Balance Sheet has the same date, no Depreciation has been accumulated.

**Other Assets:**
Good Will – CPCN # 118
By January 1st. of 2025, The company has bought and paid in full for the CPCN #1118 that. will grant them Limousine operations with two vehicles. The owners paid $ for the certificate.

**PERFECT LIMO LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

---

**LIABILITIES AND EQUITY**
**Current Liabilities**

Current Loans Payable -Vehicles.
The current or Short-Term Liability of the vehicle's loan is $2,625.59. Please see Table of Loan Amortization for the first year.

**Long Term Liabilities**

Loan Payable Vehicles
The Long-Term Liability on the vehicle's loan is $15,766.41. Please see Table of Loan Amortization for the first year.

**Equity**

**Capital**
This initial investment contribution has been valued at **$198,110.46.**
Corresponding to sufficient funds to cover:
1. $4,598 as down payments for the vehicle financed.
2. $10,886.87 to have cash reserves to cover three months of non-operational expenses and financial obligations.
3. $2,625.59 funds available to pay the Current Liabilities.
4. $25,000 fully paid vehicle.
5. $155,000 to buy the certificate.

Note: It is important to observe that the $25,000 has already been paid at 01/01/2025, the same applies for the $160,000 to buy the CPCN. Therefore, there is no requirement of cash for these assets. These are contributions in kind.

The total cash requirement is **$18,110.46.**

**Net Income or Loss**
At this time, the company does not have a gain or a loss.



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**PERFECT LIMO LLC**
SUMMARY OF SIGNIFICANT PROJECTIONS AND BALANCE SHEET ASSUMPTIONS AND ACCOUNTING POLICIES

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**Note 4**

Current Ratio
The Current Ratio measures liquidity and is most widely used to make analysis of short-term financial position or liquidity, it shows the strength of working capital. The next values were taken from the Balance Sheet projected for 01/01/2025.

Formula of current Ratio:
Current Assets / Current Liabilities
$13,512.46 / $2,625.59 = 5,14

The company is liquid and prepared to initiate operations with $5.14 dollars available for every $1.00 in current liability.

**Note 5**
NAC 706.149
This Pro-forma, prepared for PERFECT LIMO LLC. has followed regulations under. NAC 706.149 to maintain an investment of not less than 20% equity capital in his operations.
Express as Total Equity / Total Assets
$198,110.46 / $216,502.6 = 91.50%

The company surpasses the required ratio.

**Note 6**

Cash funds for three month's non-operational expenses
This Pro-Forma meets the recommendations of the Nevada Transportation Authority to keep sufficient cash reserves to equal three months of non-operational expenses. See table.



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## PERFECT LIMO LLC

Projected Statement of Operations

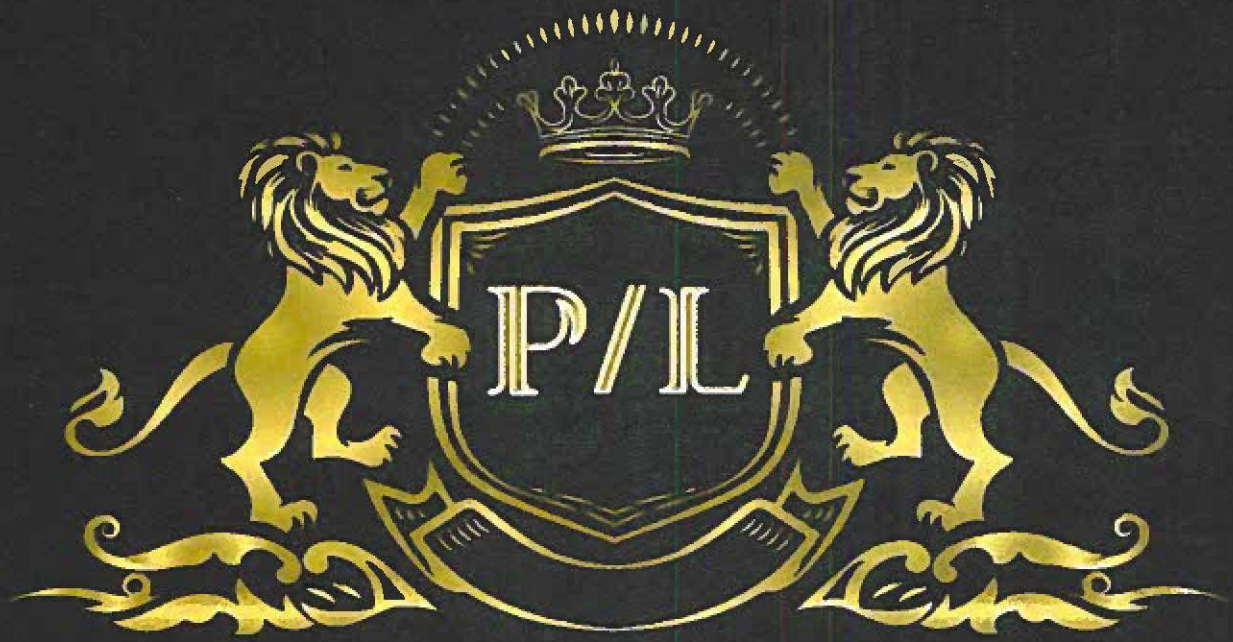
01/01/2024 to 12/31/2024

| Accounts | 1 Month | 2 Month | 3 Month | 4 Month | 5 Month | 6 Month | 7 Month | 8 Month | 9 Month | 10 Month | 11 Month | 12 Month | Total Year |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| REVENUE | | | | | | | | | | | | | |
| Vehicles (2) | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 234,000.00 |
| Total Revenue | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 19,500.00 | 234,000.00 |
| | | | | | | | | | | | | | |
| DIRECT COST | | | | | | | | | | | | | |
| Gasoline | 1,083.33 | 1,083.33 | 1,083.33 | 1,083.33 | 1,083.33 | 1,083.33 | 1,083.33 | 1,083.33 | 1,083.33 | 1,083.33 | 1,083.35 | 1,083.35 | 13,000.00 |
| Vehicles Insurance | 3,333.35 | 3,333.33 | 3,333.33 | 3,333.33 | 3,333.33 | 3,333.33 | 3,333.33 | 3,333.33 | 3,333.33 | 3,333.33 | 3,333.33 | 3,333.35 | 40,000.00 |
| DMV Registrat. | 79.98 | 79.98 | 79.98 | 79.98 | 79.98 | 79.98 | 79.98 | 79.98 | 79.98 | 79.98 | 79.98 | 79.98 | 959.76 |
| Drivers Wages | 6,500.00 | 6,500.00 | 6,500.00 | 6,500.00 | 6,500.00 | 6,500.00 | 6,500.00 | 6,500.00 | 6,500.00 | 6,500.00 | 6,500.00 | 6,500.00 | 78,000.00 |
| Payroll Taxes and Fees | 975.00 | 975.00 | 975.00 | 975.00 | 975.00 | 975.00 | 975.00 | 975.00 | 975.00 | 975.00 | 975.00 | 975.00 | 11,700.00 |
| Drug Testing | 12.50 | 12.50 | 12.50 | 12.50 | 12.50 | 12.50 | 12.50 | 12.50 | 12.50 | 12.50 | 12.50 | 12.50 | 150.00 |
| Maintenance | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 40.00 | 480.00 |
| Workers Compensation | 195.00 | 195.00 | 195.00 | 195.00 | 195.00 | 195.00 | 195.00 | 195.00 | 195.00 | 195.00 | 195.00 | 195.00 | 2,340.00 |
| Repairs | 300.00 | 300.00 | 300.00 | 300.00 | 300.00 | 300.00 | 300.00 | 300.00 | 300.00 | 300.00 | 300.00 | 300.00 | 3,600.00 |
| Total Direct Costs Month | 12,519.16 | 12,519.14 | 12,519.14 | 12,519.14 | 12,519.14 | 12,519.14 | 12,519.14 | 12,519.14 | 12,519.14 | 12,519.14 | 12,519.16 | 12,519.18 | 150,229.76 |
| | | | | | | | | | | | | | |
| Gross Profit | 6,980.84 | 6,980.86 | 6,980.86 | 6,980.86 | 6,980.86 | 6,980.86 | 6,980.86 | 6,980.86 | 6,980.86 | 6,980.86 | 6,980.84 | 6,980.82 | 83,770.24 |
| | | | | | | | | | | | | | |
| ADMIN. EXPENSES | | | | | | | | | | | | | |
| Advertising | 80.00 | 80.00 | 80.00 | 80.00 | 80.00 | 80.00 | 80.00 | 80.00 | 80.00 | 80.00 | 80.00 | 80.00 | 960.00 |
| Depreciation Exp. Vehicles | 799.82 | 799.82 | 799.82 | 799.82 | 799.82 | 799.82 | 799.82 | 799.82 | 799.82 | 799.82 | 799.82 | 799.82 | 9,597.84 |
| Auto Loan - Interest Exp. | 91.96 | 90.90 | 89.83 | 88.75 | 87.67 | 86.59 | 85.49 | 84.40 | 83.30 | 82.19 | 81.07 | 79.96 | 1,032.11 |
| Legal & Accounting | 200.00 | 200.00 | 200.00 | 200.00 | 200.00 | 200.00 | 200.00 | 200.00 | 200.00 | 200.00 | 200.00 | 200.00 | 2,400.00 |
| Licenses | 32.25 | 32.25 | 32.25 | 32.25 | 32.25 | 32.25 | 32.25 | 32.25 | 32.25 | 32.25 | 32.25 | 32.25 | 387.00 |
| Excise Passenger Tax 3% | 585.00 | 585.00 | 585.00 | 585.00 | 585.00 | 585.00 | 585.00 | 585.00 | 585.00 | 585.00 | 585.00 | 585.00 | 7,020.00 |
| Credit Card Fees | 292.50 | 292.50 | 292.50 | 292.50 | 292.50 | 292.50 | 292.50 | 292.50 | 292.50 | 292.50 | 292.50 | 292.50 | 3,510.00 |
| Total Admin. Expense | 2,081.53 | 2,080.47 | 2,079.40 | 2,078.32 | 2,077.24 | 2,076.16 | 2,075.06 | 2,073.97 | 2,072.87 | 2,071.76 | 2,070.64 | 2,069.53 | 24,906.95 |
| | | | | | | | | | | | | | |
| Total Direct Cost & Admin. | 14,600.69 | 14,599.61 | 14,598.54 | 14,597.46 | 14,596.38 | 14,595.30 | 14,594.20 | 14,593.11 | 14,592.01 | 14,590.90 | 14,589.80 | 14,588.71 | 175,136.71 |
| | | | | | | | | | | | | | |
| NET INCOME | 4,899.31 | 4,900.39 | 4,901.46 | 4,902.54 | 4,903.62 | 4,904.70 | 4,905.80 | 4,906.89 | 4,907.99 | 4,909.10 | 4,910.20 | 4,911.29 | 58,863.29 |

ATTACHMENT D

11 in

8.5 in




# PERFECT LIMO LLC

## 725-2927799

## ASSET PURCHASE AGREEMENT

This Agreement is made of as of Sept 19, 2024, by and among the following parties:

- Perfect Limo, LLC, a Nevada Limited Liability Company ("**Buyer**"); and
- City Limo, LLC, a Nevada Limited Liability Company ("**Seller**");

### ARTICLE 1
### OVERVIEW

Seller engages in the business (the "**Business**") of providing commercial transportation services as a certificated common motor passenger carrier in and around Clark County, Nevada. The authority held by Seller is set forth in Certificate of Public Convenience and Necessity ("CPCN") 1118, See exhibit attached to this Agreement as Annex A.

By this Agreement, Buyer seeks to acquire from Seller certain assets of the Business as described below. In furtherance of the sale and transfer of the Business the Parties also agree to enter into a temporary transfer of operating rights whereby, if approved, Buyer would temporarily operate CPCN 1118.

For purposes of this Agreement, certain capitalized terms used herein have the meanings ascribed to them in Exhibit A. Other terms are defined in the body of this Agreement.

### ARTICLE 2
### THE TRANSACTION

2.1 Acquired Assets. Upon receipt of all necessary regulatory approvals, Seller agrees to sell and transfer to Buyer the following assets of the Business (the "**Acquired Assets**"):

- CPCN 1118 issued to Seller by the Nevada Transportation Authority (collectively, the **"CPCN"**);
- Goodwill

Except as noted above, Buyer is not acquiring any other assets of Seller ("**Excluded Assets**").

2.2 Assumed Liabilities. Buyer will not assume any liabilities of Seller.

2.3 Excluded Liabilities. Seller expressly acknowledges that Buyer will not be liable for any obligations or liabilities of Seller of any kind or nature whether actual or contingent, matured or unmatured, liquidated or unliquidated, known or unknown, related to the Business or the Acquired Assets (the "**Excluded Liabilities**").

2.4 Purchase Price. Buyer agrees to pay Seller [redacted] USD ("Purchase Price") to acquire the Business. Buyer further agrees to pay Seller an earnest money deposit in the amount of [redacted] upon the execution of this Agreement. This amount is considered nonrefundable.



ATTACHMENT F 1/7

Buyer will pay the remaining [redacted] as follows: $50,000.00 upon approval of a Temporary Transfer of Operating Authority (if approved by the Nevada Transportation Authority); $55,000.00 upon the Nevada Transportation Authority's final approval of the Sale and Transfer Application. Final approval shall be the day on which the full authority votes for approval at their regularly scheduled Agenda Hearing. If the Nevada Transportation Authority does not approve a Temporary Transfer of Operating Authority, the amount due to Sellers at final approval will be $105,000.00.

2.5 Liquidated Damages. In the event that Buyer, without cause, terminates this agreement or elects to no longer proceed with the Joint Application for Sale and Transfer of CPCN 1118, Buyer's liquidated damages shall not exceed the amount of [redacted],

2.6 Operation of Business in Ordinary Course. Prior to the Closing, Seller will conduct its business and affairs only in the ordinary course and consistent with its prior practice, and shall not take any action that could reasonably be expected to negatively impact the Acquired Assets or the transactions contemplated by this Agreement.

2.7 Transfer of CPCN and Agreements. Seller will use reasonable efforts to assist Buyer in obtaining CPCN 1118. Buyer will use their best efforts in obtaining CPCN 1118. Buyer and Seller agree that they will submit an Application for Temporary Transfer of Operating Authority and an Application for Final Sale and Transfer within 45 days of the signing of this Agreement.

## ARTICLE 3
## THE PARTIES' OBLIGATIONS AT THE CLOSING

3.1 The Closing. The closing ("**Closing**") of the transactions contemplated by this Agreement will be held via the e-mail exchange of transaction documents or in such other manner as the parties shall mutually agree upon and shall be subject to the NTA's prior written approval of the proposed sale and transfer of the CPCN. The Closing Date shall be the Date of the Nevada Transportation Authority's Agenda, in which the Authority approves this transaction, however, the final Sale and Transfer.

3.2 Seller's Obligations. At the Closing, Seller will deliver or accomplish the following:

- Cease operations and deliver CPCN

Seller further agrees that, at any time before or after the Closing, to execute and deliver any further documents and instruments of transfer reasonably requested by Buyer.

3.3 Buyer's Obligations. At the Closing, Buyer is delivering the following:

- Final payment.





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## ARTICLE 4
## REPRESENTATIONS, WARRANTIES AND INDEMNIFICATION

4.1 Representations of Seller Relating to the Business. Seller acknowledges that Buyer is relying on the accuracy of the representations and warranties contained in Exhibit B. Accordingly, Seller warrants to Buyer that each of the representations and warranties contained in Exhibit B are true and correct in all material respects as of the date of this Agreement and as of the Closing Date.

4.2 Representations of Buyer. Buyer acknowledges that Seller is relying on the accuracy of the representations and warranties contained in Exhibit C. Accordingly, Buyer warrants to Seller that each of the representations and warranties contained in Exhibit C are true and correct in all material respects as of the date of this Agreement and as of the Closing Date.

4.3 Nature and Survival of Representations and Warranties. Each representation and warranty made by any of the parties to this Agreement or in any document or other instrument delivered by or on behalf any of the parties pursuant to this Agreement will survive the Closing for a period of three years (except with respect to the representations and warranties in Items 1 – 4, 11 and 13 of Exhibit B, which shall survive indefinitely, and with respect to Item 14, which shall survive for the period of the statute of limitation plus ninety (90) days).

4.4 Indemnification by Seller. Seller agrees to indemnify and hold Buyer and its representatives harmless from and against any Loss incurred by them in connection with or arising out of the following:

(a) A breach by Seller of any representation or warranty made pursuant to Section 5.1 above or otherwise in this Agreement or other document or certificate delivered pursuant to this Agreement without giving effect to the language in Section 5.1 regarding the materiality of such statements;

(b) A breach by Seller of any of its other obligations or covenants contained in this Agreement or other document delivered in connection with this Agreement; or

(c) Seller's failure to discharge any Excluded Liabilities.

4.5 Indemnification by Buyer. Buyer agrees to indemnify and hold Seller from and against any Loss incurred by Seller in connection with or alleged to result from the following:

(a) A breach by Buyer of any representation or warranty made pursuant to Section 5.2 above or otherwise in this Agreement or other document or certificate delivered pursuant to this Agreement without giving effect to the language in Section 5.2 regarding the materiality of such statements; or

(b) a breach by Buyer of any of its obligations or covenants contained in this Agreement or other document delivered in connection with this Agreement.

4.6 Non-Exclusive Remedies. Any remedies set forth herein for breach of this Agreement shall be additional to, and not in lieu of, any other remedies available to a party at law or in equity.

## ARTICLE 5
## ADDITIONAL AGREEMENTS

5.1 Transaction Expenses. The Seller on the one hand and Buyer on the other hand shall be responsible for all of their respective legal fees and expenses relating to the proposed transactions.

5.2 Notices. All notices, and other communications hereunder will be in writing and deemed to have been given when (i) delivered by hand, (ii) sent by telecopier (with receipt confirmed), (iii) sent by email, or (iv) when actually received by the addressee, in each case to the following:

If to Buyer: Gabriel Adelfrus
7096 Adler Falls St
Las Vegas NV 89118

If to Seller: City Lions, LLC
4850 W. Flamingo #C-24
Las Vegas NV 89103

5.3 Governing Law; Venue; Attorneys' Fees.

(a) The validity, construction, and enforceability of this Agreement shall be governed in all respects by the laws of the State of Nevada, without regard to its conflict of laws rules. If any legal action or any arbitration or other proceeding is brought in connection with this Agreement, the prevailing party will be entitled to recover reasonable attorneys' fees, accounting fees, and other costs incurred in that action or proceeding, in addition to any other relief to which it may be entitled.

(b) The parties hereby agree that all actions or proceedings initiated and arising directly or indirectly out of this Agreement shall be litigated in the District Court of Nevada, before a judge, and not a jury, the right to which is hereby waived. Each party hereby expressly submits and consents in advance to such jurisdiction in any action or proceeding commenced by any other party herein in any of such courts, and hereby waives personal service of the summons and complaint, or other process or papers issued therein, and agrees that service of such summons and complaint or other process or papers may be made by registered or certified mail return request required addressed to each of the parties at the address to which notices are to be sent pursuant to this Agreement. Should any party, after being so served, fail to appear or answer to any summons, complaint, process or papers so served within the number of days prescribed by law after the mailing thereof, such party shall be deemed in default and an order and/or judgment may be entered against such party as demanded or requested in such summons, complaint, process or papers.

5.4 Assignment. This Agreement will not be assigned by operation of law or otherwise, except that Buyer, with written approval from Seller, may assign all or any portion of its rights under this Agreement to any affiliate of Buyer, but no such assignment will relieve Buyer of its obligations hereunder, and except that this Agreement may be assigned by operation of law to any corporation or entity with or into which Buyer may be merged or consolidated or to which Buyer transfers all or substantially all of its assets, and such corporation or entity assumes this Agreement and all obligations and undertakings of Buyer hereunder.

5.5 Intent to be Binding; Entire Agreement. The Schedules and Exhibits referred to herein are incorporated herein by reference as if fully set forth in the text of this Agreement. This Agreement may be executed in any number of counterparts, and each counterpart constitutes an original instrument, but all such separate counterparts constitute one and the same agreement. This Agreement may not be amended except by an instrument in writing approved by Buyer and Seller. If any term, provision, covenant, or restriction of this Agreement is held by a court to be invalid or unenforceable, the remainder of the terms, provisions, covenants, and restrictions of this Agreement will remain in full force and effect and will in no way be affected or invalidated and the court will modify this Agreement or, in the absence thereof, the parties agree to negotiate in good faith to modify this Agreement to preserve each party's anticipated benefits under this Agreement.

5.6 Waiver of Provisions. The terms, covenants, representations, warranties, and conditions of this Agreement may be waived only by a written instrument executed by the party waiving compliance. The failure of any party at any time to require performance of any provisions hereof will, in no manner, affect the right at a later date to enforce the same. No waiver by any party of any condition, or breach of any provision, term, covenant, representation, or warranty contained in this Agreement, whether by conduct or otherwise, in any one or more instances, will be deemed to be or construed as a further or continuing waiver of any such condition or of the breach of any other provision, term, covenant, representation, or warranty of this Agreement.

## ARTICLE 6

## DEFAULTS AND REMEDIES

6.1 Buyer's Default. A default of this Agreement occurs if any one or more of the following occur, provided that any such default as identified below is not cured within fifteen (15) days following written notice to the other party:

a. Default occurs if Buyer fails to make payment;

b. Any misrepresentation in the making of this Agreement;

c. Buyer fails to comply with any of the terms of this Agreement and does not cure the breach within Fifteen (15) days written notice;

d. Buyer is adjudicated bankrupt or becomes a debtor or debtor in possession in any such proceeding;



F 5/7

e. A receiver, trustee, assignee, conservator, fiscal agent or liquidator is appointed for the Buyer

f. Buyer fails to receive NTA approval of the final Sale and Transfer Application by August 12, 2025.

6.2 Seller's Default. A default on behalf of the Seller will occur if:

a. The Seller fails to deliver the CPCN to the Buyer after payment has been made and prior NTA approval;

b. Fails to assist the Buyer in all necessary ways to transfer the CPCN with the Nevada Transportation Authority;

c. Any misrepresentation in the making of this agreement;

d. Seller fails to comply with any of the terms of this Agreement and does not cure the breach within fifteen (15) days written notice;

e. Seller is adjudicated bankrupt or becomes a debtor or debtor in possession in any such proceeding;

f. A receiver, trustee, assignee, conservator, fiscal agent or liquidator is appointed for the Seller.

6.3 Buyer's Remedies. In the event the sale of the Business is not consummated because of a default by Seller; Buyer may, at his discretion, elect any one or more of the following remedies:

a. Any deposits or payments made by Buyer shall be immediately returned to Buyer;

b. Buyer may elect for specific performance under the terms of this Agreement.

6.4 Seller's Remedies. If said sale is not consummated solely because of a default under this Agreement on the part of Buyer, Seller shall be excused from further performance hereunder and any payments made or any payments due and owing, but not paid up to the point the Agreement is terminated by either party, and any deposits made shall be retained by Seller as liquidated damages. This paragraph is subject to Sections 2.7 and 2.8, above. The parties have agreed that Seller's actual damages, in the event of a default by Buyer, would be extremely difficult or impracticable to determine. THEREFORE, BY PLACING THEIR INITIALS BELOW, THE PARTIES ACKNOWLEDGE THAT THE PAYMENT SCHEDULE HAS BEEN AGREED UPON, AFTER NEGOTIATION, AS THE PARTIES' REASONABLE ESTIMATE OF SELLER'S DAMAGES AND AS SELLER'S EXCLUSIVE REMEDY AGAINST BUYER, AT LAW OR IN EQUITY, IN THE EVENT OF A DEFAULT UNDER THIS AGREEMENT ON THE PART OF BUYER. THE PARTIES ACKNOWLEDGE THAT THE PAYMENT OF SUCH LIQUIDATED DAMAGES IS NOT INTENDED AS A FORFEITURE OR PENALTY, BUT IS

INTENDED TO CONSTITUTE LIQUIDATED DAMAGES TO SELLER. Buyer will also cease all operations and return the Certificate and any operating rights back to Seller.

INITIALS: Seller W.S Buyer G.A.

Buyer, Seller, and the Members have executed this Agreement on the date first written above. By signing below, each individual represents that he or she is a duly elected officer of the company and is authorized to sign in that capacity.

**"Buyer"**

Perfect Limo LLC

By: Gabriel Adefris
Name:
Title: Owner

**"Seller"**

City Limo LLC

By: Shibre, Wendwosen N
Name: Wendwosen N. Shibre
Title: Owner





F 7/7

# Agenda Item# 90

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Request of Vegas Strip Transportation, LLC d/b/a Vegas Strip Transportation to discontinue operations authorized under CPCN 2143 from April 20, 2025, through October 20, 2025. | ) ) ) ) ) | Docket 25-04030 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on April 21, 2025, Stanley Chomer, owner of Vegas Strip Transportation, LLC d/b/a Vegas Strip Transportation filed a Request, designated as Docket 25-04030, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 2143, for the period of April 20, 2025, through October 20, 2025. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request requires retroactive approval.
3. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
4. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

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

1. The Request of Vegas Strip Transportation, LLC d/b/a Vegas Strip Transportation to temporarily discontinue operations authorized under CPCN 2143, is hereby GRANTED for the period April

20, 2025, through October 20, 2025, subject to the condition set forth in subparagraph 2 below.

2. Prior to resuming operations under CPCN 2143, 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. Ensure all drivers have applied for temporary driver permits.
   d. Provide proof of enrollment in a random drug testing consortium and current enrollment list.
   e. 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

25-04030

RECEIVED

APR 21 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

DT/TSA
4/22/25 ls

**State of Nevada**
**Department of Business and Industry**
**Nevada Transportation Authority**

# Request to Temporarily Discontinue Service

Company Name: Vegas Strip Transportation LLC

Address: 3776 Howard Hughes Pkwy #526

City, State, Zip: Las Vegas, NV 89169

CPCN: 2143

**Request for Extension?** Yes ☐ No ☑ **If yes, reference assigned Docket No.** _____

In accordance with NRS 706.341 and NAC 706.206, the above-named certificate holder would like to temporarily discontinue service, from 4/20/2025 to 10/20/2025. (Not to exceed 6 months)

This request is due to: Current insurance issues and personal family matters.,

**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

Stanley Chomer
Printed name of Certificate Holder

702-528-3900
Phone number Fax number

stan@stripvip.com
Email Address

**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.

1

# Agenda Item# 91

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Request of Juan C. Labrada Rosales d/b/a Labrada Tow Truck to discontinue operations authorized under CPCN 7557 from April 25, 2025, through October 25, 2025. | ) ) ) ) ) | Docket 25-04034 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on April 25, 2025, Juan C. Labrada, Owner of Juan C Labrada Rosales d/b/a Labrada Tow Truck filed a Request, designated as Docket 25-04034, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7557, for the period of April 25, 2025, through October 25, 2025. 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 Juan C Labrada Rosales d/b/a Labrada Tow Truck to temporarily discontinue operations authorized under CPCN 7557 is hereby GRANTED for the period April 25, 2025, through October 25, 2025, subject to the condition set forth in subparagraph 2 below.
2. Prior to resuming operations under CPCN 7557, 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. Ensure all drivers have applied for temporary driver permits.

d. Provide proof of enrollment in a random drug testing consortium and current enrollment list.

e. 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

25-04034

# State of Nevada
## Department of Business and Industry
## Nevada Transportation Authority

RECEIVED
APR 25 2025
NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

## Request to Temporarily Discontinue Service

Company Name: LABRADA TOW TRUCK

Address: 5907 THURGOOD AVE

City, State, Zip: LAS VEGAS, NV 89122

CPCN: 7557

**Request for Extension?** Yes ☐ No ☑ **If yes, reference assigned Docket No.** _____

In accordance with NRS 706.341 and NAC 706.206, the above-named certificate holder would like to temporarily discontinue service, from 4/25/2025 to 10/25/2025. (Not to exceed 6 months)

This request is due to: BUSINESS SLOW DOWN AND HIGH INSURANCE RATE

**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

JUAN C LABRADA
Printed name of Certificate Holder

702-517-1920
Phone number Fax number

pochinara@gmail.com
Email Address

**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.

# Agenda Item# 92

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Request of Black Eagle Towing, LLC d/b/a Black Eagle Towing to discontinue operations authorized under CPCN 7547 from April 24, 2025, through October 24, 2025. | ) ) ) ) ) | Docket 25-04037 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on April 25, 2025, Peter I Aduma, Owner of Black Eagle Towing, LLC d/b/a Black Eagle Towing filed a Request, designated as Docket 25-04037, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7547, for the period of April 24, 2025, through October 24, 2025. 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 Black Eagle Towing, LLC d/b/a Black Eagle Towing to temporarily discontinue operations authorized under CPCN 7547 is hereby GRANTED for the period April 24, 2025, through October 24, 2025, subject to the condition set forth in subparagraph 2 below.
2. Prior to resuming operations under CPCN 7547, 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. Ensure all drivers have applied for temporary driver permits.

d. Provide proof of enrollment in a random drug testing consortium and current enrollment list.

e. 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

25-04037

DT???
TSA 4/29/25 ls

**State of Nevada**
**Department of Business and Industry**
**Nevada Transportation Authority**

RECEIVED
APR 25 2025
NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

# Request to Temporarily Discontinue Service

Company Name: BLACK EAGLE TOWING LLC

Address: 2734 PAVERO WAY

City, State, Zip: LAS VEGAS, NV 89142

CPCN: 7547

**Request for Extension?** Yes ☐ No ☑ **If yes, reference assigned Docket No.** _____

In accordance with NRS 706.341 and NAC 706.206, the above-named certificate holder would like to temporarily discontinue service, from 4-24-25 to 10-24-25. (Not to exceed 6 months)

This request is due to: BUSINESS SLOW DOWN AND HIGH INSURANCE RATE

**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

PETER I ADUMA
Printed name of Certificate Holder

702-677-1156
Phone number Fax number

ladumac@yahoo.com
Email Address

**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.

# Agenda Item# 93

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Request of Tea on the Strip, LLC to discontinue operations authorized under CPCN 1165, from April 28, 2025, through October 28, 2025. | ) ) ) ) ) | Docket 25-05003 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on May 2, 2025, Dustin Drai, Owner of Tea on the Strip, LLC filed a Request, designated as Docket 25-05003, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 1165, for the period of April 28, 2025, through October 28, 2025. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request requires retroactive approval.
3. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
4. That the Request was properly noticed to the public and no Petitions for Leave to Intervene or Protests were filed.
5. 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 Tea on the Strip, LLC to temporarily discontinue operations authorized under

CPCN 1165, is hereby GRANTED for the period April 28, 2025, through October 28, 2025, subject to the condition set forth in subparagraph 2 below.

2. Prior to resuming operations under CPCN 1165, 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. Ensure all drivers have applied for temporary permits, and
   e. 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

Docusign Envelope ID: 2673BA9C-38F1-4BD2-ADAD-6F12D8BA3757

25-05003

DT/TSA
5/6/25 ls

**State of Nevada**
**Department of Business and Industry**
**Nevada Transportation Authority**

RECEIVED
MAY 02 2025
NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

# Request to Temporarily Discontinue Service

Company Name: TEA ON THE STRIP, LLC

Address: 155 W. IMPERIAL AVE #120

City, State, Zip: LAS VEGAS, NV 89102

CPCN: 1165

**Request for Extension? Yes** ☐ **No** ☑ **If yes, reference assigned Docket No.** _____

In accordance with NRS 706.341 and NAC 706.206, the above-named certificate holder would like to temporarily discontinue service, from 4/28/2025 to 10/28/2025. (Not to exceed 6 months)

This request is due to: REVISIONS TO INSIDE AND OUTSIDE OF BUS ARE NEEDED

**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.

Signed by:
DUSTIN DRAI
Signature of Certificate Holder

DUSTIN DRAI
Printed name of Certificate Holder

Phone number Fax number

dustin.drai@draislv.com
Email Address

**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.

# Agenda Item# 94

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Request of Snyder Enterprises, LLC d/b/a Exotic Towing, to discontinue operations authorized under CPCN 7552 from May 1, 2025, through November 1, 2025. | ) ) ) ) ) | Docket 25-05004 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on May 2, 2025, Eric J. Snyder, Owner of Snyder Enterprises, LLC d/b/a Exotic Towing filed a Request, designated as Docket 25-05004, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7552, for the period of May 1, 2025, through November 1, 2025. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request requires retroactive approval.
3. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
4. That the Authority has reviewed all the records relating to this Petition and finds that granting the Request would be in the public interest.

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

1. The Request of Snyder Enterprises, LLC d/b/a Exotic Towing to temporarily discontinue operations authorized under CPCN 7552 is hereby GRANTED for the period May 1, 2025, through November 1, 2025, subject to the condition set forth in subparagraph 2 below.
2. Prior to resuming operations under CPCN 7552, 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. Ensure all drivers have applied for temporary driver permits.

d. Provide proof of enrollment in a random drug testing consortium and current enrollment list.

e. 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

RECEIVED

DT/TSA
5/5/25 ls

MAY 0 2 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

**State of Nevada**
**Department of Business and Industry**
**Nevada Transportation Authority**

25-05004

# Request to Temporarily Discontinue Service

Company Name: SNYDER ENTERPRISES LLC

Address: 5825 PEBBLE BEACH BLVD

City, State, Zip: LAS VEGAS, NV 89108

CPCN: 7552

**Request for Extension? Yes** ☐ **No** ☑ **If yes, reference assigned Docket No.** _____

n accordance with NRS 706.341 and NAC 706.206, the above named certificate holder would like o temporarily discontinue service, from 5/1/2025 to 11/1/2025 . (Not to exceed 6 months)

his request is due to: Looking for better insurance rate

**PERATIONS CONDUCTED BY THE REQUESTING CERTIFICATE HOLDER MUST CONTINUE UNTIL HE 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.

Eric Snyder
Signature of Certificate Holder

ERIC J SNYDER
Printed name of Certificate Holder

702-717-3149
Phone number Fax number

esluxurycars@gmail.com
Email Address

**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.

# Agenda Item# 95

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Request of Garabet Maknissian d/b/a Express Towing & Roadside Service, to discontinue operations authorized under CPCN 7256 from May 5, 2025, through November 5, 2025. | ) ) ) ) ) | Docket 25-05007 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on May 5, 2025, Garabet Maknissian, Owner of Express Towing & Roadside Service filed a Request, designated as Docket 25-05007, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7256, for the period of May 5, 2025, through November 5, 2025. 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 Garabet Maknissian d/b/a Express Towing & Roadside Service to temporarily discontinue operations authorized under CPCN 7256 is hereby GRANTED for the period May 5, 2025, through November 5, 2025, subject to the condition set forth in subparagraph 2 below.
2. Prior to resuming operations under CPCN 7256, 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. Ensure all drivers have applied for temporary driver permits.

d. Provide proof of enrollment in a random drug testing consortium and current enrollment list.

e. 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

25-05007

RECEIVED

MAY 05 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

**State of Nevada**
**Department of Business and Industry**
**Nevada Transportation Authority**

# Request to Temporarily Discontinue Service

Company Name: Express Towing & Roadside Services

Address: 704- w. Sunset Rd unit A-13

City, State, Zip: Henderson Nv 89011

CPCN: 7256

**Request for Extension?** Yes ☐ No ☒ **If yes, reference assigned Docket No.** _____

In accordance with NRS 706.341 and NAC 706.206, the above-named certificate holder would like to temporarily discontinue service, from 05/05/25 to 11/05/25. (Not to exceed 6 months)

This request is due to: unaffordable Insurance Rates

**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

GARABET MAKHSSIAN

Printed name of Certificate Holder

702 818-0177

Phone number Fax number

TowingVegas@Gmail.com

Email Address

**Submit both pages of this Request to:**

Nevada Transportation Authority

| | | |
|---|---|---|
| 3300 West Sahara Avenue<br>Suite 200<br>Las Vegas, NV 89102 | or | 1755 E Plumb Lane<br>Suite 229<br>Reno, NV 89502 |

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

# Agenda Item# 96

Grab N Go Towing, LLC
CPCN 7526
Extend Temporary Discontinuance
Docket 24-04020, June 12, 2025

This carrier has been on a temporary discontinuance since April 17, 2024.

| | |
|---|---|
| CPCN issued 3/27/2023 | Consent only tow |
| Period of discontinuance: | Reason stated: |
| 4/17/2024~10/17/2024<br>And extended to 4/16/25 | Truck down for repairs – most likely to be replaced |
| 4/18/2025 ~ 10/16/2025 | Truck has been in shop for repairs and will be completed next month – ready for inspection |

Staff does not support extensions in excess of one year unless there is extenuating circumstances.

Staff is requesting an Order to show Cause as to why CPCN 2186.2 should not be revoked.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Request of Grab N Go Towing, LLC to discontinue operations authorized under CPCN 7526, from April 16, 2025, through October 16, 2025. | ) ) ) ) ) | Docket 24-04020 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on April 17, 2024, Preston Addeo, owner of Grab N Go Towing, LLC filed a Request, designated as Docket 24-04020, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7526 for the period of April 17, 2024, through October 17, 2024, *and extended through April 16, 2025*. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted at the May 30, 2024, general session of the Authority.
3. That on April 18, 2025, Preston Addeo, owner of Grab N Go Towing, LLC filed a second Request, designated as Docket 24-04020, with the Authority to temporarily discontinue operations authorized under Certificate of Public Convenience and Necessity ("CPCN") 7526 for the period of April 16, 2025, through October 16, 2025. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
4. That the Request requires retroactive approval.

5. That the Request on file herein comes within the purview of the statutes of the State of Nevada.
6. 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:

RECEIVED

APR 18 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

**State of Nevada**
**Department of Business and Industry**
**Nevada Transportation Authority**

# Request to Temporarily Discontinue Service

Company Name: Grab N Go Towing LLC

Address: 2510 E Sunset Road Ste 5-93

City, State, Zip: Las Vegas NV 89120

CPCN: 7526

**Request for Extension?** (Yes) **No** **If yes, reference assigned Docket No.** 24-04020

In accordance with NRS 706.341 and NAC 706.206, the above-named certificate holder would like to temporarily discontinue service, from 4/16/2025 to 10/16/2025. (Not to exceed 6 months)

This request is due to: Truck has been in shop for Repairs and will be completed next month and Ready for Inspection.

**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.

Preston Addeo
Signature of Certificate Holder

Preston Addeo
Printed name of Certificate Holder

(702)680-9654 N/A
Phone number Fax number

grabngotowingLLC@yahoo.com
Email Address

**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.

1

OATH

STATE OF Nevada }
COUNTY OF Clark }

I, Preston Addeo, being duly sworn, state that I file this application as (indicate relationship to applicant, i.e. owner, title as officer, etc.) Owner; that, in such capacity, I am qualified and authorized to file and verify such application; that I have carefully examined all the statements and matters contained in the application; and that all such statements made and matters set forth therein are true and correct to the best of my knowledge, information, and belief. Affiant further states that the application is made in good faith and presents evidence in support of said application on every particular requested by the Nevada Transportation Authority.

Preston Addeo
Signature of Affiant

State of Nevada
County of Clark
Subscribed to and sworn before me on this

17 day of April, 2025 by: Preston Addeo

Notary Public

ROSALYN FRANCES DE SILVA
Notary Public - State of Nevada
County of Clark
Appt. No. 25-5[illegible]-01
My Appt. Expires: February 10, 2029

Signature of Attorney, if any

Mailing address of applicant:

Phone:

Fax:

Email:

Mailing address of attorney:

Phone:

Fax:

Email:

# Agenda Item# 97

Las Vegas Event Planners, LLC d/b/a A List Trans
CPCN 2186.2
Expired Temporary Discontinuance
Docket 24-05047, June 12, 2025

This carrier has been on a temporary discontinuance since May 23, 2024.

| | |
|---|---|
| CPCN issued 8/13/2021 | Charter Bus |
| Period of discontinuance: | Reason stated: |
| 5/23/2024 ~ 11/1/2024 | Insurance policy |
| 11/1/20214 ~ 5/01/2025 | Bus overhaul |
| 5/1/2025 ~ 11/1/2025 | Bus overhaul – waiting for custom parts |

Staff does not support extensions in excess of one year unless there is extenuating circumstances.

Staff is requesting an Order to show Cause as to why CPCN 2186.2 should not be revoked.

RECEIVED

DT/TSA
5/28/25 ls

MAY 0 8 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

**State of Nevada**
**Department of Business and Industry**
**Nevada Transportation Authority**

# Request to Temporarily Discontinue Service

Company Name: Las Vegas Event Planners dba. A-List Trans CPCN 2186.2

Address: 505 E Windmill Lane Suite 1C #307

City, State, Zip: Las Vegas Nevada 89123

CPCN: 2186.2

**Request for Extension? Yes** [X] **No** [ ] **If yes, reference assigned Docket No.** 24-05047

In accordance with NRS 706.341 and NAC 706.206, the above-named certificate holder would like to temporarily discontinue service, from 5/1/25 (May) to Dec 11/1/25. (Not to exceed 6 months)

This request is due to: Bus Overhaul - waiting for custom parts.

**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.

Chris Balestrere
Signature of Certificate Holder

Chris Balestrere
Printed name of Certificate Holder

702-772-8738
Phone number Fax number

Alistbus@gmail.com
Email Address

**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.

# Agenda Item# 98

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Request of Las Vegas International Tour Services, Inc. to discontinue operations authorized under Contract Carrier Permit MV 6150, Sub 1, from May 30, 2025, through August 30, 2025. | ) ) ) ) ) | Docket 24-12001 |

At a general session of the Nevada Transportation Authority held on July 18, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on December 5, 2024, Pedro J. Suriel, Owner of Las Vegas International Tour Services, Inc. ("Petitioner") filed a Request, designated as Docket 24-12001, with the Authority to temporarily discontinue operations authorized under Contract Carrier Permit MV 6150, Sub 1, for the period of December 5, 2024, through May 30, 2025. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted January 16, 2024, at the general session.
3. That on May 22, 2025, Juan Rosado Esquina, Director of Las Vegas International Tour Services, Inc. ("Petitioner") filed a Request, designated as Docket 24-12001, with the Authority to temporarily discontinue operations authorized under Contract Carrier Permit MV 6150, Sub 1, for the period of May 30, 2025, through August 30, 2025. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
4. That the Request on file herein comes within the purview of the statutes of the State of Nevada.

5. 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 International Tour Services, Inc. to temporarily discontinue operations authorized under Contract Carrier Permit MV 6150, Sub 1, is hereby GRANTED for the period May 30, 2025, through August 30, 2025, subject to the condition set forth in subparagraph 2 below.
2. Prior to resuming operations under Contract Carrier Permit MV 6150, Sub 1, 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 registration 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,

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

RECEIVED

MAY 22 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

**State of Nevada**
**Department of Business and Industry**
**Nevada Transportation Authority**

# Request to Temporarily Discontinue Service

Company Name: LAS VEGAS INTERNATIONAL TOURS SERVICES INC

Address: 3990 W Dewey Dr. Suite # 8

City, State, Zip: Las Vegas NV 89118

CPCN: 6150

**Request for Extension? Yes** ☑ **No** ☐ **If yes, reference assigned Docket No.** 24-12001

In accordance with NRS 706.341 and NAC 706.206, the above-named certificate holder would like to temporarily discontinue service, from 05/30/2025 to 08/30/2025. (Not to exceed 6 months)

This request is due to: Suspend Operations

**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

Juan Rosado Esquina
Printed name of Certificate Holder

702 521464
Phone number Fax number

lasvegasintertours@hotmail.com
Email Address

**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.

# Agenda Item# 99

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In the Matter of the Request of Las Vegas International Tour Services, Inc. to discontinue operations authorized under Contract Carrier Permit MV 6150, Sub 1, from May 30, 2025, through August 30, 2025. | ) ) ) ) ) | Docket 24-12001 |

At a general session of the Nevada Transportation Authority held on July 18, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on December 5, 2024, Pedro J. Suriel, Owner of Las Vegas International Tour Services, Inc. ("Petitioner") filed a Request, designated as Docket 24-12001, with the Authority to temporarily discontinue operations authorized under Contract Carrier Permit MV 6150, Sub 1, for the period of December 5, 2024, through May 30, 2025. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
2. That the request was granted January 16, 2024, at the general session.
3. That on May 22, 2025, Juan Rosado Esquina, Director of Las Vegas International Tour Services, Inc. ("Petitioner") filed a Request, designated as Docket 24-12001, with the Authority to temporarily discontinue operations authorized under Contract Carrier Permit MV 6150, Sub 1, for the period of May 30, 2025, through August 30, 2025. The Request was filed pursuant to Chapters 706 of the Nevada Revised Statutes ("NRS") and the Nevada Administrative Code ("NAC").
4. That the Request on file herein comes within the purview of the statutes of the State of Nevada.

5. 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 International Tour Services, Inc. to temporarily discontinue operations authorized under Contract Carrier Permit MV 6150, Sub 1, is hereby GRANTED for the period May 30, 2025, through August 30, 2025, subject to the condition set forth in subparagraph 2 below.
2. Prior to resuming operations under Contract Carrier Permit MV 6150, Sub 1, 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 registration 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,

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

RECEIVED
MAY 28 2025
NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

**State of Nevada**
**Department of Business and Industry**
**Nevada Transportation Authority**

# Request to Temporarily Discontinue Service

Company Name: Light City Transportation

Address: 4700 W. Rochelle Ave # 236

City, State, Zip: Las Vegas NV 89103

CPCN: 2293

**Request for Extension?** **Yes** [X] **No** [ ] **If yes, reference assigned Docket No.** 24-12002

In accordance with NRS 706.341 and NAC 706.206, the above-named certificate holder would like to temporarily discontinue service, from 05/28/25 to 11/29/25. (Not to exceed 6 months)

This request is due to: get a difference bus

**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

ALI HABIB
Printed name of Certificate Holder

702-826-6550
Phone number Fax number

werinsincity@gmail.com
Email Address

**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.



DT/TSA

# Agenda Item# 100

Dusty's Roadside Assistance and Tow, LLC
CPCN 7482
Expired Temporary Discontinuance
Docket 23-09022, November 7, 2024

This carrier has been on a temporary discontinuance since September 27, 2023.

| | |
|---|---|
| CPCN issued December 7, 2021 | Consent-Only Tow |
| Period of discontinuance:<br>9/27/2023 ~ 9/27/2024 | Reason stated:<br>Tow truck needs major repairs. |

As of May 27, 2025 there has been no contact made by this carrier.

Staff is requesting an Order to show Cause as to why CPCN 7482 should not be revoked.

# Agenda Item# 101

Right Away Towing, LLC
CPCN 7528
Expired Temporary Discontinuance
Docket 24-05046, June 12, 2025

This carrier has been on a temporary discontinuance since May 24, 2024.

| | |
|---|---|
| CPCN issued 01/23/23 | Consent and non-consent tow |
| Period of discontinuance:<br>05/24/24 ~ 11/24/24 *and extended through 05/24/25* | Reason stated:<br>Business is slow currently |

Staff is requesting an Order to show Cause as to why CPCN 7528 should not be revoked.

# Agenda Item# 102

Astillita Productions, Inc. d/b/a Acme Moving Co.
CPCN 3362
Expired Temporary Discontinuance
Docket 24-10037, May 8, 2025

This carrier has been on a temporary discontinuance since November 1, 2024.

| | |
|---|---|
| CPCN issued 07.15.15 | Household Goods Movers |
| Period of discontinuance:<br>11.01.24 ~ 05.01.24 | Reason stated:<br>Both of my sons will be out of the country therefore we request a break in operations |

Staff is requesting an Order to show Cause as to why CPCN 3362 should not be revoked.

# Agenda Item# 103

JAMES STUART KENT
ATTORNEY AND COUNSELOR AT LAW

April 29, 2025

RECEIVED

APR 29 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

Liz Babcock
Applications Manager
Nevada Transportation Authority
3300 W. Sahara Ave., Suite 200
Las Vegas, Nevada 89102

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

RE: Peace LLC dba Peace Transportation
Docket No. 23-12002

Dear Ms. Babcock:

On behalf of my client, Peace LLC dba Peace Transportation (Peace), I am respectfully requesting an extension of their compliance period.

The Compliance Order in this matter was dated May 6, 2024, and provided the client with a year to complete all compliance items. That date, May 5, 2025, is coming soon and my client will not be able to finish all compliance items prior to that date. She is asking for a six (6) month extension to December 6, 2025, to complete her compliance items. By the time this is heard before the full commission, Peace will require the extension to be retroactive.

Ms. Tesfayesus, the owner of Peace LLC, and a family emergency requiring her to travel to Ethiopia. While her focus has understandably been on addressing this urgent situation, while out of the country she was still able to initiate preliminary inquiries regarding Sprinter vans with a sales representative at Henderson Mercedes-Benz. Unfortunately, further actions regarding compliance requirements have been delayed.

Upon her return, she anticipates needing approximately four to five months to resume her normal business schedule and fully address the outstanding compliance issues. I have express to her, and she understands, the necessity of providing comprehensive details regarding the timeline of this emergency and its impact on her ability to meet compliance requirements within the initial timeframe, so I am hopeful I will be able to supplement this request with a more detailed explanation of her actions (or lack thereof) over the past eleven months and clarify why this recent situation constitutes a true emergency preventing completion of the required steps. In addition to my contacting you, Ms. Tesfayesus has indicated she will promptly contact her NTA investigator to update them on the situation when appropriate.

Please accept this request despite its need for supplementing. I wanted to get it submitted before her expiration, and as I am going to be out of the office May 1-7, I thought better to get in early and supplement than be late and have to go retroactive. Please let me know what other documentation you might want to support this request for an extension (other than as I have expressed I will provide), and I will be happy to provide it as quickly as possible.

Thank you very much for your consideration of this request.

Very truly yours,

James S. Kent, Esq.

JSK/
cc: Mary Testfayesus (via email)

James S. Kent, Ltd.
9480 South Eastern Avenue, Suite 228 • Las Vegas, Nevada 89123
Telephone (702) 385-1100 • Facsimile (702) 385-3474

# Agenda Item# 104

25-058

RECEIVED
MAY 05 2025
Nevada Transportation Authority
Reno, Nevada

JOE LOMBARDO
*Governor*

STATE OF NEVADA

DR KRISTOPHER SANCHEZ
*Director B&I*

VAUGHN HARTUNG
*Chairman*

DAWN GIBBONS
*Commissioner*

R. DAVID GROOVER
*Commissioner*

DEPARTMENT OF BUSINESS AND INDUSTRY

# NEVADA TRANSPORTATION AUTHORITY

## PETITION FOR RECONSIDERATION

## $50 Filing Fee

Docket ☐ /Citation ☑ /Impound ☐ /Permit ☐ #: 25030 & 25034

Petitioner's Name: AGERO, INC. c/o Holland and Hart LLP Telephone: 702-669-4600

Mailing Address: 9555 Hillwood Drive, Second Floor Las Vegas NV 89134

Reason for request: See attached Petition for Reconsideration submitted pursuant to NRS 233B.130, requesting reconsideration of the Authority's April 18, 2025, Final Order. The request is based on NRS 233B.135(3)(a)-(f), as discussed in the attached Petition and exhibits.

Petitioner Signature: _____ Date: May 2, 2025

**NTA AGENCY PROCESSING ONLY**

Review of filing timeliness (filed on or before 18 calendar day deadline):

Date of NTA Final Decision/Order = 4/18/2025 + 18 calendar days = 5/6/2025

☒ **YES** **Filing is considered timely, continue to agency docket processing.**

____ **NO** **Filing is not considered timely and cannot proceed to docketing. Petitioner may seek legal advice for alternative remedy options beyond the agency.**

____ **OTHER** **Conditional review, continue to agency docket processing.**

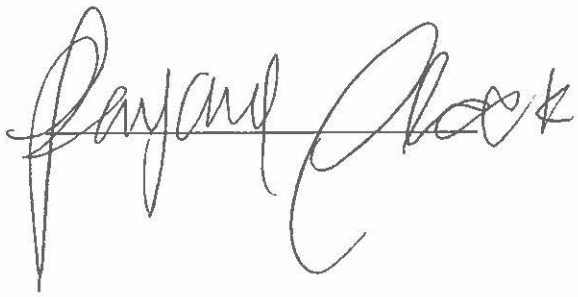
**Staff Reviewer:** _____ **Date:** 5/7/2025

OFFICE OF THE ATTORNEY GENERAL
LAS VEGAS, NV

MAY 02 2025

ADMINISTRATION

Petition For Rehearing or Redetermination: NRS 233B.130 was dropped off by Matthew Morris on 05/02/2025 @ 4:14PM.



BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | |
|---|---|
| In Re: Administrative Citation Numbers 25030 and 25034 issued to Agero, Inc. for violation of NRS 706.756(1)(c) | **NTA Citation Nos. 25030 and 25034** |

**PETITION FOR REHEARING OR REDETERMINATION: NRS 233B.130**

Respondent Agero, Inc., ("Agero" or "Respondent"), by and through counsel, Holland & Hart LLP, hereby respectfully files the instant PETITION FOR REHEARING OR REDETERMINATION ("Petition") of the Authority's April 18, 2025, Final Order[1] entered in the above-referenced matter. This Petition is filed pursuant to NRS 233B.130.

**MEMORANDUM OF POINTS AND AUTHORITIES**

**I. INTRODUCTION & CONDENSED PROCEDURAL BACKGROUND**

This is a contested case subject to NRS 233B.121–233B.150. The NTA issued two Citations (25030 and 25034) alleging Respondent "knowingly" aided and abetted violations of NRS 706.011-706.861, an offense carrying misdemeanor penalties under NRS 706.756(1)(c).

Hoping to resolve the matter efficiently and expeditiously, Respondent reached a stipulated Agreement with NTA staff, asserting statutory exemptions for consent-only tow services and tow services provided to motor clubs under NRS 706.445 and NRS 706.446. Staff first agreed to the stipulated resolution with Respondent, but later reversed course after rejecting a key term of the Agreement—a compliance plan allowing Respondent to dispatch non-certificated carriers for consent tows in exceptional circumstances. After negotiations fell through, staff on Jan. 17, 2025, requested a contested hearing on the matter and instructed Respondent to prepare witnesses and evidence in advance of the contested hearing.

[1] A true and correct copy of the Authority's Final Order is attached hereto as **Exhibit 1**.

HOLLAND & HART LLP
9555 HILLWOOD DRIVE, 2ND FLOOR
LAS VEGAS, NV 89134

Prior to the hearing, and after months-long settlement negotiations with staff were unsuccessful, Respondent timely moved to dismiss the Citations.[2] Authority staff filed an untimely Opposition to the motion to dismiss that did not comply with the NTA's regulations.[3] Respondent promptly replied to staff's untimely Opposition.[4]

Hearing Officer Groover presided over a hearing on February 21, 2025. After multiple assurances from agency staff stating that Respondent would have the opportunity to present witnesses and evidence as part of a contested proceeding, a contested proceeding which staff itself requested on January 17, 2025, the agency instead denied Respondent an opportunity to present evidence or offer witness testimony during the hearing, despite witnesses appearing for Respondent. The Hearing Officer summarily denied respondent's motion to dismiss.[5] Respondent, through counsel, objected to the denial of an opportunity to present witnesses and evidence, as Respondent had been repeatedly assured it would have an opportunity to do.[6] The Hearing Officer assured Respondent that its motion and "paperwork" "will be forwarded to the full commission…for a final decision and order."[7]

The Authority considered this matter at its April 10, 2025, General Session meeting.[8] Respondent again appeared, through counsel, and requested a remand for a hearing and the

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9555 HILLWOOD DRIVE, 2ND FLOOR
LAS VEGAS, NV 89134

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[2] A true and correct copy of Respondent's Motion to Dismiss and its incorporated Exhibits are attached hereto as **Exhibit 2.**

[3] Staff's response is attached hereto as **Exhibit 3**. The response violated NAC 706.396(2)(b) requiring a written response to be filed no later than 7 business days after receipt of a motion.

[4] Respondent's Reply is attached hereto as **Exhibit 4.**

[5] The Hearing Transcript for the Feb. 21, 2025, Hearing is attached hereto as **Exhibit 5**. The Hearing Officer's decision on Respondent's Motion to Dismiss is stated at Tr., 14:12-15 ("So concerning the respondent's request for dismissal, request for dismissal is denied"); *and* 19:9-10 ("I'm going to rule that the motion to dismiss is denied).

[6] *Id.*, Tr. at 23:4-10 ("We were told this would be a contested hearing. We were told to prepare witnesses. We were told to prepare evidence. We have done that…[v]ery respectfully, I do object.").

[7] *Id.*, Tr. at 23:17-21.

[8] NTA Meeting Notice and Agenda (April 10, 2025) is attached hereto as **Exhibit 6.** Respondent through counsel requested in writing an audio recording from NTA staff of the April 10th meeting on April 10, 2025. As of the date of this filing, no recording has been provided, which has obstructed Respondent's ability to prepare a transcript of the meeting.

opportunity to present witnesses and evidence. The Authority summarily denied Respondent's request.

Respondent, through counsel, also noted during the April 10th meeting the numerous factual and legal errors and inconsistencies in the Authority's proposed Final Order. Respondent objected to the proposed Order and requested remand to the Hearing Officer. The Authority rejected Respondent's requests, and on April 18, 2025, entered a Final Order affirming the decision of the Hearing Officer.[9] This Petition follows.

## II. LEGAL ARGUMENTS

The Final Order is invalid as a matter of law under NRS 233B.135(3)(a)-(f). The Final Order violates Nevada statutes[10], exceeds the agency's statutory authority,[11] reflects unlawful procedure in violation of the agency's own regulations,[12] and is otherwise clearly erroneous, arbitrary, and capricious.[13] Accordingly, this matter should be remanded for rehearing, to permit Respondent an opportunity to present witnesses and evidence which demonstrate that the underlying citations are unlawful and unsupported by the Authority's own proffered materials and investigative reports.

### A. *The Authority Unlawfully Prevented Respondent from Offering Evidence and Examining Witnesses in this Contested Case.*

Any party of record to a contested case may file a petition for rehearing or reconsideration within 15 days after the date of service of the final decision. NRS 233B.130(4). In a contested case, "[o]pportunity must be afforded to all parties to respond and present evidence and arguments on all issued involved." NRS 233B.121(4). "The minimum procedural requirement established by the Nevada Administrative Procedures Act may not be ignored." *Bivins Const. v. State Contractors' Bd.*, 107 Nev. 281, 283-84, 809 P.2d 1268, 1269 (1991).

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[9] *See*, **Exhibit 1** (NTA Final Order, April 18, 2025).

[10] NRS 233B.135(3)(a).

[11] NRS 233B.135(3)(b).

[12] NRS 233B.135(3)(c).

[13] NRS 233B.135(3)(d)-(f).



HOLLAND & HART LLP
9555 HILLWOOD DRIVE, 2ND FLOOR
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(citing *Gibson Co. v. Archie*, 92 Nev. 234, 235, 548 P.2d 1366, 1367 (1976)). "The rudiments of fair play must be observed in administrative hearings" [and] "the procedural rights of parties before an administrative body cannot be made to suffer for reasons of convenience or expediency." *Id.* (reversing agency decision where "documents which may have been relevant to appellant's defense were not admitted," citing *Checker, Inc. v. Pub. Serv. Comm'n*, 84 Nev. 623, 634, 446 P.2d 981, 988 (1968)).

The Final Order states that the Authority "considered the evidence introduced by both parties."[14] Not so. After the agency's staff requested a contested hearing, and advised Respondent to prepare witnesses, evidence, and exhibits, no such opportunity has been provided to Respondent. NTA staff requested a "contested hearing" on January 17, 2025, and NTA staff advised Respondent in writing on January 22, 2025, "if you would like a contested hearing, please have all your witnesses and evidence available on the hearing date."[15] Two days later, NTA staff again advised Respondent, "Thank you for highlighting NRS 233B.121(4). It is [Respondent's] choice to have a contested case. [Respondent] has been aware of this case since March and April of 2024. I think we can all agree this is ample time to gather evidence and witnesses."[16] Indeed, Respondent confirmed its desire and intent to proceed with a contested case, and arranged for witnesses to be present and exhibits to be offered in its defense.[17]

But despite these clear and explicit assurances, and Respondent's right to a contested hearing under NRS 233B.121(4), Respondent has, to date, never been afforded any opportunity to present witnesses or offer evidence to refute the agency's allegations. Instead, only after Respondent timely and properly moved to dismiss the underlying citations, agency

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[14] **Ex. 1**, at 1.

[15] NTA Correspondence to Respondent (Jan. 17 – Jan. 29, 2025) (attached hereto as **Exhibit 7**).

[16] *Id.*

[17] *Id.*



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staff simply changed its mind and claimed it made a mistake.[18] Respondent worked in good faith to negotiate a settlement, and ultimately these negotiations were unsuccessful. Respondent is entitled to, and was told it would receive, an evidentiary hearing to present its case. No such opportunity has been provided.

Thus, the Final Order is not only factually incorrect to assert that it reflects "the evidence introduced by both parties," but legally deficient in that Respondent has never been afforded the opportunity to present such evidence in the first instance. The Final Order is legally erroneous under NRS 233B.135(3) and must be reversed and remanded for further proceedings consistent with Respondent's rights in a contested case.

**B.** ***The Final Order's Findings of Fact Are Not Supported by Evidence in the Record.***

An agency decision will be set aside if it is "[c]learly erroneous in view of the reliable, probative and substantial evidence on the whole record." NRS 233B.135(3)(e). "An exercise of discretion is considered arbitrary if it is founded on prejudice or preference rather than on reason, and capricious if it is contrary to the evidence or established rules of law." *State Dept. of Pub. Safety v. Coley*, 132 Nev. 149, 153, 368 P.3d 758, 760 (2016) (citations omitted). The Final Order is contrary to the evidence in several respects, and must be reversed and remanded.

First, the Final Order states that Respondent agreed to sign a Formal Waiver of Findings of Fact and Conclusions of Law, and that Respondent has not done so.[19] There is no evidence whatsoever that Respondent ever agreed to waive findings of fact, and the Respondent through counsel expressly stated it never even received a proffered waiver form for signature before the June 2024 hearing. During the June 2024 hearing, Respondent's counsel stated on the record that Respondent had never received the State's Exhibit 2, which

[18] *Id.* ("You are correct. I did write a contested matter. However, I misspoke and should have stated that it would be a sentencing hearing.")

[19] **Ex. 1** (NTA Final Order) at 2, ¶ 1.



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(upon information and belief) consisted of a Waiver of Findings of Fact.[20] Far from agreeing to sign the waiver, Respondent stated clearly on the record "**I have not seen that, no**."[21] In any event, no such waiver is required under NRS 233B.121(5), which provides that in a contested case, parties "***may*** waive the requirement for findings of fact,"[22] and there is no evidence whatsoever supporting the assertion that Respondent ever agreed to sign such a waiver. NTA staff sent the proposed waiver only after the hearing, and Respondent has never signed it, nor did Respondent ever agree to sign it or waive the findings of fact requirement.

Second, the Final Order finds that Respondent "stipulated that the Investigative Report was accurate and the Violations were established by the Investigative Report admitted as State's Exhibit 1."[23] The record clearly refutes this finding, too. During the June 2024 hearing, Respondent's counsel clearly stated: "I don't object to the [exhibit] being admitted. We're **not going to stipulate to the accuracy of some of the conclusions** in those exhibits, but we don't disagree with them being admitted."[24] Respondent has never stipulated to the accuracy of the State's evidence, and has from the beginning of this matter contested the materials' accuracy and legality under Nevada statutes. This Finding is unsupported by the record and the Final Order must be reversed and remanded on this basis.

Third, the Final Order falsely states that the NTA's counsel "would not agree to a term in the compliance plan which would violate the law," and that the agreement's proposed "exigent circumstances" term would violate the law because "Agero cannot use uncertificated carriers."[25] Once again, the record belies this finding of fact. Respondent was asked to read the stipulated Agreement's terms into the record during the June 2024 hearing. Following this instruction, Respondent's counsel did so:

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[20] NTA Hearing Tr. (June 2024) (*See*, MTD at **Exhibit 2**), at 5:9-25.

[21] *Id.*, at 6:13.

[22] NRS 233B.121(5) (emphasis added).

[23] **Ex. 1** (NTA Final Order), at 2, ¶ 2.

[24] Hearing Tr. (June 2024) **Ex. 2** (Motion to Dismiss Ex. 7), at 6:1-13 (emphasis added).

[25] **Ex. 1** (NTA Final Order), at 3, ¶ 4.



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> The **key terms of the stipulation**, Your Honor, will be, number one, that we will agree to enter into a consent agreement or compliance plan with NTA staff that will establish a target, 100 percent target, for using only certificated carriers to provide consent-only tow services. We're working with NTA staff to put that together over the next 60 days. I request that the plan also include the ability to request an extension if needed if the plan is not ready and agreed to in 60 days. **And I also request that they provide very importantly for the use of noncertificated carriers in exceptional circumstances**, also agree to provide a list of the carriers that we're using for consent tow services.[26]

The Hearing Officer repeatedly, without qualification, accepted these stipulated terms on the record: "I will accept the recommendations of the deputy attorney general **and what's been stated for the stipulated agreement**…I will accept the stipulated agreement."[27] NTA staff never objected to the exceptional circumstances term as being unlawful. This term was expressly stated and mutually agreed to, on the record, and accepted by the Hearing Officer. It was months later, after NTA staff and Respondent had negotiated over the "exceptional circumstances" term, that the agency first raised this objection to a key term of the stipulated Agreement that had already been accepted.

In short, the evidence in this case, including the statements offered on the record during both the June 2024 and February 2025 NTA hearings, flatly contradict the Final Order's findings of fact. The Final Order must be reversed and remanded on this basis under NRS 233B.135(3).

[26] Hearing Tr. (June 2024) **Ex. 2** (Motion to Dismiss Ex. 7),, at 8:5-23 (emphasis added).
[27] *Id.*, at 9:23-25, 10:15-16.



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### C. *The Final Order is Clearly Legally Erroneous and Contradicts Nevada Law and the State's Own Proffered Investigative Materials.*

An agency decision will be set aside for violating the constitution or state statute, or where the decision is "affected by other error of law." NRS 233B.135(3)(a)-(c). As Respondent previously argued at length, in its Motion to Dismiss[28] and on the record during the February 2025 hearing, the underlying Citations in this matter are clearly erroneous and the Final Order clearly errs as a matter of law to the extent that it affirms the underlying Citations. The Citations should have been dismissed, and the Final Order should be reversed and remanded.

#### i. *Citation 25030 is Time-Barred by NRS 171.090's 1-Year Limitation Period.*

The Final Order is legally erroneous to the extent it affirms Citation 25030, which is time-barred as a matter of law under NRS 171.090.[29] Citation 25030 alleges Respondent violated NRS 706.756(1)(c), a misdemeanor offense, in 2020, 2021, and 2023. NRS 171.090(2) requires an indictment for a misdemeanor to be "filed within 1 year after the commission of the offense." *See, Cherubini v. Clark Cty. Sheriff*, 92 Nev. 111, 546 P.2d 598 (1976) (petitioners indicted 20 months after alleged misdemeanor could not be prosecuted based on 1-year limitations period applicable to misdemeanors).

Citation 25030 alleges Respondent unlawfully dispatched Dusty's Roadside in October of 2021.[30] The Citation also alleges "[a] cursory investigation revealed [Respondent] had been utilizing noncertificated carriers" apparently based on Respondent's acquisition of "Road America Motor Club (RAMC) in 2020."[31] The Citation alleges an unlawful "incident" occurred at a "Date/Time" of "March 20, 2023, at 0950 hours."[32] Assuming for argument's sake that these allegations are true, Citation 25030 is time-barred as a matter of law because

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[28] *See*, **Exhibit 2.**

[29] Ex. 1, at 4, ¶ 1.

[30] **Ex. 2** (Motion to Dismiss Ex. 1, at NTA 001).

[31] *Id.* (citing State's Ex. 1, at NTA 002)

[32] *Id.*



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it was not filed against Respondent until March 28, 2024.[33] The citation was filed more than a year after the alleged 2021 and 2023 infractions.

Because Citation 25030 is time-barred as a matter of law, the Final Order is clearly erroneous to the extent that it affirms Citation 25030. The Citation should have been dismissed, and the Final Order should be reversed and remanded.

ii. ***Respondent did not "knowingly" aid non-certificated carriers in unlawful towing, as the carriers applied for or obtained CPCNs prior to dispatch.***

The Final Order is also legally erroneous to the extent it affirms both Citations 25030 and 25034, which assert misdemeanor liability against Respondent for "knowingly aiding noncertificated tow carriers in the violation of" NRS 706.011 to NRS 706.861. The evidence in the record does not support such liability against Respondent, and the Final Order errs by affirming Respondent is liable as alleged in the Citations.

As Respondent previously argued in its Motion to Dismiss, each of the carriers allegedly involved in the purportedly unlawful dispatches—Dusty's Roadside, JL Towing, and MTEA Transport[34]—had applied for, or already obtained, a CPCN before the alleged dispatches. Dusty's Roadside applied for a NTA Certificate in May of 2021, months prior to the alleged dispatch in October of 2021.[35] JL Towing applied for a NTA Certificate in September 2021, years before the allegedly unlawful dispatch in 2023.[36] The record includes **no evidence** to support the assertion that Respondent knew these carriers were non-certificated. To the extent the Final Order concludes as much, the order is clearly erroneous and unsupported by the record.

To the extent Citation 25030 alleges Respondent violated NRS 706.756 because a Division investigator "found a check stub" during an inspection of JL Towing, "payable to

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[33] *Id.*, (citing State's Ex. 1, at NTA 004).

[34] To the extent Citation 25030 suggests HQ Towing is a carrier, the evidence (as discussed) shows HQ Towing is merely a fictitious firm name, publicly registered as such, and is not a distinct corporate entity. *See* NRS 602.010 – 602.090.

[35] **Ex. 2,** at 8:1-7.

[36] *Id.*



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HQ Towing, a noncertificated carrier," the check stub to HQ Towing does not establish Respondent's liability for a "knowing" violation, or even any violation at all. HQ Towing is nothing more than a fictitious firm name, or a "d/b/a" publicly registered and recorded as such in Clark County on Feb. 24, 2023. The d/b/a is registered to the same address listed on JL Towing's NTA CPCN—4320 E. Philadelphia Ave., Las Vegas, Nevada 89104—the same address listed on the check stub. NTA's regulations allow tow car operators to operate under a fictitious firm name. *See*, NAC 706.1376(2)(j). It is well-settled that "the designation 'd/b/a' is merely a description of a corporation that does business under some other name and **does not create a distinct corporate entity**." *Trustees of Const. Ind. and Laborers Health and Welfare Tr. v. C & W Enterprises, Inc.*, 298 Fed. Appx. 566 (9th Cir. 2008) at *1 (citing 18 C.J.S. Corporations § 133) (emphasis added); *Nelson v. Ace Steel and Recycling, Inc.*, 842 F.Supp.2d 1182, 1184 (D. S.D. 2012) ("Doing business under a fictitious name does not create an entity distinct from the person or entity operating the business").

Accepting for argument's sake that the allegations in Citation 25030 are correct, an alleged payment to a fictitious firm name of an already-certificated operator, issued to the d/b/a using the same publicly registered address associated with both the d/b/a and the certificated operator, in no way supports liability for "knowingly" aiding an uncertificated carrier in unlawful towing.

For the same reasons, Citation 25034 does not establish that Respondent "knowingly" aided and abetted a non-certificated carrier in providing tow services without a certificate. The Citation alleges Respondent unlawfully dispatched MTEA Transport, at the request of an insurer, on April 24, 2024. MTEA Transport had already applied for its NTA CPCN in March of 2024, and was issued its CPCN in November of 2024. MTEA is a NTA-certificated carrier, and NTA has produced **no evidence** that Respondent knew or had any reason to know, that MTEA was not a certificated carrier when it was dispatched.

Finally, Respondent did not "knowingly" assist any carrier in violating NRS Chapter 706, because each carrier that registers to provide service for and work with Respondent, must



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agree to comply with Nevada law as a condition of Respondent's "Towing and Roadside Dispatch Program" terms.[37] The Terms and Conditions govern the Dispatch Services Agreement between "Agero Administrative Service Corp., ***or*** its affiliates which include SwoopMe, Inc. and ***Cross Country Motor Club***," collectively referred to as "Agero," and a carrier.[38] The Dispatch Services Agreement requires:

> 1. **Authorizations. Operating in compliance with legal requirements is essential.** You represent and warrant that You will comply with ***all*** federal, ***state*** and local laws, rules, and regulations ("Laws") and all generally accepted industry safety guidelines, applicable to Your business, including but not limited to ***any licensing and qualification requirements***, the Americans with Disabilities Act, and data security obligations.[39]

There is **no evidence** in the record to support that Respondent "knowingly" aided carriers in violating any provision of NRS Chapter 706. Each of the carriers identified in the Citations—Dusty's, JL, and MTEA— had applied for and/or obtained CPCNs at the time of the alleged dispatches. Respondent's Dispatch Services Agreement with every carrier specifies that Cross Country Motor Club (which NTA acknowledges is exempt from NRS Chapter 706) is a party to the agreement with every carrier. Carriers that sign on to the Dispatch Services Agreement with Respondent must represent they will operate in compliance with applicable state laws.

The record is devoid of evidence to support the Final Order's conclusion that Respondent is liable for knowingly aiding and abetting unlawful towing. The Final Order should be reversed and remanded as a matter of law pursuant to NRS 233B.135(3).

iii. ***NRS 706.445 Limits NTA's Jurisdiction Over Consent-Only Towing.***

In addition to the reasons cited above, the Final Order is erroneous in affirming Citations 25030 and 25034 because NTA has far exceeded its statutory authority. NRS

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[37] **Ex. 2** (MTD Exhibit 8, Agero/Cross County Motor Club Dispatch Services Agreement).

[38] **Ex. 2** (MTD Exhibit 8, Agero/Cross County Motor Club Dispatch Services Agreement) (emphasis added).

[39] *Id.* (emphases added).



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233B.135(3)(a)-(b) (a court may set aside an agency's decision if petitioner's substantial rights are prejudiced because the decision exceeds the agency's statutory authority). "Administrative agencies have only those powers which the legislature expressly or implicitly delegates." *Clark Cty. v. State Equal Rights Comm'n.*, 107 Nev/ 489, 492, 813 P.2d 1006, 1007 (1991).

NRS 706.445 establishes "limitations on [the] power of [the] Authority to regulate towing services." NRS 706.445. Specifically, NRS 706.445(1)-(3) provides that "[t]he ***Authority may not regulate*** the: 1. Geographical area in which towing services are provided; 2. ***Types of towing services*** that are provided; or 3. Rates and charges assessed or the terms and conditions imposed for ***towing services performed with the prior consent*** of the owner of the vehicle or the person authorized by the owner to operate the vehicle by an operator of a tow car." NRS 706.445(1)-(3) (emphases added).

NRS 706.445's specific and explicit statutory limitation on NTA's power to regulate consent-only tow services is reinforced by NRS Chapter 706's broad legislative declaration that the Authority is permitted to "encourage the establishment and maintenance of reasonable charges for...towing services performed without the prior consent of the owner of the vehicle." NRS 706.151(1)(d)(2). Had the Legislature intended to include consent-only tow services in this policy declaration, it would have done so.

NTA has itself acknowledged its limited regulatory oversight over consent-only tow services. For example, in a Feb. 9, 2017, agency presentation to the Nevada Legislature, then-NTA Chair Alaina Burtenshaw provided an "Overview of the Nevada Transportation Authority" that identified under the NTA's "mission" the "responsibility" to regulate charges for "non-consent towing services," without mentioning consent-based towing services whatsoever.[40] As "examples of carriers that are not fully regulate," the NTA testified to the Nevada Legislature that "**consent-only tow carriers are partially regulated in the areas of**

[40] **Ex. 2** (MTD Exhibit 9, "Overview of the Nev. Transp. Authority, Alaina Burtenshaw, Char" Nev. Sen. Cmte. on Transp., Feb. 9, 2017), at E-3



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**safety and insurance coverage**."[41] Thus, NTA has itself publicly acknowledged its limited oversight role and authority relative to consent-only tow carriers.

NRS Chapter 706 must be interpreted as a whole, so that all provisions are considered together, and to the extent practicable, reconciled and harmonized. *Orion Portfolio Svcs. 2 LLC v. Clark Cty. ex rel Univ. Med. Ctr. of Southern Nev.*, 126 Nev. 397, 403, 245 P.3d 527, 531 (2010). The same rules of statutory construction that apply to NRS Chapter 706 apply with equal force to the NTA's regulations. *City of N. Las Vegas v. Warburton*, 127 Nev. 682, 686-87, 262 P.3d 715, 718 (2011) ("[R]ules of statutory construction also apply to administrative regulations."); *Silver State Elec. Supply Co. v. State ex rel. Dept. of Tax'n*, 123 Nev. 80, 84-85, 157 P.3d 710,713 (2007) (same); *Meridian Gold Co. v. State ex rel. Dept. of Tax'n*, 119 Nev. 630, 633, 81 P.3d 516, 518 (2003) ("We have further held that we must construe statutory language to avoid absurd or unreasonable results. Rules of statutory construction apply to administrative regulations." (Internal citations omitted)).

By the plain terms of NRS Chapter 706, and by NTA's own admission, the agency lacks plenary power to regulate, among other things, the types of towing services, the rates, charges, or terms and conditions imposed for consent-only towing services.[42] But despite the statutory limitation on NTA's power to regulate consent-only tow services, both Citations here purport to regulate the terms of service of consent-only tow services, flagrantly exceeding the limited authority that NRS Chapter 706 prescribes.

Citation 25030 states, in pertinent part, that Respondent allegedly violated the law by providing "driver assistance services on a massive scale, safeguarding consumers on the road" through a "premiere roadside assistance membership program...available to all drivers." NTA Citation 25030, (State's Ex. 1, at NTA 002). Similarly, Citation 22604 (a supporting exhibit to Citation 25030), acknowledges that the software application at issue in this docket (the "Swoop App"), provides "consent tow services." (State's Exhibit 1, at NTA 007). Citation

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[41] *Id.*, at E-4 (emphases added).

[42] NRS 706.445; **Ex. 2** (MTD Exhibit 9, at E-4).

25034 further acknowledges the tow service at issue was "dispatched...at the request of State Farm [Insurance]." (State's Ex. 1, at NTA 001, 005).

By their own contents, the Citations acknowledge that the alleged tow services at issue are consent-only tow services, the rates, charges, and terms of conditions of service for which are beyond the NTA's statutorily delegated regulatory purview. NRS 706.445(1)-(3). The Hearing Officer should have dismissed the Citations, and the Final Order is clearly erroneous to affirm them.

**iv.** ***NRS 706.446 Limits NTA's Jurisdiction over Tow Services for Motor Clubs.***

NRS 706.446 states "the provisions of [NRS Chapter 706] do not require an operator of a tow car who provides towing for a licensed motor club regulated pursuant to chapter 696A of NRS to obtain a certificate of public convenience and necessity or to comply with the regulations or rates adopted by the Authority to provide that towing." NRS 706.446. In turn, NRS 696A.050 defines a "motor club: as "any person who in consideration of dues, assessments or periodic payments of money, promises its members or subscribers to assist them in matters relating to travel...which may include...towing service...[and] emergency road service." NRS 696A.050(1).

Respondent's dispatch services agreement explicitly identifies Cross Country Motor Club as a party to the services agreement with a carrier participating in the "Towing and Roadside Dispatch Program."[43] A tow operator providing services under Respondent's dispatch services agreement is, by the agreement's plain terms, "providing services for a licensed motor club." NRS 706.446. *Rimini Street, Inc. v. Oracle Int. Corp.*, 473 F.Supp.3d 1158 (D. Nev. 2020) ("The starting point for the interpretation of any contract is the plain language of the contract"); *Fed. Nat. Mort. Ass'n. v Westland Liberty Village, LLC*, 138 Nev. 614, 619, 515 P.3d 329, 334 (2022) (courts interpret unambiguous contracts according to the plain language of their written terms, without negating any terms).

[43] Ex. 2 (MTD Exhibit 8 Agero/Cross Country Motor Club Dispatch Services Agreement Terms and Conditions).



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Aside from Respondent's dispatch services agreement, the Citations acknowledge that Respondent owns Cross Country Motor Club ("CCMC"), and that Respondent "advertised that they operate under Cross Country Motor Club" under the provisions of NRS Chapter 696A. (State's Exhibit 1 , at NTA 002; NTA 007-008). Both Citations purport to enforce NRS 696A.040 and NRS 696A.050, in addition to purported violations of NRS Chapter 706, and include various provisions of NRS Chapter 696 as exhibits. *See*, (State's Ex. 1, Exs. G-J to NTA Citation 25030 (NTA 0004), *and* Ex. B to NTA Citation 25034 (NTA 002). Accepting for argument's sake that the Citations' conclusions are correct, they merely affirm that the services at issue are governed under NRS Chapter 696A, which removes the services from the purview of NRS Chapter 706 under NRS 706.446 ("The provisions of this chapter do not require an operator of a tow car who provides towing for a licensed motor club regulated pursuant to NRS Chapter 696A to obtain a [CPCN] or to comply with the regulations or rates adopted by the Authority to provide that towing.").

Accordingly, the Final Order must be reversed and remanded as a matter of law on this additional basis to the extent it affirms the Citations in this contested case.

v. ***The Authority is Estopped from Retracting Its Stipulated Agreement with Respondent.***

After agreeing to specific stipulated terms as part of an Agreement to resolve this matter, the agency unilaterally backtracked and refused to honor the Agreement the parties negotiated, and which the Hearing Officer accepted during the June 2024 Hearing. Equity and basic notions of fairness and due process estop the agency from such a bait-and-switch approach to regulating.

"The doctrine of 'equitable estoppel operates to prevent a party from asserting legal rights that, in equity and good conscience, they should not be allowed to assert because of their conduct.'" *NGA #2 Ltd. Liab. Co. v. Rains,* 113 Nev. 1151, 1159, 946 P.2d 163, 168 (1997) (quoting *Nevada State Bank v. Jamison Partnership*, 106 Nev. 792, 299, 801 P.2d 1377, 1382 (1990)). "The doctrine of equitable estoppel, as applied to governmental agencies,



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is rooted in concepts of justice and right, and is premised on the idea that the sovereign is responsible: a citizen has a legitimate expectation that the government should deal fairly with him or her." *Nevada Pub. Employees Retirement Bd. v. Byrne*, 96 Nev. 276, 280, 607 P.2d 1351, 1353 (1980). Government "agencies have 'a most stringent duty to abstain from giving inaccurate or misleading advice[.]'" *State v. State Bar of Nev.*, 2017 Nev. Unpub. LEXIS 369, at * 2, 399 P.3d 328, 2017 WL 2200621 (2017) (quoting *Byrne*, 96 Nev. at 280, 607 P.2d at 1353).

Respondent worked for months to arrive at a stipulated agreement with NTA staff.[44] Respondent proposed a plan that reflected the terms agreed to during the June 26, 2024, administrative hearing. *Id.* NTA staff refused to accept the proposal because Respondent insisted on including the key terms to which the parties previously agreed. *Id.* For the agency to reverse course, after Respondent relied upon the agency's representations that a stipulation had been reached, flies in the face of equity, efficiency and fairness.

The Final Order reflects an arbitrary and capricious determination to unilaterally reject a stipulated Agreement, that was agreed to on the record and accepted by the Hearing Officer during the June 2024 hearing. The agency should be estopped from backing out of the Agreement it reached with Respondent. To the extent the Final Order condones the agency's blatant bait-and-switch, the Final Order is arbitrary and capricious, and should be reversed and remanded.

## IV. CONCLUSION AND REQUEST FOR REMAND AND REHEARING

For each of the foregoing reasons, the Final Order must be reversed and remanded for rehearing. Respondent has been denied the opportunity to present witnesses and evidence in a contested case, after being assured such an opportunity would be available and after preparing for such an opportunity. The underlying Citations are simply devoid of any legal basis to establish liability against Respondent for unlawfully facilitating consent-only tow

[44] **Ex. 5**, at 13:1-10. NTA's counsel stated "I don't blame [Respondent] for the delay because they tried to work this out. In good faith they tried to work things out with my predecessor in this matter[.]"



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services. The Hearing Officer erred as a matter of law in declining to dismiss the Citations, and the Final Order, too, is clearly erroneous and an abuse of discretion to affirm the Hearing Officer's decision.

DATED this 2nd day of May, 2025

HOLLAND & HART LLP

By: _____

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## CERTIFICATE OF SERVICE

I, Matthew C. Morris, certify:

I am readily familiar with Holland & Hart's practice for collection and processing of: HAND DELIVERIES, FACSIMILES, E-MAILS and OUTGOING MAIL. Such practice in the ordinary course of business provides for the delivery, faxing, e-mailing and/or mailing with the United States Postal Service, to occur on the same day the document is collected and processed.

On, May 2 2025, I caused the foregoing **PETITION FOR REHEARING OR REDETERMINATION** to be served by the following method(s):

☑ U.S. Mail: a true and correct copy was placed in Holland & Hart LLP's outgoing mail in a sealed envelope addressed as follows:

**NV TRANSPORTATION AUTHORITY**
**3300 W. Sahara Ave. #200**
**Las Vegas, NV 89102**

**NV ATTORNEY GENERAL OFFICE**
**Attn: Louis Csoka, Esq.**
**1 State of Nevada Way Ste. 100**
**Las Vegas, NV 89119**

☑ E-Mail: By e-mailing a true copy thereof to the following person(s) at the following e mail addresses:

**Yoneet Wilburn,**
**NTA Administrative Attorney**
**ywillburn@nta.nv.gov**

**Louis Csoka, Senior Deputy Attorney General**
lcsoka@ag.nv.gov

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct, and that this declaration was executed on 5/2/ 2025.

An Employee of Holland & Hart LLP

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# PETITION EXHIBITS 1 - 7

| Exhibit No. | Document Description | Date | Pages |
|---|---|---|---|
| 1 | NTA Final Order | April 18, 2025 | 5 |
| 2 | Respondent's Motion to Dismiss (with MTD Exhibits 1-9) | Jan. 28, 2025 | 178 |
| 3 | NTA Opposition to Respondent's Motion to Dismiss | Feb. 19, 2025 | 4 |
| 4 | Respondent's Reply ISO Motion to Dismiss | Feb. 20, 2025 | 12 |
| 5 | NTA Hearing Transcript | Feb. 21, 2025 | 32 |
| 6 | NTA General Session Meeting Notice and Agenda | April 10, 2025 | 9 |
| 7 | NTA Correspondence with Respondent | Jan. 17 – Jan. 29, 2025 | 10 |
| | **TOTAL PAGES** | | **250** |

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# EXHIBIT 1

# EXHIBIT 1

**STATE OF NEVADA**

JOE LOMBARDO
*Governor*

DR. KRISTOPHER SANCHEZ
*Director*

VAUGHN HARTUNG
*Chairman*

DAWN GIBBONS
*Commissioner*

R. DAVID GROOVER
*Commissioner*

**DEPARTMENT OF BUSINESS AND INDUSTRY**
**NEVADA TRANSPORTATION AUTHORITY**

AGERO INC
400 RIVER'S EDGE DR
MEDFORD MA 02155

SUBJECT: **ORDER OF THE AUTHORITY**

Dear AGERO INC:

You were issued Citation numbers 25030 and 25034 by the State of Nevada Transportation Authority (NTA) for a violation of NRS or NAC 706. On April 10, 2025, you were fined $2,000. A copy of the Order is enclosed.

**Your payment of $2,000 may be mailed or hand delivered to either of our office locations. We accept payments during normal business hours, Monday through Friday. If payment is not received in twenty (20) days from the date of this letter, an Order to Show Cause will be filed which could lead to additional regulatory action.**

In addition, any amount that was held in abeyance in return for timely payment of the amount owed will become immediately due, the debt may be turned over to the State Controller and to a collection agency for collection as allowed by NRS Chapter 353C. Pursuant to NRS Ch. 353C.135, if your debt is turned over to a collection agency, you may be required to pay a collection costs and fees of up to 35% of the debt or $50,000, whichever is less. Information concerning your debt can be placed on the Controller's website for public inspection. NRS Chapter 353C also allows that the State may suspend, cancel, or refuse to renew certain licenses and permits you and your company may hold.

**Questions concerning this matter should be directed to Kerri McKenzie at (702) 486-6528.**

Sincerely,

David J. Pasternak, Deputy Commissioner

Dated: 4/10/2025
Las Vegas, Nevada

Enclosure

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citation 25030 for a violation of NRS 706.758.1.c and Citation 25034 for NRS 706.756.1.c issued to Agero | ) | Citation 25030 |
| | ) | Citation 25034 |

At a general session of the Nevada Transportation Authority held on April 10, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

On June 26, 2024, 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", "NTA"). The Respondent, Agero, was present and represented by legal Matthew Morris.

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

1. To the Admission of the Investigative Report as State's Exhibit #1.

Agero would also allow NTA staff to have access to the software they were using to conduct Operational Investigations and verify information given to the NTA.

4. Legal Counsel Matthew Morris and Deputy Attorney General Radhika Kunnel went back and forth on the terms for the compliance plan and could not reach an agreement. The main sticking point being the term "exigent circumstances", which Agero wanted in their compliance plan, which would allow them to use uncertificated carriers. Agero did not want to define "exigent circumstances" and would not submit a compliance plan without the "exigent circumstances" clause inserted in the compliance plan. The DAG would not agree to a term in the compliance plan which would violate the law, as this clause would because Agero cannot use uncertificated carriers.
5. Agero's legal counsel, Matthew Morris, asked for a further hearing to debate the compliance plan and its terms. A contested hearing was mentioned, however, upon further review, the Violations were stipulated to and Agero was not contesting the Violations themselves, but rather the terms of the compliance plan.
6. On February 21, 2025, a further hearing was held. At the outset of the hearing, Commissioner Groover denied the request for a contested hearing as the Violations were not being contested, but rather a term of the disposition. Commissioner Groover informed both parties he would hear argument regarding the compliance plan and only that.
7. Agero's legal counsel contended that using non-certificated carriers for exigent circumstances was made known and agreed to at the June 26, 2024. Senior DAG, Louis Csoka stated the State would not agree to a term in a compliance plan that violated the law.

2. That the recommendation of the Hearing Officer regarding Violation 1, NRS 706.756.1.c on Citation 25034 be AFFIRMED.
3. That a total fine of One Thousand Dollars and Zero Cents ($1,000) be assessed for Violation 1, NRS 706.758.1.c on Citation 25030.
4. That a total fine of One Thousand Dollars and Zero Cents ($1,000) be assessed for Violation 1, NRS 706.756.1.c in Citation 25034.
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.

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

Attest: David Pasternak, Deputy Commissioner

Dated: 4/10/2025
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.

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STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
1755 E. Plumb Lane, Suite 229
Reno, Nevada 89502

MATT MORRIS
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Holland & Hart LLP

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# EXHIBIT 2

# EXHIBIT 2

**BEFORE THE NEVADA TRANSPORTATION AUTHORITY**

| | |
|---|---|
| In Re: Administrative Citation Numbers 25030 and 25034 issued to Agero, Inc. for violation of NRS 706.756.1.C | NTA Citation Nos. 25030 and 25034 |

**MOTION TO DISMISS – NRS 233B.121; NAC 706.3939**

Respondent Agero, Inc. ("Agero" or "Respondent"), by and through counsel, Holland & Hart LLP, hereby respectfully moves to dismiss Citation Numbers 25030 and 25034 ("the Citations") issued by the Nevada Transportation Authority ("NTA" or the "Authority") in the above-captioned matter. Respondent moves to dismiss the Citations pursuant to NRS 233B.121(4), NRS 706.151(1)(d)(2), NRS 706.445-.446, and Nevada Administrative Code ("NAC") 706.3939 and NAC 706.3959, *et seq*.

This Motion is based on the following memorandum of points and authorities, attached exhibits, the materials on file in the above-referenced matter, and any oral argument the Hearing Officer may allow.

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## MEMORANDUM OF POINTS AND AUTHORITIES

## I. BACKGROUND

This is a contested case under NRS 233B.121–233B.150. The NTA issued two Citations to Respondent Agero, Inc., alleging Respondent knowingly aided violations of NRS 706.011 to 706.861, punishable as a misdemeanor under NRS 706.756(1)(c). Respondent reached a stipulated resolution with the agency, asserting express statutory exemptions for consent-only tow services, and for tow services provided to motor clubs, under NRS 706.445 (limiting NTA's power to regulate consent-only towing services) and NRS 706.446 (exempting tow operators for motor clubs from requirement to obtain certificates of public convenience and necessity). NTA agreed to a stipulated resolution, but later reversed course and insisted on an adjudication of the Citations in a contested proceeding. Respondent now seeks, and is entitled to, dismissal of the Citations as a matter of law.

### A. *Citation 25030 – Issued March 28, 2024*

The NTA's Enforcement Division (the "Division") issued Citation 25030 to Respondent on March 28, 2024. **Ex. 1**, (Citation 25030), NTA 004. Citation 25030 alleges that Respondent "provided a service" called Swoop in October 2021. *Id.*, NTA 001. The Division alleges that Dusty's Roadside Assistance, described as a "now-certificated" carrier, "conducted multiple tows which were dispatched by a web-based service called Swoop," which Respondent purportedly provided. *Id.* The Citation further alleges that in December 2023, a Division Investigator "found a check stub issued by Agero Administrative Services Corp…payable to HQ Towing," an allegedly non-certificated carrier that is "owned by the same person and domiciled at the same address" as JL Towing, a certificated carrier. *Id.*

NTA's records show that Dusty's Roadside Assistance ("Dusty's") is a NTA-certificated carrier authorized to provide consent-only tow services in Nevada. *See*, **Ex. 3** (NTA Active Certificate 7482) (at http://tsa1.nv.gov/ActiveCertificatesTable.asp?nNo=3 ) (accessed Jan. 23, 2025). Dusty's applied for its NTA certificate on May 7, 2021. *In Re:*

*Application of Dusty's Roadside Assistance and Tow, LLC*, NTA Docket 21-05013, "Compliance Order" (Aug. 26, 2021) at ¶ 1.

NTA's records show that JL Towing, LLC ("JL") also is a NTA-certificated carrier authorized to provide consent-only tow services in Nevada. *See*, **Ex. 4** (NTA Active Certificate 7504) (at http://tsa1.nv.gov/ActiveCertificatesTable.asp?nNo=3) (accessed Jan. 23, 2025). JL applied for its NTA certificate on September 15, 2021. *In Re: Application of JL Towing, LLC*, NTA Docket 21-09014, "Compliance Order" (Dec. 9, 2021), at ¶ 1. JL's NTA-filed tariff lists an address of 4320 E. Philadelphia Ave., Las Vegas, NV 89104. **Ex. 4** (JL Towing LLC Tariff, CPCN No. 7504) (accessible at https://nta.nv.gov/Carriers/Tariffs-Certificates/) (accessed Jan. 23, 2025).

HQ Towing is not a distinct corporate entity, and instead, upon information and belief, is merely a fictitious firm name, or a "d/b/a," publicly registered and recorded with Clark County at the same address as JL, 4320 E. Philadelphia Ave., Las Vegas, NV 89104. **Ex. 5** (Clark County Fictitious Firm Name Inst. No. 20230224100003014 "HQ Towing"). The "HQ Towing" d/b/a was recorded with Clark County on February 24, 2023. *Id.*

Despite Dusty's and JL's status as active NTA-certificated carriers, and despite HQ's status as a fictitious firm name, or a "d/b/a", Citation 25030 alleges Respondent "utilized noncertificated carriers to provide and conduct services that require a CPCN in the State of Nevada," and that the "noncertificated carriers utilized by [Respondent] do not meet the exception outlined in NRS 706.446." *Id.*, NTA 002. The Citation alleges Respondent "knowingly aid[ed] noncertificated tow carriers in the violation of" NRS 706.756(1)(c), a misdemeanor offense. *Id.* (NRS 706.756(1)(c) provides that ("[A]ny person who…violates, or procures, aids, or abets the violating of any provision of NRS 706.011 to 706.681…is guilty of a misdemeanor"). Citation 25030 identifies the "Date/Time" of the alleged "Incident" as "March 20, 2023, @ 0950 Hours." *Id.*

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**B. *Citation 25034 – Issued May 1, 2024***

The Division issued Citation 25034 to Respondent on May 1, 2024. **Ex. 2** (Citation 25034), NTA 002. Citation 25034 alleges that a driver, identified as Michael Anthony Jenkins, "stated he works for Agero and Copart," and that "Agero dispatched him....at the request of State Farm" insurance. *Id.* The Citation states "...Cross Country Motor Club...is owned by Agero." *Id.* The Citation alleges that "Jenkins also state[d] his company name was MTEA Transport LLC," and alleges that "Agero was using noncertificated tow carriers for tow services." *Id.* The Citation asserts "Agero is providing easy access to the towing industry through the Swoop app, and not ensuring certificated carriers are performing the tow service, and noncertificated tow carriers are taking advantage of this system to perform tows from point to point within the State of Nevada without the required CPCN." *Id.* The Division cited Respondent for allegedly "knowingly aiding noncertificated tow carriers in the violation of any provisions of NRS 706.011 to 708.861 inclusive." *Id.*

NTA's records show that MTEA Transport, LLC ("MTEA") is a NTA-certificated carrier authorized to provide consent-only tow services in Nevada. **Ex. 6** (MTEA Transport, LLC CPCN No. 7628). MTEA applied to NTA for its certificate on March 29, 2024. *Id.*, (*See also*, NTA Docket No. 24-03043 "Notice of Application", at https://nta.nv.gov/About/Notices/2024/2024_Notices/) (accessed Jan. 23, 2025).

**C. *The June 26, 2024, Administrative Hearing***

On June 26, 2024, Respondent and counsel appeared for an administrative hearing. **Ex. 7** (Hearing Tr., *In Re: NTA Administrative Citation Nos. 25030 and 25034* (June 26, 2024)). When asked if the matter would be contested or stipulated, Respondent's counsel noted "a conceptual agreement" had been reached, and that Respondent had been "working with [NTA] counsel for about a month on that. And I'm prepared to read those terms into the record." *Id.*, at 5:1-4. The Hearing Officer stated, "Let the record reflect I've completed review of the summary of the [investigative] report and I'm familiar with this particular statute and the charges that the respondent faces." *Id.*, at 6:18-21. The Hearing Officer asked

Respondent's counsel to "go over the stipulated agreement." *Id.*, at 7:6-7. Respondent's counsel did so, noting again that Respondent had been working on a stipulation with NTA "for several weeks," and citing NRS 706.446's "exemptions for motor clubs and for consent only tow services that are provided to motor clubs." *Id.*, at 7:13-21. Respondent's counsel emphasized "[i]t is important to put on the record that there may be a disagreement about what that statute covers, but that certainly does not justify any criminal allegations." *Id.*, at 7:21-24.

NTA's counsel summarized the terms of Respondent's stipulation with NTA. *Id.*, at 9:10-18. Counsel's summary noted the stipulation included reducing the criminal charges to administrative infractions, that Respondent would work with NTA on a compliance plan to "get to 100% compliance to hire...certificated companies," and payment of the assessed fines. *Id.*, at 9:10-18. The Hearing Officer concluded "I will accept the stipulated agreement. This will move to be strictly an administrative citation. There is no criminal liability involved. And [Respondent] will work with the staff over at least the next 60 days to implement their compliance program and how they are going to handle this in using strictly certificated carriers." *Id.*, at 10:15-21. Respondent's counsel further "emphasize[d] the statute language...NRS 706.446...in terms of drafting the stipulation. So we will work in good faith with the NTA staff to put this together." *Id.*, at 11:20-24. The parties agreed to a tentative 60-day timeline to develop the compliance plan, and NTA's counsel stated "we'll keep track of the 60-day date and if we don't hear anything, we'll be in contact." *Id.*, at 12:13-14.

Respondent worked diligently and in good faith with NTA over the following months to develop a proposed compliance plan reflecting the agreed-upon terms stated during the June 26, 2024 hearing. NTA staff ultimately rejected the proposed stipulated plan. To date, the proposal has not been finalized nor has NTA approved it.

Having first attempted diligently and in good faith to reach a stipulated resolution to this matter with NTA, Respondent now moves to dismiss the Citations. As discussed, the NTA must dismiss these Citations as a matter of law.

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## II. STANDARDS FOR DISMISSAL

In a contested case, "[o]pportunity must be afforded to all parties to respond and present evidence and arguments on all issued involved." NRS 233B.121(4).

A request for an order by the NTA concerning any matter that has been assigned a docket number but has not been finally decided, must be styled a "motion." NAC 706.3959(1). A motion must be in writing unless made during a hearing, and if made during a hearing, the motion may be written or oral. NAC 706.2959(2). The motion must cite to authorities upon which the motion relies, and a motion to dismiss may be considered at the time of a final decision or order, unless the presiding officer or the Authority determines that an expedited ruling serves the public interest. NAC 706.3959(7).

The Citations allege Respondent knowingly aided unlawful towing. "[I]n order for a person to be held accountable for the specific intent crime of another under an aiding or abetting theory...the aider or abettor must have knowingly aided the other person with the intent that the other person commit the charged crime." *Sharma v. State*, 118 Nev. 648, 654, 56 P.3d 868, 872 (2002). Respondent is not liable, and the Citations are baseless.

Respondent is entitled to dismissal of Citations 25030 and 25034 because: (1) Citation 25030 is time-barred under NRS 171.090(2); (2) The evidence does not establish Respondent "knowingly" aided unlawful towing, where the carriers applied for and/or obtained a CPCN prior to dispatch, and Respondent requires carriers to represent they will follow state licensing laws; (3) NTA lacks plenary authority to regulate consent-only towing under NRS 706.445(1)-(3); and (4) NRS 706.446 exempts towing services provided to motor clubs from the requirement to obtain a CPCN. There is no basis to support the Citations' allegations.

Respondent is also entitled to dismissal of the Citations on estoppel and equity grounds. Agency staff stipulated with Respondent to resolve these Citations without the need to adjudicate them in a contested case. Months later, the agency arbitrarily reversed course and forced Respondent to pursue a contested case adjudicating meritless citations. Fairness, equity, and the interests of justice preclude the agency from regulating in this manner.

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## III. LEGAL ARGUMENTS

The Citations are meritless and must be dismissed as a matter of law. Dismissal will serve the public interest by ensuring the traveling public has access to lawful, safe, consent-based towing services and emergency road services as authorized under both NRS 706.446 and NRS Chapter 696A.

### A. *Citation 25030 is Time-Barred By NRS 171.090's 1-Year Limitation Period.*

Citation 25030 alleges Respondent violated NRS 706.756(1)(c), a misdemeanor offense, in 2021 and 2023. NRS 171.090(2) requires an indictment for a misdemeanor to be "filed within 1 year after the commission of the offense." *See, Cherubini v. Clark Cty. Sheriff*, 92 Nev. 111, 546 P.2d 598 (1976) (petitioners indicted 20 months after alleged misdemeanor could not be prosecuted based on 1-year limitations period applicable to misdemeanors).

Citation 25030 alleges Respondent unlawfully dispatched Dusty's Roadside in October of 2021. **Ex. 1**, at NTA 001. The Citation also alleges without specificity, "[a] cursory investigation revealed [Respondent] had been utilizing noncertificated carriers" apparently based on Respondent's acquisition of "Road America Motor Club (RAMC) in 2020." *Id.*, at NTA 002. The citation alleges an unlawful "incident" occurred at a "Date/Time" of "March 20, 2023, at 0950 hours." *Id.* Assuming for argument's sake that these allegations are true, Citation 25030 is time-barred because it was not filed against Respondent until March 28, 2024. *Id.*, at NTA 004. The Citation was filed more than a year after the alleged infractions occurred. Accordingly, Citation 25030 is time-barred and must be dismissed.

### B. *Respondent did not "knowingly" aid non-certificated carriers in unlawful towing, as the carriers applied for or obtained CPCNs prior to dispatch.*

Citations 25030 and 25034 assert misdemeanor liability against Respondent for "knowingly aiding noncertificated tow carriers in the violation of" NRS 706.011 to NRS 706.861, inclusive. **Ex. 1**, at NTA 003, **Ex. 2**, at NTA 002. The evidence does not support such liability.

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Each of the carriers allegedly involved in the purportedly unlawful dispatches—Dusty's Roadside, JL Towing, and MTEA Transport[1]—had applied for, or obtained, a CPCN before the alleged dispatches. Dusty's Roadside applied for a NTA Certificate in May of 2021, months prior to the alleged dispatch in October of 2021. **Ex. 3.** JL Towing applied for a NTA Certificate in September 2021, and the carrier's consent-only towing tariff was accepted Dec. 13, 2022, a year before the allegedly unlawful dispatch in 2023. **Ex. 4.** NTA has produced **no evidence** that Respondent knew these carriers were non-certificated prior to dispatch.

To the extent Citation 25030 alleges Respondent violated NRS 706.756 because a Division investigator "found a check stub" during an inspection of JL Towing, "payable to HQ Towing, a noncertificated carrier," the check stub to HQ Towing does not establish Respondent's liability for a "knowing" violation, or establish any violation at all. HQ Towing is a fictitious firm name, or a "d/b/a" publicly registered and recorded as such in Clark County on Feb. 24, 2023. The d/b/a is registered to the same address listed on JL Towing's NTA CPCN—4320 E. Philadelphia Ave., Las Vegas, Nevada 89104—the same address listed on the check stub. **Ex. 5.** NTA's regulations allow tow car operators to operate under a fictitious firm name. *See*, NAC 706.1376(2)(j). It is well-settled that "the designation 'd/b/a' is merely a description of a corporation that does business under some other name and **does not create a distinct corporate entity**." *Trustees of Const. Ind. and Laborers Health and Welfare Tr. v. C & W Enterprises, Inc.*, 298 Fed. Appx. 566 (9th Cir. 2008) at *1 (citing 18 C.J.S. Corporations § 133) (emphasis added). *Nelson v. Ace Steel and Recycling, Inc.*, 842 F.Supp.2d 1182, 1184 (D. S.D. 2012) ("Doing business under a fictitious name does not create an entity distinct from the person or entity operating the business").

Accepting for argument's sake the veracity of the allegations in Citation 25030, an alleged payment to a d/b/a of a certificated operator, issued to the d/b/a at the same publicly

[1]To the extent Citation 25030 suggests HQ Towing is a carrier, the evidence (as discussed) shows HOQ Towing is merely a fictitious firm name, publicly registered as such, and is not a distinct corporate entity. *See* NRS 602.010 – 602.090.

registered address associated with both the d/b/a and the certificated operator, does not support liability for "knowingly" aiding an uncertificated carrier in providing tow services.

For the same reasons, Citation 25034 does not establish that Respondent "knowingly" aided and abetted a non-certificated carrier in providing tow services without a certificate. The Citation alleges Respondent unlawfully dispatched MTEA Transport, at the request of an insurer, on April 24, 2024. **Ex. 2**, at NTA 001. MTEA Transport applied for its NTA CPCN in March of 2024, and was issued its CPCN in November of 2024. MTEA is a NTA-certificated carrier, and NTA has produced **no evidence** that Respondent knew or had any reason to know, that MTEA was not a certificated carrier when it was dispatched.[2]

Finally, Respondent did not "knowingly" assist any carrier in violating NRS Chapter 706, because carriers that agree to provide services for Respondent, must agree to operate according to state law and comply with licensing requirements, as part of the terms of Respondent's "Towing and Roadside Dispatch Program." **Exhibit 8** (Agero Terms and Conditions, Feb. 15, 2020). The Terms and Conditions govern the Dispatch Services Agreement between a carrier and "Agero Administrative Service Corp., ***or*** its affiliates which include ***Cross Country Motor Club***," collectively referred to as "Agero." *Id.*, at 1 (emphases added). The Agero/Cross Country Motor Club Dispatch Services Agreement requires:

> 1. **Authorizations. Operating in compliance with legal requirements is essential**. You represent and warrant that You will comply with ***all*** federal, ***state*** and local laws, rules, and regulations ("Laws") and all generally accepted industry safety guidelines, applicable to Your business, including but not limited to ***any licensing and qualification requirements***, the Americans with Disabilities Act, and data security obligations.

[2] Citation 25034 also alleges Respondent dispatched MTEA Transport "***at the request*** of State Farm" insurance. **Ex. 2**, at 1. NRS 706.4481(3) states "an operator of a tow car is ***not liable in any civil or criminal action*** for ***any act related to*** the release of a motor vehicle to an insurer pursuant to a consent form provided to the operator by an insurer pursuant to subsection 1." Assuming *arguendo* the Citation's allegations are true, MTEA Transport cannot be criminally liable for towing a vehicle, with the owner's consent, at an insurer's request. Nor can Respondent be liable for knowingly "aiding or abetting" where there is no underlying criminal liability. *Sharma*, 118 Nev. at 655, 56 P.3d at 872 (2002) (an aider or abettor must have knowingly aided the other person with the intent that the other person commit the charged crime).



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Before providing services for Respondent, carriers must agree to follow applicable state law. Each of the carriers identified in the Citations—Dusty's, JL, and MTEA— had applied for and/or obtained CPCNs at the time of the alleged dispatches. Respondent's standard dispatch services agreement specifies that Cross Country Motor Club (which NTA acknowledges is an exempt motor club under NRS 706.446) is a party to the dispatch services agreement. There is simply no evidence to support a conclusion that Respondent is liable for knowingly aiding and abetting non-certificated tow services.

**C. *NTA Has Limited Jurisdiction Over Consent-Only Towing Services.***

In addition to the reasons cited above, Citations 25030 and 25034 must be dismissed as a matter of law because NTA has exceeded its statutory authority by attempting to regulate terms and conditions of consent-only tow services. NRS 233B.135(3)(a)-(b) (a court may set aside an agency's decision if petitioner's substantial rights are prejudiced because the decision exceeds the agency's statutory authority).

NRS 706.445 establishes "limitations on [the] power of [the] Authority to regulate towing services." NRS 706.445. Specifically, NRS 706.445(1)-(3) provides that "[t]he ***Authority may not regulate*** the: 1. Geographical area in which towing services are provided; 2. ***Types of towing services*** that are provided; or 3. Rates and charges assessed or the ***terms and conditions*** imposed for ***towing services performed with the prior consent*** of the owner of the vehicle or the person authorized by the owner to operate the vehicle by an operator of a tow car." NRS 706.445(1)-(3) (emphases added).

NRS 706.445's specific and explicit statutory limitation on NTA's power to regulate consent-only tow services is reinforced by NRS Chapter 706's broader legislative declaration that NTA is permitted to "encourage the establishment and maintenance of reasonable charges for...towing services performed without the prior consent of the owner of the vehicle." NRS 706.151(1)(d)(2). Had the Legislature intended to include consent-only tow services in this policy declaration, it would have done so.

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NTA has itself acknowledged its limited regulatory oversight over consent-only tow services. For example, in a Feb. 9, 2017, agency presentation to the Nevada Legislature, then-NTA Chair Alaina Burtenshaw provided an "Overview of the Nevada Transportation Authority" that identified under the NTA's "mission" the "responsibility" to regulate charges for "non-consent towing services," without mentioning consent-based towing services whatsoever. **Exhibit 9** ("Overview of the Nev. Transp. Authority, Alaina Burtenshaw, Char" Nev. Sen. Cmte. on Transp., Feb. 9, 2017), at E-3. As "examples of carriers that are not fully regulated," the NTA testified to the Nevada Legislature that "**consent-only tow carriers are partially regulated in the areas of safety and insurance coverage**." *Id.*, at E-4 (emphases added). Thus, the agency has itself publicly acknowledged that it has a limited oversight role and authority relative to consent-only tow services.

As a matter of law, NRS Chapter 706 must be interpreted as a whole, so that all provisions are considered together, and to the extent practicable, reconciled and harmonized. *Orion Portfolio Svcs. 2 LLC v. Clark Cty. ex rel Univ. Med. Ctr. of Southern Nev.*, 126 Nev. 397, 403, 245 P.3d 527, 531 (2010). The same rules of statutory construction that apply to NRS Chapter 706 apply with equal force to the NTA's regulations. *City of N. Las Vegas v. Warburton*, 127 Nev. 682, 686-87, 262 P.3d 715, 718 (2011) ("[R]ules of statutory construction also apply to administrative regulations."); *Silver State Elec. Supply Co. v. State ex rel. Dept. of Tax'n*, 123 Nev. 80, 84-85, 157 P.3d 710,713 (2007) (same); *Meridian Gold Co. v. State ex rel. Dept. of Tax'n*, 119 Nev. 630, 633, 81 P.3d 516, 518 (2003) ("We have further held that we must construe statutory language to avoid absurd or unreasonable results. Rules of statutory construction apply to administrative regulations." (Internal quotation marks omitted) (citations omitted)).

By the plain terms of NRS Chapter 706, and by NTA's own admission, the agency lacks plenary power to regulate, among other things, the types of towing services, the rates, charges, or terms and conditions imposed for consent-only towing services. NRS 706.445; **Ex. 9**, at E-4. But despite the statutory limitation on NTA's power to regulate consent-only



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tow services, both Citations here purport to regulate the terms of service of consent-only tow services, clearly exceeding the limited statutory authority that NRS Chapter 706 prescribes.

Both Citations acknowledge consent-only services are at issue here. Citation 25030 states, in pertinent part, that Respondent allegedly violated the law by providing "driver assistance services on a massive scale, safeguarding consumers on the road" through a "premiere roadside assistance membership program...available to all drivers." NTA Citation 25030, **Ex. 1** (NTA 002). Similarly, Citation 22604 (a supporting exhibit to Citation 25030), acknowledges that the software application at issue in this docket (the "Swoop App"), provides "consent tow services." **Ex. 1**, (NTA 007). Citation 25034 further acknowledges the tow service at issue was "dispatched...at the request of State Farm [Insurance]." **Ex. 2**, (NTA 001, 005).

There is no dispute that the alleged tow services at issue are consent-only tow services, the rates, charges, and terms of conditions of service for which are beyond the NTA's statutorily delegated regulatory purview. NRS 706.445(1)-(3); **Ex. 9**, E-4. Both Citations must be dismissed as a matter of law.

**D.** ***NRS 706.446 Limits NTA's Jurisdiction over Tow Services for Motor Clubs.***

NRS 706.446 provides "the provisions of [NRS Chapter 706] do not require an operator of a tow car who provides towing for a licensed motor club regulated pursuant to chapter 696A of NRS to obtain a certificate of public convenience and necessity or to comply with the regulations or rates adopted by the Authority to provide that towing." NRS 706.446. In turn, NRS 696A.050 defines a "motor club: as "any person who in consideration of dues, assessments or periodic payments of money, promises its members or subscribers to assist them in matters relating to travel...which may include...towing service...[and] emergency road service." NRS 696A.050(1).

Respondent's dispatch services agreement explicitly identifies Cross Country Motor Club as a party to the services agreement with a carrier participating in the "Towing and Roadside Dispatch Program." **Ex. 8**, at 1. A tow operator providing services under

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Respondent's dispatch services agreement is, by the agreement's plain terms, "providing services for a licensed motor club." NRS 706.446. *Rimini Street, Inc. v. Oracle Int. Corp.*, 473 F.Supp.3d 1158 (D. Nev. 2020) ("The starting point for the interpretation of any contract is the plain language of the contract"); *Fed. Nat. Mort. Ass'n. v Westland Liberty Village, LLC*, 138 Nev. 614, 619, 515 P.3d 329, 334 (2022) (courts interpret unambiguous contracts according to the plain language of their written terms, without negating any terms).

Aside from Respondent's dispatch services agreement, the Citations acknowledge that Respondent owns Cross Country Motor Club ("CCMC"), and that Respondent "advertised that they operate under Cross Country Motor Club" under the provisions of NRS Chapter 696A. **Ex. 1**, at NTA 002; **Ex. 2**, at NTA 007-008. Indeed, both Citations purport to enforce NRS 696A.040 and NRS 696A.050, in addition to purported violations of NRS Chapter 706, and include various provisions of NRS Chapter 696 as exhibits. *See*, Exs. G-J to NTA Citation 25030 (NTA 0004), *and* Ex. B to NTA Citation 25034 (NTA 002). Accepting for argument's that the Citations' conclusions are correct, they merely affirm that the services at issue are governed under NRS Chapter 696A, which removes the services from the purview of NRS Chapter 706 under NRS 706.446 ("The provisions of this chapter do not require an operator of a tow car who provides towing for a licensed motor club regulated pursuant to NRS Chapter 696A to obtain a [CPCN] or to comply with the regulations or rates adopted by the Authority to provide that towing.").

The Citations further suggest that each of the carriers involved in the purported dispatches believed they were providing tow services for a motor club. **Ex. 1**, at NTA 007 ("I then explained to Rivera certain operators of tow cars not required to obtain a CPCN as outlined in NRS 706.440 and NRS 696A.050 'Motor Club'"); **Ex. 2**, at NTA 001 ("Motor Club is defined in NRS 696A.050"). A clear statutory exemption provides that a CPCN is not required for such services. At most, and assuming without conceding that a CPCN was even required for such services, the dispatched operators did not "knowingly" provide services without obtaining a certificate, because they reasonably believed no such certificate was



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required to provide services to a motor club. *Dep't. of Bus. and Indus. v. TitleMax of Nev.*, 135 Nev. 336, 344, 449 P.3d 835, 842 (2019) (discussed *infra*).

The Citations should be dismissed as a matter of law on this additional basis.

**E. *No Legitimate Basis Supports Misdemeanor Liability Against Respondent.***

Even if the NTA had plenary regulatory oversight over consent-only tow services provided for motor clubs, to the extent the Citations allege criminal liability against Respondent for "knowingly" aiding and abetting, the Citations are without legal merit.

Criminal liability for aiding and abetting requires an element of willfulness under Nevada law. *Sharma v. State*, 118 Nev. 648, 655, 56 P.3d 868, 872 (2002) (an aider or abettor must have knowingly aided the other person with the intent that the other person commit the charged crime). In the administrative context, there is no element of willfulness based on a reasonable dispute as to the interpretation of a statute. *Dep't. of Bus. and Indus. v. TitleMax of Nev.*, 135 Nev. 336, 344, 449 P.3d 835, 842 (2019) (no willful violation on part of regulated entity because its interpretation of the pertinent statutes was reasonable).

The most that can be alleged here is the existence of a reasonable disagreement as to the parameters of NRS Chapter 706 and its interplay with NRS Chapter 696A's provisions allowing motor clubs to offer and supply tow services. There is no legitimate basis whatsoever to support a charge of willful, "knowing," criminal aiding liability against Respondent.

In particular, Citation 25030's allegations do not establish Respondent willfully and knowingly aided a non-certificated carrier in providing services without a certification, given the Citation's acknowledgment that Dusty's Roadside Assistance and Tow LLC is "now a certificated carrier." **Ex. 1**, at NTA 001. Indeed, each of the carriers, Dusty's, JL, and MTEA, are certificated "consent-only" carriers, licensed with NTA, and had applied for or obtained their licenses prior to the alleged dispatches. **Exs. 3-4, 6**. It is nonsensical to assert Respondent "knowingly" aided carriers who applied for, and now hold, active CPCNs in providing consent-only tow services without a certificate. The NTA's own public records and proffered evidence contradict the allegations in this contested case. *See*, NRS 233B.125 (decision in a



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contested case must be based upon a preponderance of the evidence); NRS 233B.135(3) (agency's decision will be set aside if it is clearly erroneous in view of substantial evidence in the record).

**F. *The Authority is Estopped from Retracting Its Stipulated Agreement.***

"The doctrine of 'equitable estoppel operates to prevent a party from asserting legal rights that, in equity and good conscience, they should not be allowed to assert because of their conduct.'" *NGA #2 Ltd. Liab. Co. v. Rains,* 113 Nev. 1151, 1159, 946 P.2d 163, 168 (1997) (quoting *Nevada State Bank v. Jamison Partnership,* 106 Nev. 792, 299, 801 P.2d 1377, 1382 (1990)). "The doctrine of equitable estoppel, as applied to governmental agencies, is rooted in concepts of justice and right...premised on the idea that the sovereign is responsible: a citizen has a legitimate expectation that the government should deal fairly with him or her." *Nev. Pub. Emps. Retirement Bd. v. Byrne*, 96 Nev. 276, 280, 607 P.2d 1351, 1353 (1980). Government "agencies have 'a most stringent duty to abstain from giving inaccurate or misleading advice[.]'" *State v. State Bar of Nev.*, 2017 Nev. Unpub. LEXIS 369, at * 2, 399 P.3d 328, 2017 WL 2200621 (2017) (quoting *Byrne*, 96 Nev. at 280, 607 P.2d at 1353).

Respondent worked for months to arrive at a stipulated agreement with NTA. **Ex. 7**, at 7-8.[3] Respondent proposed a plan that reflected the terms agreed to during the June 26, 2024, administrative hearing. *Id.* Several months after the hearing, the agency refused to accept the proposal because Respondent insisted on explicitly including the key terms to which the parties previously agreed. *Id.* For the agency to reverse course, after Respondent relied upon the agency's representations that a stipulation had been reached, flies in the face of equity and fairness. NTA should be estopped from backing out of the agreement it reached

[3] State policy, as reflected in NRS 232.548(3), encourages such forms of resolution with NTA: "The alternative means of dispute resolution may include, without limitation...other collaborative problem-solving processes designed to encourage persons to work together to develop agreeable solutions to disputes in lieu of litigation or adjudication of contested cases in administrative hearings." NRS 232.548(3).



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with Respondent, and forcing Respondent to proceed to a contested hearing to fight meritless Citations unsupported by applicable law.

## IV. CONCLUSION AND REQUEST FOR DISMISSAL

NTA is bound by statute to provide "fair and impartial regulation." NRS 706.151(1)(c). NTA may not exercise regulatory power beyond that which has been delegated by statute, nor may NTA exercise its delegated powers in a way that prejudices Respondent's substantial or due process rights. *Mishier v. Nev. Bd. of Medical Examiners*, 109 Nev. 287, 292, 849 P.2d 291, 294 (1993) (a court may set aside an administrative agency's decision if the agency has prejudiced substantial rights). By its own admission and testimony to lawmakers, NTA is limited in its regulatory power over consent-only tow services, and it has no statutory power to require consent-only tow services provided for motor clubs to obtain a certificate of public convenience and necessity. NRS 706.446. The evidence here demonstrates no violation of NRS Chapter 706 occurred. There is no legal support for the allegations against Respondent.

For each of the foregoing reasons, the Citations lack merit and are devoid of any legal basis to establish liability against Respondent for improperly or unlawfully providing or facilitating consent-only tow services. The Citations must be dismissed as a matter of law.

DATED this 28th day of January, 2025

HOLLAND & HART LLP

By: _____

Connie Akridge (SBN 3353)
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## CERTIFICATE OF SERVICE

I, Matthew C. Morris, certify:

I am readily familiar with Holland & Hart's practice for collection and processing of: HAND DELIVERIES, FACSIMILES, E-MAILS and OUTGOING MAIL. Such practice in the ordinary course of business provides for the delivery, faxing, e-mailing and/or mailing with the United States Postal Service, to occur on the same day the document is collected and processed.

On, January 28 2025, I caused the foregoing **MOTION TO DISMISS** to be served by the following method(s):

☒ U.S. Mail: a true and correct copy was placed in Holland & Hart LLP's outgoing mail in a sealed envelope addressed as follows:

**NV TRANSPORTATION AUTHORITY**
**3300 W. Sahara Ave. #200**
**Las Vegas, NV 89102**

**NV ATTORNEY GENERAL OFFICE**
**Attn: Radhika Kunnel, Esq.**
**1 State of Nevada Way Ste. 100**
**Las Vegas, NV 89119**

☒ Hand-Delivery: by providing a true and correct copy to Holland & Hart's runners with instructions to hand-deliver the same to the address shown below:

**NV TRANSPORTATION AUTHORITY**
**3300 W. Sahara Ave. #200**
**Las Vegas, NV 89102**

**NV ATTORNEY GENERAL OFFICE**
**Attn: Radhika Kunnel, Esq.**
**1 State of Nevada Way Ste. 100**
**Las Vegas, NV 89119**

☐ Facsimile: by placing a true and correct copy thereof in Holland & Hart's outgoing fax machine with instructions to fax same to the numbers referenced below:

**

☒ E-Mail: By e-mailing a true copy thereof to the following person(s) at the following e mail addresses:

Yoneet Wilburn, Esq.
ywillburn@nta.nv.gov

Radhika Kunnel, Esq.
rkunnel@ag.nv.gov

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct, and that this declaration was executed on 1/28/ 2025.

An Employee of Holland & Hart LLP

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# EXHIBITS

| Exhibit No. | Document Description | Date | Pages |
|---|---|---|---|
| 1 | NTA Citation No. 25030 (with NTA exhibits) | Mar. 28, 2024 | 71 |
| 2 | NTA Citation No. 25034 (with NTA exhibits) | May 1, 2024 | 21 |
| 3 | Dusty's Roadside Towing NTA Filings | Jan. 22, 2025 | 15 |
| 4 | JL Towing NTA Filings | Jan. 22, 2025 | 11 |
| 5 | HP Towing Fictitious Firm Name | Feb. 24, 2023 | 1 |
| 6 | MTEA Transport NTA Filings | Jan. 22, 2025 | 4 |
| 7 | NTA Hearing Transcript | June 26, 2024 | 9 |
| 8 | Agero/Cross Country Motor Club Dispatch Services Agreement Terms and Conditions | Feb. 15, 2020 | 9 |
| 9 | NTA Presentation to Nevada Legislature "Overview of the Nevada Transportation Authority." | Feb. 9, 2017 | 10 |

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**AGERO MTD - EXHIBIT 1**

**AGERO MTD - EXHIBIT 1**

STATE OF NEVADA
DEPARTMENT OF BUSINESS & INDUSTRY

# NEVADA TRANSPORTATION AUTHORITY

ENFORCEMENT DIVISION

## INVESTIGATION REPORT

*(NON-CERTIFICATED CARRIER OPERATING WITHOUT AUTHORITY)*

| | |
|---|---|
| **ADMIN CITATION NO:** | **25030** |
| **INCIDENT:** | **NRS 706.756: Unlawful acts; criminal penalties.** Violates, or procures, aids, or abets the violating of, any provisions of NRS 706.011 to 706.861, inclusive |
| **LOCATION:** | 3300 W Sahara Ave #200<br>Las Vegas, NV, 89102 |
| **INVESTIGATOR:** | S. Kim #J057/J. Brown #J042 |
| **DATE/TIME:** | March 20, 2023 @ 0950 Hours |
| **RESPONDENT:** | Agero, Inc. |

**DETAILS:**

During an investigation of a noncertificated tow carrier in October 2021, Dusty's Roadside Assistance and Tow, LLC (now a certificated carrier), Chief of Enforcement John Foster discovered the owner, Antonio Rivera, conducted multiple tows which were dispatched by a web-based service called Swoop. It was later determined that Swoop was a service provided by Agero. Rivera explained he joined Swoop on a trial period for a period of time. In turn, Swoop dispatches him to perform tow services. Upon expiration of the trial period, it will cost Rivera approximately $48.00 dollars a month to continue receiving tow customers from Swoop. Swoop has tow management software program where you as a tow carrier will download a Swoop app. using your cell phone. Swoop app. explains the vehicle information, destination of pick up and drop off locations, and what they're paying for the tow services. Tow carriers will be compensated by Agero according to tow services he or she performs. Agero does not have a Certificate of Public Convenience and Necessity (CPCN) that is issued by the Nevada Transportation Authority (NTA). **(Exhibit A)**

During an operational inspection of JL Towing CPCN 7504, in December 2023, Inv. Brown found a check stub issued by Agero Administrative Services Corp. (400 River's Edge Dr., Medford, MA, 02155) and payable to HQ Towing (a noncertificated carrier). Additional investigation revealed HQ Towing and JL Towing were owned by the same person and domiciled at the same address. Inv. Brown took a photo of the check stub for his operational inspection report **(Exhibit B)**.

On March 20, 2024, I was assigned an investigation to look further into Agero's involvement in the Nevada tow industry. A cursory investigation revealed, Agero had been utilizing noncertificated carriers for their services. A search of the Nevada Secretary of State's Business License Entity records showed Agero, Inc. was formed on 9/28/1982 with a registered agent listed as Matthew Taylor, based out of Carson City, Nevada **(Exhibit C)**. Agero's website states they are, "leading the digitalization of driver assistance services on a massive scale, safeguarding consumers on the road through a unique combination of platform intelligence and human-powered solutions. Our white-label roadside assistance, accident management, consumer affairs and digital dispatch solutions are informed by deep industry expertise and insight from more than 12 million annual events. Cross Country Motor Club (CCMC) is Agero's premiere roadside assistance membership program, available to all drivers. CCMC provides members with 24/7 roadside assistance coverage from Agero's created network of service providers, servicing 100% of US zip codes and Canada. Agero acquired Road America Motor Club (RAMC) in 2020, which is now serviced through CCMC." It also has been confirmed CCMC registered with Nevada DOI. However, RAMC license has been inactive since July 2023. **(Exhibit D)**

**NRS 706.446 Operators of tow cars for certain motor clubs not required to obtain certificates of public convenience and necessity or comply with regulations or rates adopted by Authority.** The provisions of this chapter do not require an operator of a tow car who provides towing for a licensed motor club regulated pursuant to chapter 696A of NRS to obtain a certificate of public convenience and necessity or to comply with the regulations or rates adopted by the Authority to provide that towing. Agero utilized noncertificated carriers to provide and conduct services that require a CPCN in the state of Nevada. **(Exhibit E)** The noncertificated carriers utilized by Agero do not meet the exception outlined in NRS 706.446. NAC 706.4024 "Operator of a tow car" means the owner, manager, employee or agent of a company operating a tow car that holds a CPCN issued by the Authority. **(Exhibit F)**

Agero also advertised that they operate under Cross Country Motor Club. Motor club is defined in NRS 696A.050 "Motor club" means any person who in consideration of dues, assessments or periodic payments of money, promises its members of subscribers to assist them in matters relating to travel and the operation, use and maintenance of a motor vehicle in the supply of features or services or reimbursement. **(Exhibit G)**

Agero is acting as an agent, which is violation of NRS 696A.040, "Club agent" means a person other than the motor club itself who acts or aids in any manner in the solicitation, delivery, or negotiation of any service contract, or of the renewal or continuance thereof. **(Exhibit H)**

NRS 696A.250 License: Required to act as club agent. No person shall act as a club agent in this state without first procuring a license so to act from the Commissioner. **(Exhibit I)**

I called Agero (1-866-219-8136) which is based out of Medford, MA. I spoke to a person (that identified themself as) by name of Jane. I explained to her, that I was an Investigator with the Nevada Transportation Authority and the NTA regulates tow companies conducting intrastate services. I explained to Jane that I would like to talk to Matthew Taylor who is in Carson City, Nevada. Jane stated she would reach out to him and have him call me.

On March 21, 2024, I called and spoke to Supervisory Investigator C. Arnette who works out of the Reno NTA office. I explained to Arnette that I needed his help with locating Matthew Taylor. I provided Arnette with the available contact information for Taylor. Later that day, Arnette informed me that he spoke to Taylor and gave me Taylor's direct contact information.

I spoke to Taylor and explained that I was an Investigator with the NTA, and I was investigating Agero's involvement in the Nevada Tow Industry. Taylor stated he works as an agent for CT Corporation (CT Corporation is a corporation trust management company and has no involvement with the operation of Agero.) and that he is not responsible for Agero's business practices. Taylor also stated he doesn't report to Agero, and he doesn't have any idea who Agero is. Taylor mentioned he was going to speak to Nevada Secretary of State's Office to have them remove his name as the registered agent for Agero.

On March 25, 2024, I met with Stephanie Canter (Chief Investigator) with State of Nevada Division of Insurance. Canter stated, noncertificated tow carriers have come to her office seeking information on how to become a Motor Club or Club Agent. Canter will than refer noncertificated tow carriers to the NTA. In accordance with NRS 696A.130 Rendering of motor club service without certificate of authority prohibited. A person shall not render or agree to render motor club service in this state without first procuring from the Commissioner a certificate of authority to so act. **(Exhibit J)**

Agero has been using noncertificated tow carriers to complete towing services as defined in NRS 706.132. **NRS 706.132 "Towing services"** includes the process of towing a vehicle, the storage of that vehicle and process of preparing and satisfying any liens against that vehicle to which the operator in entitled. **(Exhibit K)**

Agero's business practices have aided noncertificated carriers in the violation of NAC/NRS 706. These actions are a violation of NRS 706.756(1)(c). **NRS 706.756 Unlawful acts; criminal penalties.**

1. Except as otherwise provided in subsection 2, any person who:

(c) Violates, or procures, aids or abets the violating of, any provision of NRS 706.011 to 706.861, inclusive.

As a result of Agero's business practices I issued Agero, Inc. Administrative Citation #25030 **(Exhibit L)** for violation of NRS 706.756(1)(c). **(Exhibit M)** I asked Legal Secretary Stewart to mail Agero the Respondent's copy of the citation via certified mail. **(Exhibit N)** Agero 400 River's Edge Drive, Medford, MA 02155.

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**SUMMARY**: Agero does not have a CPCN issued by the NTA. Agero is providing easy access to the towing industry through the Swoop app and not ensuring certificated carriers are preforming the tow service, and noncertificated tow carriers are taking advantage of this system by performing tows from point to point within the State of Nevada without the required CPCN. Agero allowing noncertificated operators to perform these tows places great risks to the safety of the travelling public. I issued Agero an Administrative Citation for knowingly aiding noncertificated tow carriers in the violation of any provisions of NRS 706.011 to 706.861 inclusive.

**PRIOR RECORDS:** None

**EXHIBITS:**

A. Sting that discovered Agero (Swoop)
B. Invoice and payments from Agero to HQ Towing (a noncertificated carrier)
C. Secretary of State Business Entity (Agero, INC)
D. Agero's website
E. NRS 706.446
F. NAC 706.4024
G. NRS 696A.050
H. NRS 696A.040
I. NRS 696A.250
J. NRS 696A.130
K. NRS 706.132
L. Administrative Citation #25030
M. NRS 706.756
N. Certified mail

1057 — 3/28/24

**Investigator Sean Kim** — Date
Nevada Transportation Authority
Department of Business & Industry

1035 — 3/28/24

Approved by — Date

# Exhibit A

NTA005

STATE OF NEVADA
DEPARTMENT OF BUSINESS & INDUSTRY

# NEVADA TRANSPORTATION AUTHORITY

ENFORCEMENT DIVISION

## INVESTIGATION REPORT

*(NON-CERTIFICATED CARRIER OPERATING WITHOUT AUTHORITY)*

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| | |
|---|---|
| **ADMIN CITATION NO:** | 22604 |
| **IMPOUND NO:** | 3617 |
| **INCIDENT:** | **NRS 706.386:** Fully regulated common motor carrier required to obtain certificate<br><br>**NRS 706.476:** Impoundment by Authority of certain vehicles in unauthorized use; notice and hearing; administrative fine. |
| **LOCATION:** | 5255 West Sahara Ave<br>Las Vegas, Nevada 89145 |
| **INVESTIGATOR:** | Foster #J035 |
| **DATE/TIME:** | October 8, 2021, 1339 hours |
| **RESPONDENT:** | Antonio D. Rivera |

---

**DETAILS:**

On October 8, 2021, at approximately 1325 hours, while traveling eastbound on Charleston Blvd west of Rainbow Blvd; I observed a white tow truck transporting a black Jeep Wrangler. I did not see a company's name, nor did I see a CPCN number issued by the Authority attached to the tow truck. I also did not see the words "NOT FOR HIRE" anywhere on the tow truck. Based on my training and experience unmarked tow carriers have used their vehicle to perform tow services without first acquiring a Certificate of Public Convenience and Necessity (CPCN) issued by the Authority. I decided to follow the carrier to its destination in order to conduct an investigation into the legality of the tow service being performed.

I then called Investigator Scott to assist with the surveillance.

I followed the tow truck to 5255 West Sahara Ave Las Vegas, Nv. 89145. **(Exhibit A)** I notified Nevada Highway Patrol (NHP) Dispatch to initiate my investigation. The passenger of the tow truck exited the tow truck and walked into the Jeep Dealership located at 5255 West Sahara. I walked up the driver's side door of the tow truck and spoke with the driver later identified as Antonio D. Rivera. I identified

ENTERED 10/11/21 EDB

myself using my agency credentials. I explained I had a few questions about the tow being conducted. Rivera stated he was conducting an insurance tow. Rivera explained the name of the insurance company was Swoop. Rivera provided to me the dispatch for the Jeep Wrangler via his cell phone. **(Exhibit B)**

I then explained to Rivera certain operators of tow cars not required to obtain a CPCN as outlined in NRS 706.446 and NRS 696A.050 "Motor Club" defined. **(Exhibit C)** Rivera stated he was in the process of applying for his CPCN. Rivera stated he was told by the NTA he was allowed to perform insurance tows.

Based on my field investigation into the company 'Swoop; it is my understanding the company is a broker of consent tow services. **(Exhibit D)** Rivera explained he joined Swoop on a trial period for a period of time unknown to me. In turn, Swoop dispatches him to perform tow services. Upon the expiration of the trial period, it will cost Rivera approximately $48 dollars a month to continue receiving tow customers from Swoop.

I explained to Rivera, the tow he just conducted was not as a result of towing for a licensed Motor Club. I explained to Rivera, I am familiar with numerous brokers who use tow carriers such as himself to conduct tows. The tow carriers shall be licensed by the NTA. I also explained pursuant to NV. Law the tow truck must be impounded. Rivera understood the process because he was previously impounded by the Authority.

I then issued Rivera Administrative Citation #22604 **(Exhibit E)** for alleged violation of NRS 706.386 (NO CPCN) **(Exhibit F)**. I also served Rivera with a Notice of Hearing Regarding Impounded Vehicle #3617 **(Exhibit G)**. The hearing date is currently set for Friday, October 12, 2021, at 1000 hours.

Investigator Scott arrived and contacted NHP dispatch and requested that Rivera be ran for any outstanding warrants as well as driver's license status along with registered owner information of the tow truck. Rivera returned clear of warrants and the 2005 Ford tow truck returned registered to Rivera. Investigator Scott also requested a tow truck be dispatched to our location.

Investigator Scott completed a Vehicle Inventory Report for the truck and the truck's contents. **(Exhibit H)** During the inventory, Scott took possession of the following documents and provided them to me. **(Exhibit I)**

- Valid Registration for a 2005 Ford Tow Truck
- Valid United Financial Casualty Company Insurance Card Issued to Duty's Roadside Assistance & Tow LLC

Upon completion of the inventory, Investigator Scott took several photographs of the truck. **(Exhibit J)** At approximately 1507 hours, Fast Towing arrived at our location and took custody of the 2005 Ford tow truck. The tow and impoundment of the truck was in accordance with NRS 706.476 **(Exhibit K)**. After releasing the truck to Fast Towing, Investigators departed the scene.

**SUMMARY:**

Antonio D. Rivera is a non-certificated tow carrier who was providing tow car services within the State of Nevada without a required CPCN. NTA Investigators issued Rivera an Administrative Citation and the subject vehicle was impounded pursuant to Nevada State Law.

**PRIOR RECORD(S):**

Exhibit L

**EXHIBIT(S):**

A. Picture of Tow Arriving at 5255 West Sahara Ave.
B. Swoop Dispatch for Tow
C. NRS 706.446 & NRS 696A.050
D. Swoop Internet Website Page
E. Administrative Citation #22604
F. NRS 706.386
G. Notice of Hearing Regarding Impounded Vehicle #3617
H. Vehicle Inventory Report
I. Inventoried Items
J. Photographs of Tow Truck
K. NRS 706.476
L. Prior Violations

1035 10/5/2021

**Supervisory Investigator John Foster** Date
Nevada Transportation Authority
Department of Business & Industry

3038 10/05/21

Approved by Date

## Watch us work

## Career opportunities at Swoop

Our software is automating an entire industry that has not changed in decades. We're taking antiquated manual systems and redefining them into digital platforms, open APIs, and exceptional customer experiences.

Swoop software powers thousands of local towing companies, solving their everyday business challenges, such as dispatching, reporting, invoicing, and CRM. We also partner with car makers, insurers, and fleet operators to deliver a roadside product that is fast, transparent, and easy.

Our team is passionate about addressing real-world problems with digital solutions. We're looking for enthusiastic problem solvers who are ready to join a fast paced team and make a big impact.

**VIEW AVAILABLE POSITIONS**

If you are excited about working for Swoop but don't see a role of interest, email recruiting@joinswoop.com and we will follow-up.

### Work Benefits

021 11:10 (PDT)

WRANGLER 4D 4X4 (NEW

0/08/2021 10:53 (PDT) ASAP

ARI-McClain. Jeep Only is the dealership

(702) 289-9081

spatch@joinswoop.com , (800) 541-2262

ve, Las Vegas, NV 89144, USA

702) 289-9081

NTA010

| Certificate | Principal/Respondent/Applicant | Associated Company/Driver |
|---|---|---|
| | Antonio Dionisio Rivera | |

| Principal's Position in Investigation |
|---|
| Respondent |

| Investigator's Notes |
|---|
| Citation hearing date 05/05/2021 1:30 pm jh<br>Related Impound I-3312<br>NV DL 2102861817<br>dob 05/20/1975<br>3508 Navajo Way<br>Las Vegas NV 89108 |

| Investigation Number | Fine Amount | Date Fine Paid | Amount Held In Abeyance |
|---|---|---|---|
| 21695 | | | |

| Held In Abeyance Until |
|---|
| |

| Remarks/ Notes |
|---|
| |

| Docket Number | Citation Number | Written Warning Number |
|---|---|---|
| | 21695 | |

| Impound Number | Citation Dated |
|---|---|
| | 4/6/2021 |

| Details of Violation/ Application/ Complaint |
|---|
| NRS 706.386<br>No CPCN |

| Reason for Investigation | Disposition | Date of Sol | Date Case Closed |
|---|---|---|---|
| Violation of NAC(s) and/or NRS(s) | Citation withdrawn | | 5 /21/2021 |

| Distribution Notes |
|---|
| 04/07/2021 Withdrawn per LCsoka |

# Exhibit B

NTA012

00818-00001-00888

Agero Administrative Service Corp
400 River's Edge Drive
Medford, Massachusetts 02155

Agero | SWOOP

7198818 0801 0 000818 000888 000001/000001

HQ TOWING
4320 E PHILADELPHIA AVE
LAS VEGAS, NV 89104

Check No. 0012446451
Check Date 08/03/2023
Check Amount $838.50

| DATE | PO# | INVOICE# | VIN# | AMOUNT |
|---|---|---|---|---|
| 07/29/23 | 56157733 | | | $67.58 |
| 07/29/23 | 56159402 | | | $65.00 |
| 07/29/23 | 56160437 | | | $66.58 |
| 07/29/23 | 56165223 | | | $52.88 |
| 07/31/23 | 56250039 | | | $66.00 |
| 07/31/23 | 56261533 | | | $60.70 |
| 07/31/23 | 56265748 | | | $89.20 |
| 07/31/23 | 56266750 | | | $66.50 |
| 08/01/23 | 56319113 | | | $45.00 |
| 08/01/23 | 56324707 | | | $84.15 |
| 08/01/23 | 56324524 | | | $75.00 |
| 08/01/23 | 56338018 | | | $53.50 |
| 08/01/23 | 56345760 | | | $66.50 |



NTA013

↓ PLEASE FOLD ON PERFORATION AND DETACH HERE ↓

VEHICLE TYPE: LIC:
YES NO YES

# Exhibit C

NTA014

## ENTITY INFORMATION

### ENTITY INFORMATION

**Entity Name:**

AGERO, INC.

**Entity Number:**

C5731-1982

**Entity Type:**

Domestic Corporation (78)

**Entity Status:**

Active

**Formation Date:**

09/28/1982

**NV Business ID:**

NV19821010357

**Termination Date:**

**Annual Report Due Date:**

9/30/2024

**Compliance Hold:**

### REGISTERED AGENT INFORMATION

**Name of Individual or Legal Entity:**

C T CORPORATION SYSTEM*

**Status:**

Active

**CRA Agent Entity Type:**

**Registered Agent Type:**

Commercial Registered Agent

**NV Business ID:**

NV20191497453

**Office or Position:**

**Jurisdiction:**

DELAWARE

**Street Address:**

701 S CARSON ST STE 200, Carson City, NV, 89701, USA

**Mailing Address:**

**Individual with Authority to Act:**

MATTHEW TAYLOR

**Fictitious Website or Domain Name:**

**OFFICER INFORMATION**

☐ **VIEW HISTORICAL DATA**

| Title | Name | Address | Last Updated | Status |
|---|---|---|---|---|
| Other/ | GREGORY KASPRZAK | 400 RIVER'S EDGE DRIVE, MEDFORD, MA, 02155, USA | 10/20/2022 | Active |
| President | DAVID FERRICK | 400 RIVER'S EDGE DRIVE, Medford, MA, 02155, USA | 09/18/2020 | Active |
| Secretary | PETER C NECHELES | 400 RIVER'S EDGE DRIVE, Medford, MA, 02155, USA | 09/18/2020 | Active |
| Treasurer | MARGARET WARD | 400 RIVER'S EDGE DRIVE, Medford, MA, 02155, USA | 09/18/2020 | Active |

| Title | Name | Address | Last Updated | Status |
|---|---|---|---|---|
| Director | JEFFREY C WOLK | 400 RIVER'S EDGE DRIVE, Medford, MA, 02155, USA | 09/18/2020 | Active |

< Previous ... 1 2 ... Next > Page 1 of 2, records 1 to 5 of 6 Go to Page

**CURRENT SHARES**

| Class/Series | Type | Share Number | Value |
|---|---|---|---|
| | Authorized | 2,750,000 | 0.010000000000 |

Page 1 of 1, records 1 to 1 of 1

Number of No Par Value Shares:

**0**

Total Authorized Capital:

**27,500**

Filing History Name History Mergers/Conversions

Return to Search Return to Results

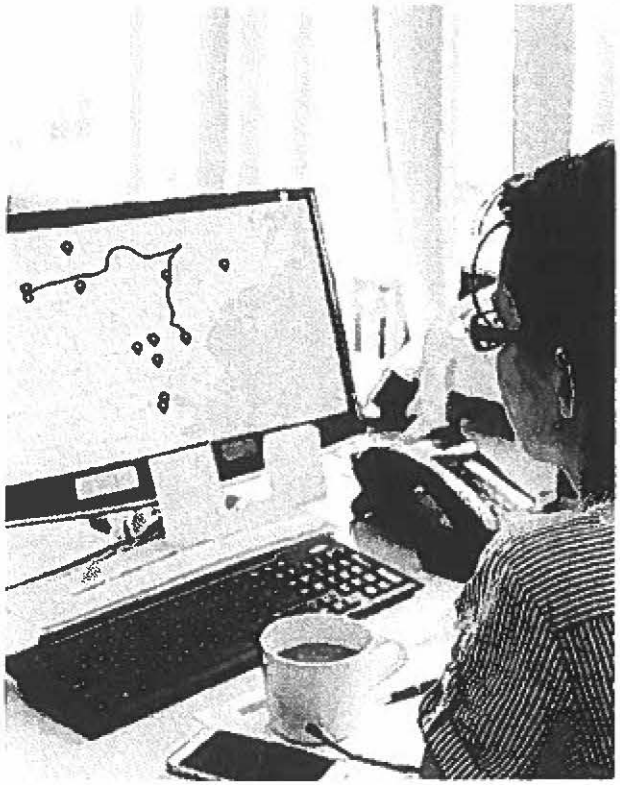
# Exhibit D

NTA018

SWOOP

## BACKED BY EXPERIENCE, BUILT FOR THE ROAD AHEAD

We have the experience to know what's needed in roadside, and the know-how to design it into a complete software platform. Swoop Dispatch Management is the only platform designed by motor clubs for motor clubs. It is powered by algorithms and configurable to client needs. Together, we can drive seamless experiences for motor clubs, clients, customers and providers around the world.



LEARN MORE

NTA019

## WE GET IT

We understand that consumers, agents, clients, and dealers all need different information, and they all need it in real-time. Swoop Dispatch Management is the complete software platform you need to deliver a vertically integrated, digital, and transparent roadside solution, improving each touchpoint and providing holistic end-to-end management for roadside assistance events.

SWOOP | Automotive News PACE AWARD Deloitte 2020 FINALIST

## POWERFUL FEATURES FOR ENHANCED DISPATCH MANAGEMENT

Agero's flexible, dynamic tools can transform the entire dispatch management experience, with powerful features including:

## DISPATCH ALGORITHMS

Built on motor club experience, tested with the largest B2B provider in North America, configurable to your market.

## SWOOP TOW MANAGEMENT

Distribute integrated tow software or leverage the Provider API to connect to solutions already in market.

## INTUITIVE AGENT INTERFACE

Easy to use, easy to train and easy to configure different views to support different agent types.

## ALERTS

Enable proactive and reactive alerts

## INTEGRATIONS

Easily connect to your client and business

## CLIENT & DEALER PORTALS

Deliver transparency with client and

to manage outliers, built on motor club specific machine learning.

systems with built in integrations or with custom gateways.

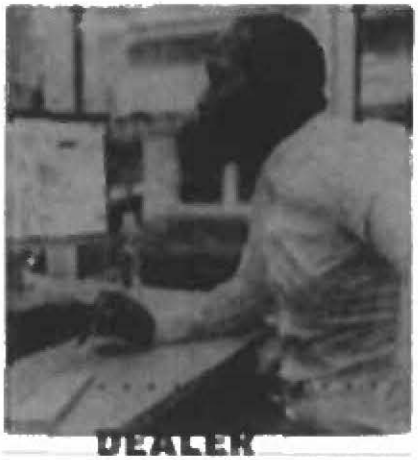
dealer portals, enabling requests, monitoring and reporting.

# TAP FOR ROADSIDE

More than ever, drivers expect convenience, speed, and choice. We're meeting this expectation one roadside event at a time, through technology informed by decades of engineering and experience. Our digital intake options include:

- **Swoop Mobile Web** (included with Swoop Dispatch Management) is an easy-to-use, branded experience where your customers can request roadside without downloading an app. Learn more (https://f.hubspotusercontent10.net/hubfs/2932510/Swoop_OnDemandApp_1Pager_8.5x11_V5.pdf).
- **Swoop Client API** connects directly into your mobile app, making sure help is just one click away from the tools they use every day.
- Get the best of both worlds with the **Swoop Integration with Airkit**. Airkit's on-demand customer experience lets you expand upon the digital experience with a low code, easy-to-use studio. Learn more (https://f.hubspotusercontent10.net/hubfs/2932510/Swoop_Integrations_Airkit_1Pager_8.5x11_V4-1.pdf).

AGENT



DEALER

CLIENT

"The dashboard is very easy to navigate and learn how to use. The color coding really helps you to easily see when it's time to follow up with a service provider."

"Once we started using Swoop, we felt we could see more tows coming in compared to before. Swoop is really helpful for the advisors to get both on site and towing notifications so they can start writing up the paperwork and prepare for the customer before they arrive. It is cool to see the

"We were thrilled with the transparency of the Swoop experience."

- Eric Kurt, Vice President of Hagerty Roadside

trucks on the maps and pictures within Swoop as well."

## EXPLORE OUR ENHANCED DISPATCH MANAGEMENT SOLUTIONS

Find out how we can help you deliver a seamless digital experience to your motor club, clients, and consumers around the world.

CONTACT US



NTA024

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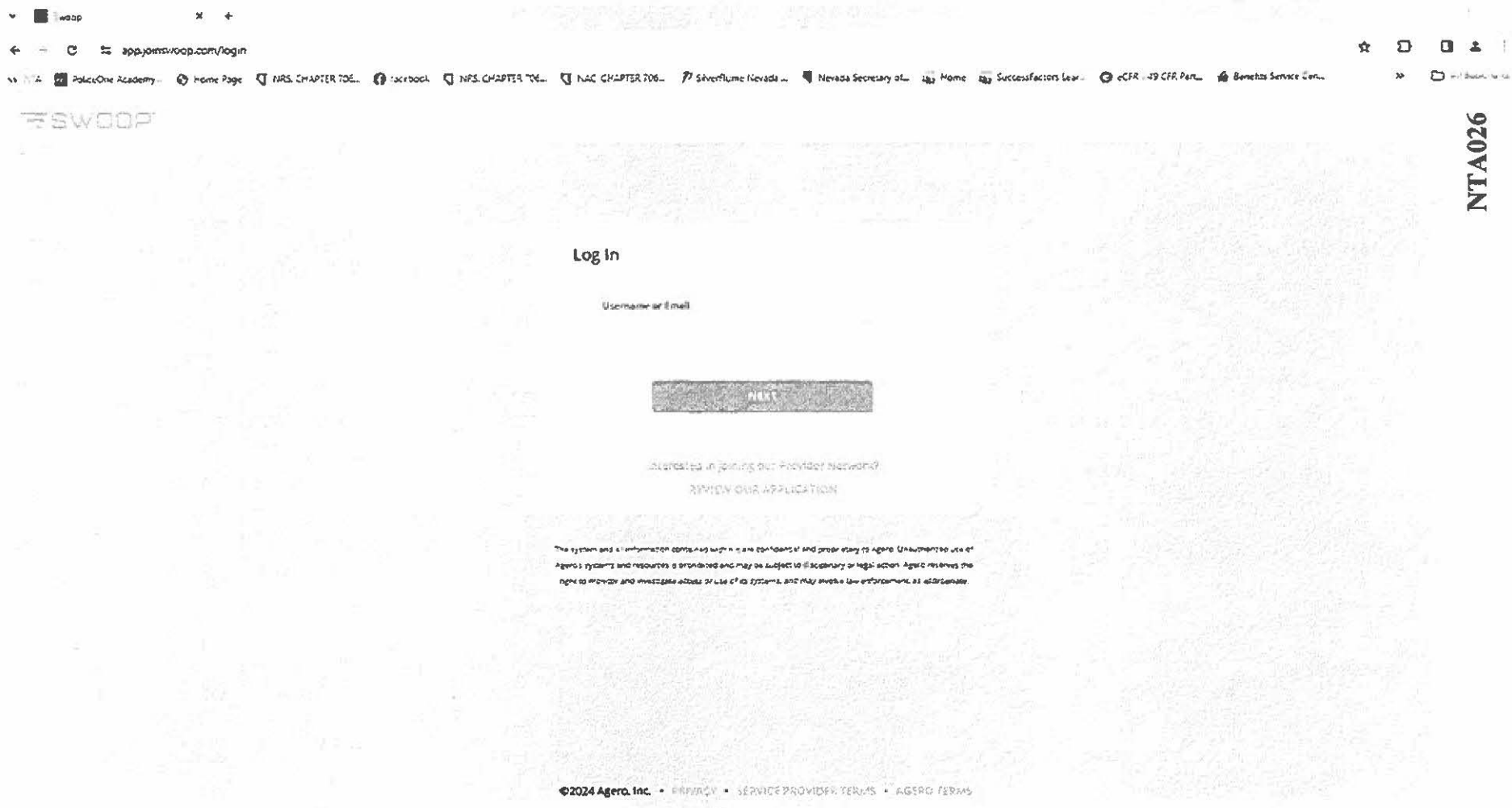
(https://www.linkedin.com/c

(https://www.facebook.com/

(https://www.glassdoor.com/
at-Agero-
EI_IE123127.11,16.htm)


swoop
app.joinswoop.com/login
Log In
Username or E-mail
NEXT
Interested in joining our Provider Network?
REVIEW OUR APPLICATION
©2024 Agero, Inc. • PRIVACY • SERVICE PROVIDER TERMS • AGERO TERMS

NTA026

Agero

# Join Our Network

Whether you're looking to grow your business, keep your trucks moving, or just get started with motor club work, we offer the volume, support and tools to help take your business to the next level. Fill out the form below to get started.

With **12+ million annual dispatches** across **more than 100 programs** with the biggest insurance, auto and transportation brands, along with **24/7 access to**

NTA027

**the best tools** in the business, Agero is your network of choice. **Grow with us.**

**THIS PAGE IS FOR NEW NETWORK APPLICANTS ONLY. NEED ACCOUNT OR TECHNICAL HELP? CONTACT PAG.**

# CRITICAL APPLICATION INSTRUCTIONS & FREQUENTLY ASKED QUESTIONS

Thank you for your interest in becoming a contracted Agero Service Provider! Please carefully review the details in the below FAQ to correctly apply to be part of our growing network.

Complete the application as accurately as possible. Incomplete applications and/or errors will cause delays and may impact your acceptance into our network. Submitting an application does not guarantee acceptance.

**IMPORTANT:** Please ensure the Contact Email you provide at right is an inbox you are regularly monitoring for general communications. We will be in touch with regular updates on the progress of your application and will be sending these communications to the email address you submit.

Please also ensure the email address you provide can accept our emails by adding ageronews@agero.com to your safe-sender list. If your inbox is full, you will not be able to receive our emails.

Note that whether you are enrolled in Agero's network or not, submitting an application will make you a recipient of our Blueprint Bulletin, an email that provides updates on new vehicle handling tips and videos we have on our 100% free site Blueprint. You can unsubscribe from the Bulletin at any time.

Reviewing and accepting our Terms & Conditions is a **requirement** for applying to our network and that by submitting an application you are opting-in to receive marketing

communications from Agero. You can unsubscribe at any time.

What services can I apply for?

**Road-only Services**
These are your "every day" breakdowns including: lockouts, jumpstarts, tire changes, and fuel deliveries.

**Towing Services**
All towing services, including winching. You can choose to perform any of the following, depending on your fleet capabilities:

- Light Duty
- Medium Duty (GVWR in excess of 10,000 lbs, or 21+ feet in length)
- Heavy Duty (GVWR in excess of 20,000 lbs, or 31+ feet in length)

**Mobile Mechanic Services**
Our Mobile Mechanic providers complete on-scene repairs for Medium and Heavy Duty vehicles in our Fleet and Recreational Vehicle space. These services include engine repair, computer diagnostics, exhaust, belts and hoses, sheet metal, as well as general RV repair. In addition, a subset of our Mobile Mechanic providers perform tire delivery service and on-scene installation.

**Accident Management**
Our Accident Management program includes two tow types:

- Accident Towing: Service high-priority dispatches, which may include accidents. An accident tow requires a service provider to respond to the disablement scene with an expedited ETA, obtain the vehicle, and move it to the designated repair or storage facility.

- Secondary Towing with Payout: Deliver vehicles from an impound or storage yard to a designated body shop. You may be asked to advance funds in order to

release the vehicle on behalf of Agero. Advanced funds will be pre-paid by Agero on a Virtual Credit Card (VCC).

How do I confirm the areas I service?

We require a document that lists the zip codes you can and want to service that fall within a 45 minute ETA. Please upload a document that contains each zip code on a separate line. Click the link below if you'd like to download an Excel template, then upload the completed template to the Territory section on the form at right.

- Zip Code Document Template

Do I need to provide IRS information?

What background checks are required?

What insurance do I need?

What other forms/documents do I need to submit?

What type of job volume will I get?

Will I need to use your dispatch software?

When do we discuss rates?

Why do I need to provide information about my business demographics?

NTA030

How long will this process take?

When will I first hear about my application status?

## CONTACT INFORMATION

**Owner's First Name*** **Owner's Last Name***

**Company Name***

**Have you previously applied or been in-network with us?***

Please Select

**Contact Phone Number***
We will use this phone number to communicate your application status.

United S +1

**Contact Email***
We will use this email address to communicate your application status.

**Facility Address***

**Facility Address Line 2**

**Facility City*** **Facility State*** - Please Select - **Facility Zip***

**Is your billing address the same as your facility address?***

- Please Select -

## SERVICES YOU PERFORM

**Please select all services you would like to perform with us:***

Review our application instructions for our requirements. Background checks are required for all members of your business. If you do not provide background checks, your application will not be considered.

Choose Files No file chosen

## INSURANCE INFORMATION

**Please upload your Certificate of Insurance.***

Please review the application instructions for our requirements. COIs that do not meet our minimums may delay your application or cause it to be rejected.

Choose File No file chosen

## ADDITIONAL COMPANY INFO

**How long has your company been in business?***

Please Select

**Do you have experience handling Electric Vehicles?***

Please Select

**Do you currently use digital dispatch software?***

Please Select

**Do you consider your business to be any of the below?**

- ☐ Family-Owned
- ☐ Women-Owned
- ☐ Minority-Owned
- ☐ Veteran-Owned
- ☐ LBGTQ+-Owned
- ☐ Small Business
- ☐ Small Disadvantaged Business
- ☐ Disadvantaged Business Enterprise
- ☐ Other

Note: The information you submit will be anonymous and used for business reporting purposes with clients and other entities as appropriate. The details you provide will in no way influence our decision to onboard you to our Provider Network.

**How did you hear about Agero?**

Please Select

## TERMS AND CONDITIONS

☐ By checking this box, I agree to Agero's Terms and Conditions.*

☐ By checking this box, I agree to Agero's Code of Conduct.*

Submit

# THANK YOU FOR YOUR INTEREST

We look forward to learning more about you, your company, your needs and the opportunities we may have together.

### Support

Service Provider Support

Privacy Policy

Terms Of Service

### About

Contact Us

Why Agero

Careers

### Partners

For Finance Industries

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Join Our Provider Network
(https://info.agero.com)

# About Us

We're powering the next generation of software-enabled driver safety services and technology, pushing the limits of big data to transform the entire driving experience. The majority of leading vehicle manufacturers and insurance providers use Agero's solutions to strengthen their businesses and create stronger, lasting connections with their customers. Together, we're making driving smarter and safer for everyone.

# LEADERSHIP TEAM

PRESIDENT & CEO

As CEO of Agero, Dave Ferrick oversees business development and operational strategies for Agero's growing global portfolio of roadside, accident management and telematics offerings.

**LEARN MORE**

CHIEF PEOPLE OFFICER

Emma is putting her two decades of strategic talent experience to good use addressing Agero's growing need to attract and develop premier talent.

**LEARN MORE**

CHIEF OPERATING OFFICER

Jeff is our go-to person for ongoing development of Agero's long-range strategic plans and operational objectives.

**LEARN MORE**

CHIEF MARKETING OFFICER

As Chief Marketing Officer, Beth brings over 20 years of consumer and customer marketing strategy experience.

**LEARN MORE**

CHIEF FINANCIAL OFFICER

Bill is helping us drive the transformation of our business and the industry.

**LEARN MORE**

CHIEF COMMERCIAL OFFICER

Chetan is furthering Agero's strategic direction within our Insurance and Automotive Roadside, Accident Management, and Repair Advantage lines of business.

**LEARN MORE**

OFFICER

Peter's resume is impressive, and his impact on Agero even more so.

**LEARN MORE**

GROWTH OFFICER

Cathy focuses her many talents on charting a path for continued growth for our Insurance and Automotive Roadside lines of business.

**LEARN MORE**

OUR DIFFERENCE IS OUR

NTA038

# PEOPLE

Talented people make Agero - and therefore our clients - great. See what it's like to work with dedicated and driven people every day.

# WHO WE ARE

Agero is leading the digitalization of driver assistance services on a massive scale, safeguarding consumers on the road through a unique combination of platform

.....

115 MILLION

drivers served each year

.....

intelligence and human-powered solutions.

Our white-label roadside assistance, accident management, consumer affairs, and digital dispatch solutions are informed by deep industry expertise and insight from more than 12 million annual events.

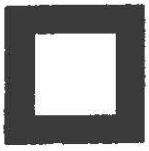
8,000+

contracted preferred Service Providers

.....

10 OUT OF 15

top insurance carriers choose Agero



WHO WE SERVE

# AWARDS & RECOGNITION

BUILT IN BEST LARGE COMPANIES TO WORK FOR 2024 +

FROST & SULLIVAN COMPANY OF THE YEAR 2023 +

THE 2021 CIO 100 +

BUILT IN BEST LARGE COMPANIES TO WORK FOR 2021 +

+

THE BUSINESS INTELLIGENCE GROUP BIG +

STEVIE AWARDS FOR SALES & CUSTOMER SERVICE 2021

INNOVATION AWARDS 2021

THE BUSINESS INTELLIGENCE GROUP EXCELLENCE IN CUSTOMER SERVICE 2021 +

FROST & SULLIVAN BEST PRACTICES CUSTOMER VALUE LEADERSHIP 2020 +

PACE SUPPLIER INNOVATION 2020 +

Cross Country MOTOR CLUB

SINCE 1972

Cross Country Motor Club is Agero's premiere roadside assistance membership program, available to all drivers. CCMC provides members with 24/7 roadside assistance coverage from Agero's curated network of service providers, servicing 100% of US zip codes and Canada. Members enjoy additional benefits such as discounts on travel, hotels, restaurants, and more.

## ROAD | AMERICA®

Agero acquired Road America Motor Club (RAMC) in 2020, which is now serviced through Cross Country Motor Club.

**The services you know and love are still here.** Many of the Roadside Assistance programs remain unchanged – the toll-free phone numbers used to access the program have not changed, nor the membership or policy number used to access benefits.

OUR HISTORY BEGINS IN 1972 +

THE 1980S +

THE 1990S +

THE 2000S +

THE 2010S +

THE 2020S +

# LEARN MORE ABOUT OUR PRODUCTS & SERVICES

We have solutions for just about every situation your drivers may find themselves in. Our products and services streamline and simplify everything from roadside assistance, to accident management to consumer affairs, helping you deliver unparalleled service to drivers in need every day.

LEARN MORE



NTA045

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(https://www.linkedin.com/c

(https://www.facebook.com/

(https://www.glassdoor.com/
at-Agero-
EI_IE123127.11,16.htm)

**NRS 706.756 Unlawful acts; criminal penalties.**

1. Except as otherwise provided in subsection 2, any person who:

(a) Operates a vehicle or causes it to be operated in any carriage to which the provisions of NRS 706.011 to 706.861, inclusive, apply without first obtaining a certificate, permit or license, or in violation of the terms thereof;

(b) Fails to make any return or report required by the provisions of NRS 706.011 to 706.861, inclusive, or by the Authority or the Department pursuant to the provisions of NRS 706.011 to 706.861, inclusive;

(c) Violates, or procures, aids or abets the violating of, any provision of NRS 706.011 to 706.861, inclusive;

(d) Fails to obey any order, decision or regulation of the Authority or the Department;

(e) Procures, aids or abets any person in the failure to obey such an order, decision or regulation of the Authority or the Department;

(f) Advertises, solicits, proffers bids or otherwise is held out to perform transportation as a common or contract carrier in violation of any of the provisions of NRS 706.011 to 706.861, inclusive;

(g) Advertises as providing:

(1) The services of a fully regulated carrier; or

(2) Towing services,

➥ without including the number of the person's certificate of public convenience and necessity or contract carrier's permit in each advertisement;

(h) Knowingly offers, gives, solicits or accepts any rebate, concession or discrimination in violation of the provisions of this chapter;

(i) Knowingly, willfully and fraudulently seeks to evade or defeat the purposes of this chapter;

(j) Operates or causes to be operated a vehicle which does not have the proper identifying device;

(k) Displays or causes or permits to be displayed a certificate, permit, license or identifying device, knowing it to be fictitious or to have been cancelled, revoked, suspended or altered;

(l) Lends or knowingly permits the use of by one not entitled thereto any certificate, permit, license or identifying device issued to the person so lending or permitting the use thereof; or

(m) Refuses or fails to surrender to the Authority or Department any certificate, permit, license or identifying device which has been suspended, cancelled or revoked pursuant to the provisions of this chapter,

➥ is guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than $100 nor more than $1,000, or by imprisonment in the county jail for not more than 6 months, or by both fine and imprisonment.

2. Any person who, in violation of the provisions of NRS 706.386, operates as a fully regulated common motor carrier without first obtaining a certificate of public convenience and necessity or any person who, in violation of the provisions of NRS 706.421, operates as a contract motor carrier without first obtaining a permit is guilty of a misdemeanor and shall be punished:

(a) For a first offense within a period of 12 consecutive months, by a fine of not less than $500 nor more than $1,000. In addition to the fine, the person may be punished by imprisonment in the county jail for not more than 6 months.

(b) For a second offense within a period of 12 consecutive months and for each subsequent offense that is committed within a period of 12 consecutive months of any prior offense under this subsection, by a fine of $1,000. In addition to the fine, the person may be punished by imprisonment in the county jail for not more than 6 months.

3. Any person who, in violation of the provisions of NRS 706.386, operates or permits the operation of a vehicle in passenger service without first obtaining a certificate of public convenience and necessity is guilty of a gross misdemeanor.

4. If a law enforcement officer witnesses a violation of any provision of subsection 2 or 3, the law enforcement officer may cause the vehicle to be towed immediately from the scene and impounded in accordance with NRS 706.476.

5. The fines provided in this section are mandatory and must not be reduced under any circumstances by the court.

6. Any bail allowed must not be less than the appropriate fine provided for by this section.

(Added to NRS by 1971, 716; A 1979, 919; 1981, 1031; 1985, 333; 1987, 2258; 1989, 211, 1413; 1995, 2618; 1997, 1543, 1952, 2681, 2990; 1999, 626, 627, 1963; 2003, 3209; 2005, 942; 2011, 2656, 3658; 2013, 659, 1037, 2006, 2161, 2181, 2536; 2015, 1472; 2017, 2162; 2019, 2963)

# AgeroSupport

**About Us** **Apply**

## CONTACT US

If you have any questions regarding becoming a Service Provider for Agero, or you are a current Service Provider and have questions regarding your account, please feel free to contact us via the following channels:

| Purpose | Contact Information |
| --- | --- |
| **Jobs in Progress**<br>For questions about jobs in progress, or to update Agero about a current job | **Main Roadside Hotline**<br>1.800.541.2262, Option 1<br>www.AgeroJobAssist.com<br><br>**Accident Scene Management & Secondary Towing Hotline**<br>1.866.359.5425<br><br>**Hours of Operations:**<br>10:00 AM- 6:00PM EST M-F |
| **Provider Advocate Group**<br>• **Account Management**<br>  ◦ Performance, territory, rates, Agero policies, Swoop Inquiries, documents uploads, general account inquiries<br>• **Billing**<br>  ◦ All billing inquiries regarding invoice submission, invoice reconciliation, or other billing- related questions<br>• **Technology Support**<br>  ◦ Swoop product support AgeroSupport account lockouts or password resets | **Phone**<br>1.866.219.8136<br><br>**Online**<br>info.agero.com/network<br>*For Agero Billing Discrepancies*<br>www.AgeroTicket.com<br><br>**Chat**<br>Blue chat bubble on AgeroSupport.com or within the Swoop App |
| **Damages Support**<br>Questions regarding vehicle damage | **Email**<br>damageteam@agero.com |

# Exhibit E

NTA050

**NRS 706.446 Operators of tow cars for certain motor clubs not required to obtain certificates of public convenience and necessity or comply with regulations or rates adopted by Authority.** The provisions of this chapter do not require an operator of a tow car who provides towing for a licensed motor club regulated pursuant to chapter 696A of NRS to obtain a certificate of public convenience and necessity or to comply with the regulations or rates adopted by the Authority to provide that towing.

(Added to NRS by 1971, 1464; A 1973, 1524; 1995, 1512, 1513; 1997, 1944, 2676, 2683; 1999, 492)

# Exhibit F

NTA052

**NAC 706.4024 "Operator of a tow car" defined.** (NRS 706.171) "Operator of a tow car" means the owner, manager, employee or agent of a company operating a tow car that holds a certificate of public convenience and necessity issued by the Authority.

(Added to NAC by Transportation Serv. Auth. by R080-00, eff. 7-26-2000)

# Exhibit C

NTA054

**NRS 696A.050 "Motor club" defined.** "Motor club" means any person who in consideration of dues, assessments or periodic payments of money, promises its members or subscribers to assist them in matters relating to travel and the operation, use and maintenance of a motor vehicle in the supply of features or services or reimbursement thereof, which may include:

1. Such services as community traffic safety services, travel and touring service, theft or reward service, map service, towing service, buying and selling service, discount service, emergency road service, bail bond service and legal fee reimbursement service in the defense of traffic offenses, none of which enumerated services, if provided by motor club itself, shall be subject to the insurance laws of this state.

2. The purchase of accidental injury and death benefits insurance coverage, as provided by applicable statutes, by an insurer authorized to do business in this state.

3. Other features or services not deemed by the Commissioner to constitute the business of insurance.

(Added to NRS by 1971, 1876)

# Exhibit H

NTA056

**NRS 696A.040 "Club agent" defined.** "Club agent" means a person other than the motor club itself who acts or aids in any manner in the solicitation, delivery or negotiation of any service contract, or of the renewal or continuance thereof.

(Added to NRS by 1971, 1876)

# Exhibit 1

NTA058

**NRS 696A.250 License: Required to act as club agent.** No person shall act as a club agent in this state without first procuring a license so to act from the Commissioner.

(Added to NRS by 1971, 1881)

# Exhibit J

NTA060

**NRS 696A.130 Rendering of motor club service without certificate of authority prohibited.** A person shall not render or agree to render motor club service in this state without first procuring from the Commissioner a certificate of authority so to act.

(Added to NRS by 1971, 1878)

# Exhibit K

NTA062

**NRS 706.132 "Towing services" defined.** "Towing services" includes the process of towing a vehicle, the storage of that vehicle, the storage of items found in that vehicle and the process of preparing and satisfying any liens against that vehicle to which the operator is entitled.

(Added to NRS by 1997, 2668)

# Exhibit L

NTA064

ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT

ISSUED PURSUANT TO NRS 706.771

No. 25030

STATE OF NEVADA

County of CLARK City of LAS VEGAS

Time 8:33 AM Day of Week TUESDAY Date 3 (Month) 26 (Day), 20 24

Location 3300 W. SAHARA AVE

Name (Last / First / Middle)

Residence Address (Street)

(City / State / Zip)

Operator License No. State

D.O.B (Mo. Day Yr.) Sex Ht Wt Hair Eyes

Company Name AGERO MV/CPCN NO CPCN

Company Address 400 RIVER'S EDGE DR (Street)

MEDFORD (City) MA (State) 02155 (Zip)

Vehicle (Year / Make / Body / Color)

Vehicle License (Number / State / Year)

Respondent AGERO

DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:

| 1. Violation | ☒ NRS / NAC | ☐ CFR / ☐ Other |
|---|---|---|
| UNLAWFUL ACTS | 706.758 1.C | |

To wit: RESPONDENT KNOWINGLY VIOLATES, OR PROCURES, AIDS OR ABETS THE VIOLATION OF, ANY PROVISIONS OF NRS 706.011 TO 706.861 INCLUSIVE.

| 2. ~~Violation~~ | NRS/NAC | ☐ CFR / ☐ Other |
|---|---|---|
| | | |

To wit:

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds / probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law

| Officer / Complainant's Name | Officer / Complainant's Signature | P No. | Date |
|---|---|---|---|
| S. KIM | | 1057 | 3/26/24 |

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 229, Reno, Nevada 89502

on APRIL (Month) 17 (Day), 2024, at 9:00 (am) / pm

Signature X SENT CERTIFIED MAIL

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

(NSPO Rev 10-19) (O) 2803

NTA065

# Exhibit M

NTA066

**NRS 706.756 Unlawful acts; criminal penalties.**

1. Except as otherwise provided in subsection 2, any person who:

(a) Operates a vehicle or causes it to be operated in any carriage to which the provisions of NRS 706.011 to 706.861, inclusive, apply without first obtaining a certificate, permit or license, or in violation of the terms thereof;

(b) Fails to make any return or report required by the provisions of NRS 706.011 to 706.861, inclusive, or by the Authority or the Department pursuant to the provisions of NRS 706.011 to 706.861, inclusive;

(c) Violates, or procures, aids or abets the violating of, any provision of NRS 706.011 to 706.861, inclusive;

(d) Fails to obey any order, decision or regulation of the Authority or the Department;

(e) Procures, aids or abets any person in the failure to obey such an order, decision or regulation of the Authority or the Department;

(f) Advertises, solicits, proffers bids or otherwise is held out to perform transportation as a common or contract carrier in violation of any of the provisions of NRS 706.011 to 706.861, inclusive;

(g) Advertises as providing:

(1) The services of a fully regulated carrier; or

(2) Towing services,

➥ without including the number of the person's certificate of public convenience and necessity or contract carrier's permit in each advertisement;

(h) Knowingly offers, gives, solicits or accepts any rebate, concession or discrimination in violation of the provisions of this chapter;

(i) Knowingly, willfully and fraudulently seeks to evade or defeat the purposes of this chapter;

(j) Operates or causes to be operated a vehicle which does not have the proper identifying device;

(k) Displays or causes or permits to be displayed a certificate, permit, license or identifying device, knowing it to be fictitious or to have been cancelled, revoked, suspended or altered;

(l) Lends or knowingly permits the use of by one not entitled thereto any certificate, permit, license or identifying device issued to the person so lending or permitting the use thereof; or

(m) Refuses or fails to surrender to the Authority or Department any certificate, permit, license or identifying device which has been suspended, cancelled or revoked pursuant to the provisions of this chapter,

➥ is guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than $100 nor more than $1,000, or by imprisonment in the county jail for not more than 6 months, or by both fine and imprisonment.

2. Any person who, in violation of the provisions of NRS 706.386, operates as a fully regulated common motor carrier without first obtaining a certificate of public convenience and necessity or any person who, in violation of the provisions of NRS 706.421, operates as a contract motor carrier without first obtaining a permit is guilty of a misdemeanor and shall be punished:

(a) For a first offense within a period of 12 consecutive months, by a fine of not less than $500 nor more than $1,000. In addition to the fine, the person may be punished by imprisonment in the county jail for not more than 6 months.

(b) For a second offense within a period of 12 consecutive months and for each subsequent offense that is committed within a period of 12 consecutive months of any prior offense under this subsection, by a fine of $1,000. In addition to the fine, the person may be punished by imprisonment in the county jail for not more than 6 months.

3. Any person who, in violation of the provisions of NRS 706.386, operates or permits the operation of a vehicle in passenger service without first obtaining a certificate of public convenience and necessity is guilty of a gross misdemeanor.

4. If a law enforcement officer witnesses a violation of any provision of subsection 2 or 3, the law enforcement officer may cause the vehicle to be towed immediately from the scene and impounded in accordance with NRS 706.476.

5. The fines provided in this section are mandatory and must not be reduced under any circumstances by the court.

6. Any bail allowed must not be less than the appropriate fine provided for by this section.

(Added to NRS by 1971, 716; A 1979, 919; 1981, 1031; 1985, 333; 1987, 2258; 1989, 211, 1413; 1995, 2618; 1997, 1543, 1952, 2681, 2990; 1999, 626, 627, 1963; 2003, 3209; 2005, 942; 2011, 2656, 3658; 2013, 659, 1037, 2006, 2161, 2181, 2536; 2015, 1472; 2017, 2162; 2019, 2963)

# Exhibit N

NTA070

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

AGERO
400 RIVERS EDGE DR
MEDFORD MA 02155

9590 9402 7419 2055 7483 58

2. Article Number (Transfer from service label)
7019 2280 0000 7700 0694

PS Form 3811, July 2020 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X
☐ Agent
☐ Addressee

B. Received by (Printed Name) | C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

25030

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☐ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery
and Mail
and Mail Restricted Delivery
over $500)

Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Certified Mail Fee
$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) $
☐ Return Receipt (electronic) $
☐ Certified Mail Restricted Delivery $
☐ Adult Signature Required $
☐ Adult Signature Restricted Delivery $
Postage
$
Total Postage and Fees
$
Sent To
Street and Apt. No., or PO Box
City, State, ZIP+4®

Postmark Here

AGERO
400 RIVERS EDGE DR
MEDFORD MA 02155

7019 2280 0000 7700 0694

7019 2280 0000 7700 0694

RETURN RECEIPT

NTA071

**AGERO MTD - EXHIBIT 2**

**AGERO MTD - EXHIBIT 2**

STATE OF NEVADA
DEPARTMENT OF BUSINESS & INDUSTRY

# NEVADA TRANSPORTATION AUTHORITY

ENFORCEMENT DIVISION

## SUPPLEMENTAL REPORT

*(NON-CERTIFICATED CARRIER OPERATING WITHOUT AUTHORITY)*

| | |
|---|---|
| **ADMIN CITATION NO:** | **25034** |
| **INCIDENT:** | **NRS 706.756: Unlawful acts; criminal penalties.** Violates, or procures, aids, or abets the violating of, any provisions of NRS 706.011 to 706.861, inclusive |
| **LOCATION:** | 3300 W Sahara Ave #200<br>Las Vegas, NV, 89102 |
| **INVESTIGATOR:** | S. Kim #J057/J |
| **DATE/TIME:** | April 29, 2024 @ 0841 Hours |
| **RESPONDENT:** | Agero, Inc. |

**DETAILS:**

On April 24, 2024, at approximately 1554 hours, while on patrol with Investigator Kong, I received a phone call from Chief Foster. Chief Foster stated he was going to perform a vehicle stop on a black tow truck he was following. At approximately 1601 hours, we met with Chief Foster at Discount Tire 6566 W. Sahara Ave., Las Vegas, NV, 89146.

Chief Foster stopped a black 2023 Hino flatbed tow truck with a temporary Virginia placard 90621G driven by Michael Anthony Jenkins. Chief Foster stated he observed the black tow truck drop off a white 2002 Cadillac Escalade with Nevada license plate LVAN77 at Discount Tire. The driver was identified as Michael Anthony Jenkins. Jenkins stated he works for Agero and Copart. He said Agero dispatched him to the Escalade at the request of State Farm. Jenkins said he will be paid $50.00 for the towing of the Escalade. The owner of the Escalade was identified as Joseph Merritt Jr. The vehicle owned by Merritt was not a part of a Cross Country Motor Club that is owned by Agero **(Exhibit A).** Motor Club is defined in NRS 696A.050, any person who in consideration of dues, assessments or periodic payments of money, promises its members of subscribers to assist them in matters relating to travel and operation, use of and maintenance of a motor vehicle in the supply of features or services or reimbursement **(Exhibit B).** Jenkins also stated his company name was MTEA Transport LLC. MTEA Transport LLC held themselves out to Agero for all to employ. Jenkins must possess a Certificate of Public Convenience and Necessity (CPCN) issued by the Nevada Transportation Authority (NTA) if he is getting compensated for his tows. Agero was using noncertificated tow carriers for tow services.

On April 30, 2024, as a result of Agero's business practices, I issued Agero, Inc. Administrative Citation #25034 **(Exhibit C)** for violation of NRS 706.756(1)(c). **(Exhibit D)** I asked Legal Secretary Stewart to mail Agero the Respondent's copy of the citation via certified mail. **(Exhibit E)** Agero 400 River's Edge Drive, Medford, MA 02155.

**SUMMARY**: Agero does not have a CPCN issued by the NTA. Agero is providing easy access to the towing industry through the Swoop app and not ensuring certificated carriers are performing the tow service, and noncertificated tow carriers are taking advantage of this system to perform tows from point to point within the State of Nevada without the required CPCN. Agero allowing noncertificated operators to perform these tows places great risks to the safety of the travelling public. I issued Agero an Administrative Citation for knowingly aiding noncertificated tow carriers in the violation of any provisions of NRS 706.011 to 706.861 inclusive.

**PRIOR RECORDS: (Exhibit F)**

**EXHIBITS**:

A. Impoundment of Michael Anthony Jenkins
B. Motor club NRS 696A.050
C. Administrative Citation #25034
D. NRS 706.756
E. Certified mail
F. Prior

**Investigator Sean Kim**
Nevada Transportation Authority
Department of Business & Industry

5/1/24
Date

Approved by

05/01/24
Date

# Exhibit A

NTA003

STATE OF NEVADA
DEPARTMENT OF BUSINESS & INDUSTRY

# NEVADA TRANSPORTATION AUTHORITY

ENFORCEMENT DIVISION

## INVESTIGATION REPORT

*(NON-CERTIFICATED CARRIER OPERATING WITHOUT AUTHORITY)*

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| | |
|---|---|
| **ADMIN CITATION NO:** | **25033** |
| **IMPOUND NO:** | **5103** |
| **INCIDENT:** | **NRS 706.386:** Fully regulated common motor carrier required to obtain certificate.<br><br>**NRS 706.476:** Impoundment by Authority of certain vehicles in authorized use; notice and hearing; Administrative fine. |
| **LOCATION:** | Discount Tire<br>6565 W. Sahara Ave<br>Las Vegas, NV 89146 |
| **INVESTIGATOR:** | S. Kim #J057 & J. Foster #J035 |
| **DATE/TIME:** | April 24, 2024 @ 1601 Hours |
| **RESPONDENT:** | Michael Anthony Jenkins/MTEA Transport LLC |

---

**DETAILS:**

On April 24, 2024, at approximately 1554 hours, while on patrol with Investigator Kong, I received a phone call from Chief Foster. Chief Foster stated he was going to perform a vehicle stop on a black tow truck he was following. I asked for his location. At approximately 1601 hours we met Chief Foster at Discount Tire 6565 W. Sahara Ave., Las Vegas, NV, 89146.

Chief Foster stopped a black 2023 Hino flatbed tow truck with a temporary Virginia placard 90621G driven by Michael Anthony Jenkins. Chief Foster stated he observed the black tow truck drop off a white 2002 Cadillac Escalade with Nevada license plate LVAN77 at the Discount Tire **(Exhibit A).** The driver was identified through his Nevada driver's license, which he provided me upon request. Investigator Kong asked Jenkins for consent to complete a pat search for weapons with negative results. Jenkins advised Investigator Kong that he is a Carry Concealed Weapon (CCW) holder and told Investigator Kong that he has a loaded 9mm handgun inside the lunch bag on the floorboard of the driver's side. I secured the lunch bag and placed it in my vehicle until the end of the investigation.

Jenkins stated, he works for Agero and Copart. He said Agero dispatched him to the Escalade at the request of State Farm. Jenkins said he will be paid $50.00 for the towing of the Escalade. The owner of the Escalade is Joseph Merritt Jr. **(Exhibit B).** The vehicle owned by Merritt is not a part of a Cross Country Motor Club that is owned by Agero. Motor club is defined in NRS 696A.050 "Motor club" means any person who in consideration of dues, assessments or periodic payments of money, promises its members of subscribers to assist them in matters relating to travel and the operation, use and maintenance of a motor vehicle in the supply of features or services or reimbursement **(Exhibit C).** Jenkins also stated his company name is MTEA Transport LLC. Therefore, MTEA Transport LLC held themselves out to Agero for all to employ. Jenkins stated he's been working in Las Vegas for approximately 5 months and that he strictly works for Agero and Copart. I explained to Jenkins that he must have a Certificate of Public Convenience and Necessity (CPCN) which is required and issued by the Nevada Transportation Authority (NTA) if he is getting compensated for his tows.

I contacted NSP dispatch and requested that Jenkins be run for outstanding warrants, as well as driver's license status. I requested a registration information check on the 2023 Hino flatbed. I also requested a tow truck to be sent to our location. Jenkins returned clear and valid, and the vehicle's registration returned clear and valid to Jenkins. I did not find any insurance cards or registration cards inside the truck. Jenkins looked through his phone and found a photo of his insurance card, which I took a picture of **(Exhibit D).** I advised Jenkins because he has been working in Las Vegas for 5 months and per Nevada Revised Statute 482.385, his tow truck needed to be registered within 30 days after beginning its operation within this State.

At approximately 1645 hours, Investigators G. Istefan and B. King arrived at our locations.

I issued Michael Anthony Jenkins/MTEA Transport LLC Administrative Citation #25033 **(Exhibit E)** for the violation of NRS 706.386 **(Exhibit F).** I also served Jenkins with Notice of Hearing Regarding Impounded Vehicle #5103 **(Exhibit G).** I advised Jenkins to stop by the DMV and get a 10 day moving permit. Jenkins was allowed to retrieve his belongings from the truck. I returned the lunch bag with firearm inside to Jenkins. Jenkins left the scene without incident. Investigator Kong completed a Vehicle Inventory Report for the truck **(Exhibit H)** I took several photographs of the tow truck **(Exhibit I).**

At approximately 1714 hours, Ewing Bros.Towing arrived at our location and took custody of the truck. The tow and impoundment of the vehicle were in accordance with NRS 706.476 **(Exhibit J).** Upon releasing the vehicle to Ewing Bros. Towing, Investigators departed the scene without incident.

On April 25, 2024, a search of the Nevada Secretary of State's Business License Entity Search showed MTEA Transport LLC was formed on 6/20/23 with managing members as Michael Jenkins and George Bouyagian **(Exhibit K).**

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**SUMMARY:**

Michael Anthony Jenkins/MTEA Transport LLC is a non-certificated tow carrier who was providing tow car services within the State of Nevada without the required

CPCN. NTA Investigators issued Jenkins an Administrative Citation and Notice of Hearing, and the vehicle was impounded pursuant to Nevada State Law.

**PRIOR RECORDS:** None

**EXHIBITS:**

A. Pictures of 2002 Cadillac Escalade
B. Insurance card of 2002 Cadillac Escalade
C. NRS 696A.050 "Motor Club"
D. Picture of 2023 Hino insurance document
E. Administrative Citation #25033
F. NRS 706.386
G. Notice of Hearing Regarding Impounded Vehicle #5103
H. Vehicle Inventory Report
I. Pictures of vehicle
J. NRS 706.476
K. Secretary of State

JO57 — 4/25/24

**Investigator Sean Kim** — Date
Nevada Transportation Authority
Department of Business & Industry

JO3F — 04/25/24

Approved by — Date

# Exhibit B

NTA007

**NRS 696A.050 "Motor club" defined.** "Motor club" means any person who in consideration of dues, assessments or periodic payments of money, promises its members or subscribers to assist them in matters relating to travel and the operation, use and maintenance of a motor vehicle in the supply of features or services or reimbursement thereof, which may include:

1. Such services as community traffic safety services, travel and touring service, theft or reward service, map service, towing service, buying and selling service, discount service, emergency road service, bail bond service and legal fee reimbursement service in the defense of traffic offenses, none of which enumerated services, if provided by motor club itself, shall be subject to the insurance laws of this state.

2. The purchase of accidental injury and death benefits insurance coverage, as provided by applicable statutes, by an insurer authorized to do business in this state.

3. Other features or services not deemed by the Commissioner to constitute the business of insurance.

(Added to NRS by 1971, 1876)

# Exhibit C

NTA009

**ADMINISTRATIVE CITATION AND VERIFIED COMPLAINT**

**ISSUED PURSUANT TO NRS 706.771**

No. 25034

STATE OF NEVADA

County of CLARK City of LAS VEGAS

Time 8:14 A.M. Day of Week MONDAY Date 4 (Month) 29 (Day), 20 24

Location 3300 W. SAHARA AVE

Name JENKINS (Last) MICHAEL (First) ANTHONY (Middle)

Residence Address 9599 N. CHARLESTON BLVD # 2110 (Street)

LAS VEGAS (City) NV (State) 89117 (Zip)

Operator License No. 1607394732 State NV

D.O.B. 3 (Mo.) 27 (Day) 82 (Yr.) M (Sex) 6' (Ht.) 205 (Wt.) BRO (Hair) BRO (Eyes)

Company Name AGERO MV/CPCN NO CPCN

Company Address 400 RIVER'S EDGE DR (Street)

MEDFORD (City) MA (State) 02155 (Zip)

Vehicle 2023 (Year) HINO (Make) FLATBED (Body) BLK (Color)

Vehicle License 90621G (Number) VA (State) 2024 (Year)

Respondent AGERO

**DID THEN AND THERE COMMIT THE FOLLOWING OFFENSES/INFRACTIONS:**

| 1. Violation | (NRS) NAC | ☐ CFR |
|---|---|---|
| UNLAWFUL ACTS | 706.756 1.C | ☐ Other |

To wit: RESPONDENT KNOWINGLY VIOLATES, OR PROCURES, AIDS OR ABETS THE VIOLATION OF, ANY PROVISIONS OF NRS 706.01 TO 706.861 INCLUSIVE

| | | |
|---|---|---|
| | | ☐ CFR |
| | | ☐ Other |

To wit:

I certify (or declare) under penalty of perjury under the laws of the State of Nevada that I have grounds / probable cause to believe and do believe that above named respondent committed the above infraction(s) and or violation(s) contrary to law.

| Officer / Complainant's Name | Officer / Complainant's Signature | P No. | Date |
|---|---|---|---|
| S. KIM | | J057 | 4/29/24 |

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 229, Reno, Nevada 89502

on MAY (Month) 15 (Day), 20 24 at 9:00 (am) pm

Signature X SENT CERTIFIED MAIL

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

(NSPO Rev. 10-19)

(DI 2501)

# Exhibit D

NTA011

**NRS 706.756 Unlawful acts; criminal penalties.**

1. Except as otherwise provided in subsection 2, any person who:

(a) Operates a vehicle or causes it to be operated in any carriage to which the provisions of NRS 706.011 to 706.861, inclusive, apply without first obtaining a certificate, permit or license, or in violation of the terms thereof;

(b) Fails to make any return or report required by the provisions of NRS 706.011 to 706.861, inclusive, or by the Authority or the Department pursuant to the provisions of NRS 706.011 to 706.861, inclusive;

(c) Violates, or procures, aids or abets the violating of, any provision of NRS 706.011 to 706.861, inclusive;

(d) Fails to obey any order, decision or regulation of the Authority or the Department;

(e) Procures, aids or abets any person in the failure to obey such an order, decision or regulation of the Authority or the Department;

(f) Advertises, solicits, proffers bids or otherwise is held out to perform transportation as a common or contract carrier in violation of any of the provisions of NRS 706.011 to 706.861, inclusive;

(g) Advertises as providing:

(1) The services of a fully regulated carrier; or

(2) Towing services,

➥ without including the number of the person's certificate of public convenience and necessity or contract carrier's permit in each advertisement;

(h) Knowingly offers, gives, solicits or accepts any rebate, concession or discrimination in violation of the provisions of this chapter;

(i) Knowingly, willfully and fraudulently seeks to evade or defeat the purposes of this chapter;

(j) Operates or causes to be operated a vehicle which does not have the proper identifying device;

(k) Displays or causes or permits to be displayed a certificate, permit, license or identifying device, knowing it to be fictitious or to have been cancelled, revoked, suspended or altered;

(l) Lends or knowingly permits the use of by one not entitled thereto any certificate, permit, license or identifying device issued to the person so lending or permitting the use thereof; or

(m) Refuses or fails to surrender to the Authority or Department any certificate, permit, license or identifying device which has been suspended, cancelled or revoked pursuant to the provisions of this chapter,

➥ is guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than $100 nor more than $1,000, or by imprisonment in the county jail for not more than 6 months, or by both fine and imprisonment.

2. Any person who, in violation of the provisions of NRS 706.386, operates as a fully regulated common motor carrier without first obtaining a certificate of public convenience and necessity or any person who, in violation of the provisions of NRS 706.421, operates as a contract motor carrier without first obtaining a permit is guilty of a misdemeanor and shall be punished:

(a) For a first offense within a period of 12 consecutive months, by a fine of not less than $500 nor more than $1,000. In addition to the fine, the person may be punished by imprisonment in the county jail for not more than 6 months.

(b) For a second offense within a period of 12 consecutive months and for each subsequent offense that is committed within a period of 12 consecutive months of any prior offense under this subsection, by a fine of $1,000. In addition to the fine, the person may be punished by imprisonment in the county jail for not more than 6 months.

3. Any person who, in violation of the provisions of NRS 706.386, operates or permits the operation of a vehicle in passenger service without first obtaining a certificate of public convenience and necessity is guilty of a gross misdemeanor.

4. If a law enforcement officer witnesses a violation of any provision of subsection 2 or 3, the law enforcement officer may cause the vehicle to be towed immediately from the scene and impounded in accordance with NRS 706.476.

5. The fines provided in this section are mandatory and must not be reduced under any circumstances by the court.

6. Any bail allowed must not be less than the appropriate fine provided for by this section.

(Added to NRS by 1971, 716; A 1979, 919; 1981, 1031; 1985, 333; 1987, 2258; 1989, 211, 1413; 1995, 2618; 1997, 1543, 1952, 2681, 2990; 1999, 626, 627, 1963; 2003, 3209; 2005, 942; 2011, 2656, 3658; 2013, 659, 1037, 2006, 2161, 2181, 2536; 2015, 1472; 2017, 2162; 2019, 2963)

# Exhibit E

NTA015

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

AGERO
400 RIVERS EDGE DR
MEDFORD MA 02155

9590 9402 7419 2055 7483 65

2. Article Number (Transfer from service label)
7019 2280 0000 7700 0700

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X
☐ Agent
☐ Addressee

B. Received by (Printed Name) | C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

25034

3. Service Type
☐ Adult Signature
☐ Adult Signature Restricted Delivery
☑ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
☐ Insured Mail
☐ Insured Mail Restricted Delivery (over $500)
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

## Certified Mail service provides the following benefits:

- A receipt (this portion of the Certified Mail label).
- A unique identifier for your mailpiece.
- Electronic verification of delivery or attempted delivery.
- A record of delivery (including the recipient's signature) that is retained by the Postal Service™ for a specified period.

*Important Reminders:*

- You may purchase Certified Mail service with First-Class Mail®, First-Class Package Service®, or Priority Mail® service.
- Certified Mail service is not available for international mail.
- Insurance coverage is not available for purchase with Certified Mail service. However, the purchase of Certified Mail service does not change the insurance coverage automatically included with certain Priority Mail items.
- For an additional fee, and with a proper endorsement on the mailpiece, you may request the following services:
  - Return receipt service, which provides a record of delivery (including the recipient's signature). You can request a hardcopy return receipt or an electronic version. For a hardcopy return receipt, complete PS Form 3811, *Domestic Return Receipt*; attach PS Form 3811 to your mailpiece; for an electronic return receipt, see a retail associate for assistance. To receive a duplicate return receipt for no additional fee, present this USPS®-postmarked Certified Mail receipt to the retail associate.
  - Restricted delivery service, which provides delivery to the addressee specified by name, or to the addressee's authorized agent.
  - Adult signature service, which requires the signee to be at least 21 years of age (not available at retail).
  - Adult signature restricted delivery service, which requires the signee to be at least 21 years of age and provides delivery to the addressee specified by name, or to the addressee's authorized agent (not available at retail).
- To ensure that your Certified Mail receipt is accepted as legal proof of mailing, it should bear a USPS postmark. If you would like a postmark on this Certified Mail receipt, please present your Certified Mail item at a Post Office™ for postmarking. If you don't need a postmark on this Certified Mail receipt, detach the barcoded portion of this label, affix it to the mailpiece, apply appropriate postage, and deposit the mailpiece.

IMPORTANT: Save this receipt for your records.

PS Form 3800, April 2015 (Reverse) PSN 7530-02-000-9047

AGERO
400 RIVERS EDGE DR
MEDFORD MA 02155

3922
STATE OF NEVADA
DEPARTMENT OF BUSINESS AND INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
3300 W. Sahara Avenue, Suite 200
Las Vegas, Nevada 89102

NTA016

# Exhibit F

NTA017

STATE OF NEVADA
DEPARTMENT OF BUSINESS & INDUSTRY

# NEVADA TRANSPORTATION AUTHORITY

ENFORCEMENT DIVISION

## INVESTIGATION REPORT

*(NON-CERTIFICATED CARRIER OPERATING WITHOUT AUTHORITY)*

| | |
|---|---|
| **ADMIN CITATION NO:** | **25030** |
| **INCIDENT:** | **NRS 706.756: Unlawful acts; criminal penalties.** Violates, or procures, aids, or abets the violating of, any provisions of NRS 706.011 to 706.861, inclusive |
| **LOCATION:** | 3300 W Sahara Ave #200<br>Las Vegas, NV, 89102 |
| **INVESTIGATOR:** | S. Kim #J057/J. Brown #J042 |
| **DATE/TIME:** | March 20, 2023 @ 0950 Hours |
| **RESPONDENT:** | Agero, Inc. |

**DETAILS:**

During an investigation of a noncertificated tow carrier in October 2021, Dusty's Roadside Assistance and Tow, LLC (now a certificated carrier), Chief of Enforcement John Foster discovered the owner, Antonio Rivera, conducted multiple tows which were dispatched by a web-based service called Swoop. It was later determined that Swoop was a service provided by Agero. Rivera explained he joined Swoop on a trial period for a period of time. In turn, Swoop dispatches him to perform tow services. Upon expiration of the trial period, it will cost Rivera approximately $48.00 dollars a month to continue receiving tow customers from Swoop. Swoop has tow management software program where you as a tow carrier will download a Swoop app. using your cell phone. Swoop app. explains the vehicle information, destination of pick up and drop off locations, and what they're paying for the tow services. Tow carriers will be compensated by Agero according to tow services he or she performs. Agero does not have a Certificate of Public Convenience and Necessity (CPCN) that is issued by the Nevada Transportation Authority (NTA). **(Exhibit A)**

During an operational inspection of JL Towing CPCN 7504, in December 2023, Inv. Brown found a check stub issued by Agero Administrative Services Corp. (400 River's Edge Dr., Medford, MA, 02155) and payable to HQ Towing (a noncertificated carrier). Additional investigation revealed HQ Towing and JL Towing were owned by the same person and domiciled at the same address. Inv. Brown took a photo of the check stub for his operational inspection report **(Exhibit B)**.

On March 20, 2024, I was assigned an investigation to look further into Agero's involvement in the Nevada tow industry. A cursory investigation revealed, Agero had been utilizing noncertificated carriers for their services. A search of the Nevada Secretary of State's Business License Entity records showed Agero, Inc. was formed on 9/28/1982 with a registered agent listed as Matthew Taylor, based out of Carson City, Nevada **(Exhibit C)**. Agero's website states they are, "leading the digitalization of driver assistance services on a massive scale, safeguarding consumers on the road through a unique combination of platform intelligence and human-powered solutions. Our white-label roadside assistance, accident management, consumer affairs and digital dispatch solutions are informed by deep industry expertise and insight from more than 12 million annual events. Cross Country Motor Club (CCMC) is Agero's premiere roadside assistance membership program, available to all drivers. CCMC provides members with 24/7 roadside assistance coverage from Agero's created network of service providers, servicing 100% of US zip codes and Canada. Agero acquired Road America Motor Club (RAMC) in 2020, which is now serviced through CCMC." It also has been confirmed CCMC registered with Nevada DOI. However, RAMC license has been inactive since July 2023. **(Exhibit D)**

**NRS 706.446 Operators of tow cars for certain motor clubs not required to obtain certificates of public convenience and necessity or comply with regulations or rates adopted by Authority.** The provisions of this chapter do not require an operator of a tow car who provides towing for a licensed motor club regulated pursuant to chapter 696A of NRS to obtain a certificate of public convenience and necessity or to comply with the regulations or rates adopted by the Authority to provide that towing. Agero utilized noncertificated carriers to provide and conduct services that require a CPCN in the state of Nevada. **(Exhibit E)** The noncertificated carriers utilized by Agero do not meet the exception outlined in NRS 706.446. NAC 706.4024 "Operator of a tow car" means the owner, manager, employee or agent of a company operating a tow car that holds a CPCN issued by the Authority. **(Exhibit F)**

Agero also advertised that they operate under Cross Country Motor Club. Motor club is defined in NRS 696A.050 "Motor club" means any person who in consideration of dues, assessments or periodic payments of money, promises its members of subscribers to assist them in matters relating to travel and the operation, use and maintenance of a motor vehicle in the supply of features or services or reimbursement. **(Exhibit G)**

Agero is acting as an agent, which is violation of NRS 696A.040, "Club agent" means a person other than the motor club itself who acts or aids in any manner in the solicitation, delivery, or negotiation of any service contract, or of the renewal or continuance thereof. **(Exhibit H)**

NRS 696A.250 License: Required to act as club agent. No person shall act as a club agent in this state without first procuring a license so to act from the Commissioner. **(Exhibit I)**

I called Agero (1-866-219-8136) which is based out of Medford, MA. I spoke to a person (that identified themself as) by name of Jane. I explained to her, that I was an Investigator with the Nevada Transportation Authority and the NTA regulates tow companies conducting intrastate services. I explained to Jane that I would like to talk to Matthew Taylor who is in Carson City, Nevada. Jane stated she would reach out to him and have him call me.

On March 21, 2024, I called and spoke to Supervisory Investigator C. Arnette who works out of the Reno NTA office. I explained to Arnette that I needed his help with locating Matthew Taylor. I provided Arnette with the available contact information for Taylor. Later that day, Arnette informed me that he spoke to Taylor and gave me Taylor's direct contact information.

I spoke to Taylor and explained that I was an Investigator with the NTA, and I was investigating Agero's involvement in the Nevada Tow Industry. Taylor stated he works as an agent for CT Corporation (CT Corporation is a corporation trust management company and has no involvement with the operation of Agero.) and that he is not responsible for Agero's business practices. Taylor also stated he doesn't report to Agero, and he doesn't have any idea who Agero is. Taylor mentioned he was going to speak to Nevada Secretary of State's Office to have them remove his name as the registered agent for Agero.

On March 25, 2024, I met with Stephanie Canter (Chief Investigator) with State of Nevada Division of Insurance. Canter stated, noncertificated tow carriers have come to her office seeking information on how to become a Motor Club or Club Agent. Canter will than refer noncertificated tow carriers to the NTA. In accordance with NRS 696A.130 Rendering of motor club service without certificate of authority prohibited. A person shall not render or agree to render motor club service in this state without first procuring from the Commissioner a certificate of authority to so act. **(Exhibit J)**

Agero has been using noncertificated tow carriers to complete towing services as defined in NRS 706.132. **NRS 706.132 "Towing services"** includes the process of towing a vehicle, the storage of that vehicle and process of preparing and satisfying any liens against that vehicle to which the operator in entitled. **(Exhibit K)**

Agero's business practices have aided noncertificated carriers in the violation of NAC/NRS 706. These actions are a violation of NRS 706.756(1)(c). **NRS 706.756 Unlawful acts; criminal penalties.**

1. Except as otherwise provided in subsection 2, any person who:

(c) Violates, or procures, aids or abets the violating of, any provision of NRS 706.011 to 706.861, inclusive.

As a result of Agero's business practices I issued Agero, Inc. Administrative Citation #25030 **(Exhibit L)** for violation of NRS 706.756(1)(c). **(Exhibit M)** I asked Legal Secretary Stewart to mail Agero the Respondent's copy of the citation via certified mail. **(Exhibit N)** Agero 400 River's Edge Drive, Medford, MA 02155.

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**SUMMARY:** Agero does not have a CPCN issued by the NTA. Agero is providing easy access to the towing industry through the Swoop app and not ensuring certificated carriers are preforming the tow service, and noncertificated tow carriers are taking advantage of this system by performing tows from point to point within the State of Nevada without the required CPCN. Agero allowing noncertificated operators to perform these tows places great risks to the safety of the travelling public. I issued Agero an Administrative Citation for knowingly aiding noncertificated tow carriers in the violation of any provisions of NRS 706.011 to 706.861 inclusive.

**PRIOR RECORDS:** None

**EXHIBITS:**

A. Sting that discovered Agero (Swoop)
B. Invoice and payments from Agero to HQ Towing (a noncertificated carrier)
C. Secretary of State Business Entity (Agero, INC)
D. Agero's website
E. NRS 706.446
F. NAC 706.4024
G. NRS 696A.050
H. NRS 696A.040
I. NRS 696A.250
J. NRS 696A.130
K. NRS 706.132
L. Administrative Citation #25030
M. NRS 706.756
N. Certified mail

5057 — 3/28/24

**Investigator Sean Kim** — Date
Nevada Transportation Authority
Department of Business & Industry

5035 — 3/28/24

Approved by — Date

**AGERO MTD - EXHIBIT 3**

**AGERO MTD - EXHIBIT 3**

Nevada Department of Business & Industry

Nevada Transportation Authority

NV gov

HOME ABOUT CARRIERS CONSUMERS FORMS CONTACT

# *Dusty's Roadside Assistance and Tow, LLC*

| | |
|---|---|
| **Certificate Number** | 7482 |
| **Status of Certificate** | Active |
| **DBA (if any)** | |
| **Phone** | 702-680-3132 |
| **Fax** | |

***AUTHORITY(IES)***

Consent Only Tow

STEVE SISOLAK
*Governor*

TERRY REYNOLDS
*Director B&I*

DAWN GIBBONS
*Chairman*

GEORGE ASSAD
*Commissioner*

STATE OF NEVADA

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
Grant Sawyer Building, 555 East Washington Avenue Las Vegas, NV 89101
Department of Business & Industry, 3300 West Sahara Avenue, Suite 425, Las Vegas, NV 89102
Department of Business & Industry, 1830 College Parkway Suite 100 Carson City, NV 89703
Legislative Counsel Bureau of Nevada, 401 South Carson Street Carson City NV 89701
Nevada Transportation Authority, 3300 West Sahara Avenue, Suite 200, Las Vegas, NV 89102
Nevada Transportation Authority, 1755 East Plumb Lane, Suite 229, Reno, NV 89502
Nevada Transportation Authority website: http://www.nta.nv.gov

## MEETING NOTICE AND AGENDA

This is a notice of a duly authorized general session of the Nevada Transportation Authority scheduled for **Thursday, August 26, 2021 at 9:30 am (Items 1 through 73).** Due to the expected lengthy duration of the general session, coupled with the limited capacity of the Authority's facilities, the Authority will hear **Items 74 through 94 commencing at 1:15 pm**, preceded and followed by additional public comment periods.

The public may attend the meeting via WebEx or via telephone pursuant to AB253. Public comment will be accepted by either mode of attendance as indicated on the agenda below. Members of the public may request the supporting material for this meeting are available on the NTA's website by clicking on the "Attachments" link for the scheduled meeting, http://nta.nv.gov/About/Meetings/2021/2021_Mtg/ or by contacting **Rita Brownawell, Nevada Transportation Authority, 3300 West Sahara Ave., Suite #200, Las Vegas, Nevada 89102, (702) 486-6498, rbrownawell@nta.nv.gov**

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

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

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

**THURSDAY, AUGUST 26, 2021 MEETING PASSWORD: GWvSsUQp445**

Members of the public may attend the meeting via WebEx or telephone. During the agenda participants will listen for their designated item number to be called and follow the instructions given at the meeting to comment.

# AGENDA

1. **Call to Order**

2. **Roll Call**

3. **Pledge of Allegiance**

4. **WebEx Instructions**

5. **Public Comment** – Members of the public are invited to comment on items on the meeting agenda or on items not contained therein. No action may be taken on a matter raised during public comment until the matter itself has been specifically included on an agenda as an item for possible action.

6. **Approval of Agenda** – ***FOR POSSIBLE ACTION***

7. **Approval of the Minutes of the July 27, 2021 Agenda Meeting** – ***FOR POSSIBLE ACTION***

8. **Briefings from the Commissioners**

9. **Briefing from the Deputy Commissioner**

10. **Report of Legal Counsel**

## ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

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

11. **Citation 21819** issued to Amador Stage Lines, Inc. for violation of NAC 706.203(4). (DG) - ***FOR POSSIBLE ACTION***

12. **Citation 21821** issued to Anderson Towing Service, Inc. d/b/a Anderson Towing & Transport for violation of NAC 706.203(4). (DG) - ***FOR POSSIBLE ACTION***

13. **Citations 21822 and 21823** issued to Eloisa Moran de Delgado d/b/a 6 Angels Towing Service for violations of NAC 706.2473 ref. 49 CFR 391.11, NAC 706.2473 ref. 49 CFR 382.301 and NAC 706.2473 ref. 49 CFR 391.23. (DG) - ***FOR POSSIBLE ACTION***

14. **Citation 21824** issued to Black Wolf Moving Nevada, LLC d/b/a Two Men and a Truck for violations of NAC 706.203(4) (5 counts). (DG) - ***FOR POSSIBLE ACTION***

15. **Citation 21825** issued to Ewing Bros. Inc. d/b/a Ewing Bros. Auto Body for violation of NAC 706.203(4). (DG) - ***FOR POSSIBLE ACTION***

16. **Citations 21927 and 21928 and Impound I-3956** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citations 21927 and 21928 issued to Vong Bao Nguyen for violations of NRS 706.386 and NRS 706A.280 (DG). - ***FOR POSSIBLE ACTION***

46. **Citation 23068** issued to Whittlesea Taxi for violation of NAC 706.3761.5 (3 counts). (GA) - ***FOR POSSIBLE ACTION***

47. **Citation 23211** issued to Atlas Towing & Recovery for violations of NAC 706.311 (5 counts) and NAC 706.420 (5 counts). (GA) - ***FOR POSSIBLE ACTION***

48. **Impound I-3957** The impoundment pursuant to NRS 706.476 of a vehicle registered to Lucelyn Belarmino. (GA) - ***FOR POSSIBLE ACTION***

49. **Impound I-4207** The impoundment pursuant to NRS 706.476 of a vehicle registered to Sunset Limousine Services, LLC. (GA) - ***FOR POSSIBLE ACTION***

50. **Impound I-4224** The impoundment pursuant to NRS 706.476 of a vehicle registered to EAN Holdings, LLC. (GA) - ***FOR POSSIBLE ACTION***

51. **Citation 21434** issued to Yellow Cab for violation of NAC 706.3761. (DN) - ***FOR POSSIBLE ACTION***

52. **Citation 22563** issued to Francisco Cubias/Taxi Ride Las Vegas for violation of NRS 706.386 and NRS 706.758. (DN) - ***FOR POSSIBLE ACTION***

53. **Impound I-4006** The impoundment pursuant to NRS 706.476 of a vehicle registered to Zenaida Ana Solis Mendez. (DN) - ***FOR POSSIBLE ACTION***

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

54. **Docket 20-12016** The Application of Clark County Liens, LLC d/b/a Scorpion Towing for a certificate of public convenience and necessity to provide consent and non-consent tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (GA) – ***FOR POSSIBLE ACTION***

55. **Docket 21-03028** The Joint Application of Brian Garner for authority to sell and transfer and Jeremy Muth to purchase and acquire 100% of the stock of B & B Garner, Inc. d/b/a Atlas Towing & Recovery, a carrier authorized to provide consent and non-consent tow car services within the State of Nevada granted under CPCN 7193, Sub 1. Staff investigation concluded. (GA) – ***FOR POSSIBLE ACTION***

56. **Docket 21-05013** The Application of Dusty's Roadside Assistance and Tow, LLC for a certificate of public convenience and necessity to provide consent-only tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (DG) – ***FOR POSSIBLE ACTION***

57. **Docket 21-05034** The Application of Gladiator Towing, LLC for a certificate of public convenience and necessity to provide consent-only tow car service by tow car vehicle within the State of Nevada. Staff investigation concluded. (GA) – ***FOR POSSIBLE ACTION***

# Agenda Item# 56

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

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

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

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

**COMPLIANCE ORDER**

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

1. That on May 7, 2021, Dusty's Roadside Assistance and Tow, LLC ("Applicant") filed with the Authority an Application to provide consent-only tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 21-05013.
2. That the Application was properly noticed to the public and there were no Petitions for Leave to Intervene or Protests filed.
3. That based upon all the records relating to the Application, after investigation and pursuant to NRS 706.4463:
   a. The Application on file herein comes within the purview of the statutes of the State of Nevada and within the regulatory jurisdiction of the Authority.
   b. The Applicant complies with the requirements set forth in NRS 706.4463.
   c. The operation contemplated by Applicant will be consistent with the public interest and will not operate to defeat the legislative policy set forth in NRS 706.151.

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

1. Upon full compliance with the conditions of this Order, a Certificate of Public Convenience

and Necessity identified as **CPCN 7482** shall be issued to Dusty's Roadside Assistance and Tow, LLC as specified below:

> On-call, irregular route transportation of vehicles requiring tow car service by tow car vehicle;
>
> Between points and places within the State of Nevada.
>
> Restriction: Holder shall perform consent-only tows.

2. Before issuance of the Certificate referred to hereinabove, the Applicant shall be required to:

   a. Avoid material changes in any conditions relied upon by the Authority in its determination of operational fitness and immediately report to Authority Staff any such material changes, should they occur.

   b. File with the Authority evidence, (Form E) in the Applicant's name.

   c. File with the Authority the necessary insurance (Certificate of Insurance) describing the liability limits and vehicle(s) covered.

   d. Make vehicle(s) available for inspection by Enforcement Staff to ensure that they are properly registered in the motor carrier's name, display the CPCN number, logo and/or name of the motor carrier and any other required markings in accordance with NAC 706.170 and NAC 706.412. Provide copies of the insurance cab card, annual (USDOT) vehicle inspections, titles, and registrations.

   e. Ensure driver qualification files are setup in accordance with CFR 391.51. Explain and make available for review, the set-up for the time tracking method put into place. Ensure that all drivers have pre-employment drug testing in accordance with Part 40 and CFR 382.301. Make available to Enforcement Staff, inspection of their business and vehicle domiciles, if different from their business location.

   f. Provide proof that the Applicant is complying with all municipal, county, and homeowner's association laws, codes, regulations, and bylaws for the parking or storage of its vehicles.

   g. Ensure vehicle maintenance files are setup in accordance with CFR 396.

   h. Provide a copy of the tow bill which includes the CPCN number granted.

   i. Provide a copy of the contract between Applicant and the laboratory that will perform and monitor the substance abuse program. If the owner will also serve as driver, the

Contract must require the laboratory to provide results of positive drug/alcohol tests directly to the Authority.

j. Provide a copy of a dispatch log in accordance with NRS 706.4465.

k. File a tariff for approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name, address, and phone number of the Applicant.

l. Apply for Tow Car Plates and pay any and all associated fees.

m. Provide a copy of the Amber Light Permit.

n. Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority.

3. Compliance with the foregoing requirements must be made NO LATER THAN 120 days after issuance of this Order. If the Applicant fails to comply within 120 days after issuance of this Order, the Deputy Commissioner may vacate this Order and dismiss this Application.

4. This Order does not constitute operating authority. **Performance of the transportation services contemplated by this Order may not be instituted prior to the issuance of the Certificate referred to hereinabove.**

5. If the Applicant is cited by the Authority for any violation of NRS 706 or NAC 706 prior to the issuance of the Certificate referred to hereinabove, the Deputy Commissioner shall vacate this Order and dismiss this Application unless the Authority orders otherwise.

6. The Deputy Commissioner shall be authorized to issue a Certificate of Public Convenience and Necessity upon Applicant's compliance with all requirements set forth hereinabove.

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

By the Authority,

_____
Dawn Gibbons, Chairman

_____
George Assad, Commissioner

Attest: _____
Jennifer De Rose, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

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

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

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

**GENERAL REQUIREMENTS FOR APPLICATION (NAC 706.1375.2)**

| WHAT TYPE OF SERVICE IS PROPOSED? | |
|---|---|
| Charter Bus | |
| *Tow Car | X |
| *Consent | X |
| *Non-Consent | |

| **IS APPLICANT PRESENTLY PROVIDING ANY TYPE OF SERVICE:** | | | | **YES** | | **NO** | X | **What type of service?** | |
|---|---|---|---|---|---|---|---|---|---|
| Charter Limousine | | Charter Bus | | Contract Carrier | | | | Airport Transfer | |
| Scenic Tours | | Special Services | | Taxi | | | | Tow Car | |
| HHG | | NEMT | | US DOT Authority | | | | Other States | |

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

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

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

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

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

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | X |
| **Name(s):** ANTONIO RIVERA | | | | |
| **Has there been any previous NTA enforcement action? (Including against the companies drivers)** | **YES** | X | **NO** | |
| **Does the Applicant have USDOT Authority? (If so, include the SAFER printout as exhibit)** | **YES** | | **NO** | X |
| **Is Applicant operating in another state?** | **YES** | | **NO** | X |
| If so, which State and under what type of Authority? (explain) | | | | |

ENTERED 7/16/21 DT

| | Exhibit |
|---|---|
| If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating. | C |

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

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

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

A. Type of Vehicles: 2005 FORD F450
B. Number of Vehicles: 1

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

Describe the facilities to be used for this operation: RESIDENCE

Address (If Known): 418 DEAUVILLE ST., LAS VEGAS, NV 89106

| | | | | |
|---|---|---|---|---|
| Does the Applicant have an acceptable Timekeeping method? | YES | 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): 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 | |

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

| | Exhibit |
|---|---|
| Attach copies of the Applicant's tow bill, and 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 | 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 | |
|---|---|---|---|---|
| | | | | 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. |
| 6 | Ensure Driver qualification files are setup in accordance with CFR 391.51. Make available to Enforcement Staff for inspection of their business and vehicle domiciles. Ensure all drivers have pre-employment drug testing in accordance with Title 49, Parts 40, and 382. Explain and make available for inspection set-up of time tracking method put into place. |
| 7 | Ensure vehicle maintenance files are set up in accordance with CFR 396. |
| 8 | File a copy of consent only tow invoice which includes the CPCN number granted. |
| 9 | File a copy of dispatch log in accordance with consent only NRS 706.4465 |
| 10 | File a tariff for review/approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name and address of the Applicant. |
| 11 | (TOW CAR) Apply for a tow car plate(s). |
| 12 | (TOW CAR) Provide copy of Amber light Permit. |
| 13 | Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list. |
| 14 | If vehicles are to be parked at a residence, provide proof that the Applicant is in compliance with all municipal, county, and homeowners association laws, codes, regulations, and bylaws for the parking or storage of its vehicles. |
| 15 | Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| INVESTIGATOR: M. Burton | DATE: 6/22/21 |
| REVIEWED BY SUPERVISOR: | DATE: 6/22/21 |
| REVIEWED BY FINANCIAL ANALYST N/A | DATE: |
| REVIEWED BY APPLICATION MANAGER | DATE: 7/16/21 |

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# 57

Original Title Page | N.T.A No. 1

# DUSTY'S ROADSIDE ASSISTANCE AND TOW LLC

CPCN No. 7482

Only Consent Tows to be Performed

| Issued: | Issued By: | Effective: |
|---|---|---|
| | DUSTY'S ROADSIDE ASSISTANCE AND TOW LLC<br>418 DEAUVILLE ST<br>LAS VEGAS, NV 89106 | ACCEPTED<br>DEC 07 2021<br>Nevada Transportation Authority<br>Las Vegas, Nevada |

NEVADA TRANSPORTATION AUTHORITY
ORDER
and
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

Dusty's Roadside Assistance and Tow, LLC

CPCN 7482
Docket 21-05013

The Nevada Transportation Authority ("Authority") finds that the above-named carrier has complied with this Authority's Compliance Order dated August 26, 2021, the findings of fact and conclusions of law which are hereby incorporated by this reference, and therefore is entitled to receive authority from this Authority to engage in transportation in intrastate commerce as a motor carrier.

IT IS ORDERED that Dusty's Roadside Assistance and Tow, LLC is hereby granted this certificate of public convenience and necessity as evidence of the authority of the holder to engage in transportation in intrastate commerce as a common carrier by motor vehicle subject to applicable statutes, rules and regulations of the Authority, and such terms, conditions and limitations as are now or may hereafter be attached to the exercise of the privileges herein granted.

IT IS FURTHER ORDERED and made a condition of this certificate that the holder shall render reasonably continuous and adequate service to the public pursuant to the authority herein granted, and that failure to do so shall constitute sufficient grounds for suspension, modification or revocation of this certificate.

IT IS FURTHER ORDERED that nothing contained herein shall be construed to be either a franchise or irrevocable and that failure to comply with rules, regulations and orders of the Authority and applicable statutory provisions shall constitute sufficient grounds for suspension, modification or revocation of this certificate.

IT IS FURTHER ORDERED that this authority shall not be sold or transferred without the Authority's prior approval.

IT IS FURTHER ORDERED that the transportation service to be performed by said carrier shall be as specified below:

On-call irregular route transportation of 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.

IT IS FURTHER ORDERED that the Authority retains jurisdiction for the purpose of correcting any errors which may have occurred in the drafting or issuance of this Order and Certificate of Public Convenience and Necessity.

By the Authority,

Dawn Gibbons

Dawn Gibbons, Chairman

Attest:

Liz Babcock, Applications Manager

Dated: December 7, 2021
Las Vegas, Nevada

**AGERO MTD - EXHIBIT 4**

**AGERO MTD - EXHIBIT 4**

Nevada Department of Business & Industry

# Nevada Transportation Authority

NV.gov

HOME ABOUT CARRIERS CONSUMERS FORMS CONTACT

## *JL Towing, LLC*

| | |
|---|---|
| **Certificate Number** | 7504 |
| **Status of Certificate** | Active |
| **DBA (If any)** | |
| **Phone** | 702-793-7065 |
| **Fax** | |

***AUTHORITY(IES)***

Consent Only Tow

| Original Title Page | N.T.A No. 1 |
|---|---|

JL TOWING LLC

CPCN No. 7504

Only Consent Tows to be Performed

| Issued: | Issued By:<br>JL TOWING LLC<br>4320 E Philadelphia Ave<br>Las Vegas, NV 89104 | Effective:<br>ACCEPTED<br>DEC 13 2022<br>Nevada Transportation Authority<br>Las Vegas, Nevada |
|---|---|---|

# Agenda Item# 48

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: The Application of JL Towing, LLC for a certificate of public convenience and necessity to provide consent-only tow car service within the State of Nevada. | ) ) ) ) ) | Docket 21-09014 |

At a general session of the Nevada Transportation Authority held on December 9, 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 September 15, 2021, JL Towing, LLC ("Applicant") filed with the Authority an Application to provide consent-only tow car service by tow car vehicle within the State of Nevada. Said Application was designated as Docket 21-09014.
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 7504** shall be JL 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: 21-09014** | **DATE APPLICATION WAS FILED: 9/15/2021** |
| **APPLICANT:** ALEJANDRO LOPEZ | **TITLE:** OWNER |
| **COMPANY NAME:** JL TOWING, LLC | |
| **ADDRESS:** 4320 EAST PHILADELPHIA AVE LAS VEGAS NV 89104 | |
| **PHONE NUMBERS:** 702 234 6038 | |
| **INVESTIGATOR:** WOODS | **DATE ASSIGNED:** 09/17/2021 |

**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 | |

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

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

**Identify each owner and their percentage of ownership:**

**ALEJANDRO LOPEZ 100%**

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

**Briefly describe the responsibilities of each owner.**

**ALEJANDRO LOPEZ, OWNER WILL BE RESPONSIBLE FOR DRIVING, HIRING, FIRING, VEHICLE MAINTAINENCE FILES, DRIVER QUALIFICATION FILES, DAY TO DAY OPERATIONS.**

| | | | | |
|---|---|---|---|---|
| **Has the criminal background check disclosed any issue of concern?** | **YES** | | **NO** | **X** |
| **Name(s): ALEJANDRO LOPEZ** | | | | |
| **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 9/15/21 DT

| | Exhibit |
|---|---|
| If so, attach copies of Enforcement Database Printout(s). If more than 5 citations include summary listing the citation number, fine amounts and date of issuance, NAC or NRS, or CFR violations. Attach copies of MC/USDOT rating. | N/A |

| | Exhibit |
|---|---|
| If the Applicant will be operating under a fictitious firm name, attach a copy of their fictitious firm name filing. | 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: FORD F 550 ROLL BACK TOW |
| B. Number of Vehicles: 1 |

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

| |
|---|
| 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): | | | | |

| | | | | |
|---|---|---|---|---|
| Does the Applicant understand the operating authority sought, and is their plans consistent with the applied authority? | YES | X | NO | |
| Can the Applicant secure insurance as required by NAC 706.191? | YES | X | NO | |

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

| | 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. | 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? TO BE COMPLETED DURING COMPLIANCE | | | | |

| Has the Applicant signed the NTA Knowledge Statement? | YES | X | NO | |
|---|---|---|---|---|
| | | | | Exhibit |
| Attach signed Knowledge Statement. | | | | 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 tow invoice which includes the CPCN number granted. |
| 9 | File a copy of dispatch log in accordance with NRS 706.4465 |
| 10 | File a tariff for review/approval by the Financial Analyst, which includes a description of the authority granted, CPCN number, and the name and address of the Applicant. |
| | |
| 11 | (TOW CAR) Apply for a tow car plate(s). |
| 12 | (TOW CAR) Provide copy of Amber light Permit. |
| 13 | Provide copy of contract with a laboratory to perform and monitor their substance abuse program and enrollment list. |
| 14 | If vehicles are to be parked at a residence, provide proof that the Applicant is in compliance with all municipal, county, and homeowners association laws, codes, regulations, and bylaws for the parking or storage of its vehicles. |
| 15 | Remit to the Authority any noticing fees and/or other outstanding debt due to the Authority. |

| | |
|---|---|
| INVESTIGATOR: WOODS | DATE: 11/08/2021 |
| REVIEWED BY SUPERVISOR: Rene Rivera | DATE: 11/8/21 |
| REVIEWED BY FINANCIAL ANALYST N/A | DATE: — |
| REVIEWED BY APPLICATION MANAGER | DATE: 11/15/21 |

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.

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

NOTICE OF APPLICATION

JL Towing, LLC filed an application, designated as Docket 21-09014 with the Nevada Transportation Authority ("Authority") for a Certificate of Public Convenience and Necessity ("CPCN") to provide consent-only tow car service by tow car vehicle within the State of Nevada.

The application was filed pursuant to Chapter 706 of the NRS and the Nevada Administrative Code ("NAC"). Under NRS 706.151, the Authority has legal jurisdiction and authority over this matter.

The application is on file and available for viewing at the office of the Authority, 3300 W. Sahara Avenue, Suite 200, Las Vegas, Nevada 89102.

Persons with a direct and substantial interest in the filing may file Petitions for Leave to Intervene at the Authority's office. Such Petitions must conform to the Authority's regulations and must be filed on or before October 20, 2021.

Interested persons may submit Protests for filing at the Authority's offices. Protests must conform to the Authority's regulations. Other written comments may also be submitted for filing.

By the Authority,

/s/

Liz Babcock, CPA, Applications Manager

Dated: September 20, 2021

Las Vegas, Nevada

**AGERO MTD - EXHIBIT 5**

**AGERO MTD - EXHIBIT 5**

# Document Details

Instrument Number
‹ 202302241003014 ›

Record Date
2/24/2023

Book Type
FFN - FICTITIOUS FIRM NAMES

Book/Page

Instrument #
202302241003014

Number of Pages
1

Doc Type
FFN - FFN CERTIFICATE

Assumed or Fictitious Name
HQ TOWING

Owner Name
LV UNITED LLC

Mailing Address 1
4320 E PHILADELPHIA AVE

Mailing City
LAS VEGAS

Mailing State
NEVADA

Mailing Zip
89104

Expiration Date
2/24/2028

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**AGERO MTD - EXHIBIT 6**

**AGERO MTD - EXHIBIT 6**

Nevada Department of Business & Industry

# Nevada Transportation Authority

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HOME ABOUT CARRIERS CONSUMERS FORMS CONTACT

## *MTEA Transport, LLC*

| | |
|---|---|
| **Certificate Number** | 7628 |
| **Status of Certificate** | Active |
| **DBA (if any)** | |
| **Phone** | 702-884-2196 |
| **Fax** | |

***AUTHORITY(IES)***

Consent Only Tow

NTA

# MTEA Transport, LLC

## CPCN No. 7628

## Tow Car Tariff

Only Consent Tows to be Performed.

| Date Prepared | Issued By: | |
|---|---|---|
| 03/22/2024 | Owner: Michael Jenkins<br>Carrier Name: MTEA Transport, LLC<br>Carrier Address: 9599 W. Charleston Blvd.<br>Las Vegas, NV 89117 | **ACCEPTED**<br>November 19, 2024<br>Nevada Transportation Authority<br>Las Vegas, Nevada |

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

NOTICE OF APPLICATION

MTEA Transport, LLC filed an application, designated as Docket 24-03043, with the Nevada Transportation Authority ("Authority") for a Certificate of Public Convenience and Necessity ("CPCN") to provide consent-only tow car service by tow car vehicle within the State of Nevada.

The application was filed pursuant to Chapter 706 of the NRS and the Nevada Administrative Code ("NAC"). Under NRS 706.151, the Authority has legal jurisdiction and authority over this matter. The application is on file and available for viewing at the office of the Authority, 3300 W. Sahara Avenue, Suite 200, Las Vegas, Nevada 89102.

Persons with a direct and substantial interest in the filing may file Petitions for Leave to Intervene at the Authority's office. Such Petitions must conform to the Authority's regulations and must be filed on or before April 29, 2024.

Interested persons may submit Protests for filing at the Authority's offices. Protests must conform to the Authority's regulations. Other written comments may also be submitted for filing.

By the Authority,

/s/
Liz Babcock, CPA, Applications Manager

Dated: March 29, 2024
Las Vegas, Nevada

NEVADA TRANSPORTATION AUTHORITY
ORDER
and
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

MTEA Transport, LLC

CPCN 7628
Docket 24-03043

The Nevada Transportation Authority ("Authority") finds that the above-named carrier has complied with this Authority's Compliance Order dated August 22, 2024, the findings of fact and conclusions of law which are hereby incorporated by this reference, and therefore is entitled to receive authority from this Authority to engage in transportation in intrastate commerce as a motor carrier.

IT IS ORDERED that MTEA Transport, LLC is hereby granted this certificate of public convenience and necessity as evidence of the authority of the holder to engage in transportation in intrastate commerce as a common carrier by motor vehicle subject to applicable statutes, rules, and regulations of the Authority, and such terms, conditions, and limitations as are now or may hereafter be attached to the exercise of the privileges herein granted.

IT IS FURTHER ORDERED and made a condition of this certificate that the holder shall render reasonably continuous and adequate service to the public in pursuance of the authority herein granted, and that failure to do so shall constitute sufficient grounds for suspension, modification or revocation of this certificate.

IT IS FURTHER ORDERED that nothing contained herein shall be construed to be either a franchise or irrevocable and that failure to comply with rules, regulations, and orders of the Authority and applicable statutory provisions shall constitute sufficient grounds for suspension or revocation of this certificate.

IT IS FURTHER ORDERED that this authority shall not be sold or transferred without the Authority's prior approval.

IT IS FURTHER ORDERED that the transportation service to be performed by said carrier shall be as specified below:

On-call, irregular route transportation of 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.

IT IS FURTHER ORDERED that the Authority retains jurisdiction for the purpose of correcting any errors which may have occurred in the drafting or issuance of this Order and Certificate of Public Convenience and Necessity.

By the Authority,

Vaughn Hartung, Chairman

Attest:
Yonnet Wilburn, Administrative Attorney

Dated: November 19, 2024
Las Vegas, Nevada

**AGERO MTD - EXHIBIT 7**

**AGERO MTD - EXHIBIT 7**

**In the Matter of:**

NTA Administrative Citation Number 25030 and 25034 - Agero

---

**HEARING**

*June 26, 2024*

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REALTIME TRIALS REPORTING
EXPERIENCE MATTERS

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

* * * * * *

In re: Administrative Citation Number 25030 and 25034 issued to Agero for violation of NRS 706.756.1.C.

---

HEARING

Recorded on June 26, 2024

At 8:40 a.m.

Transcribed by: Kimberly A. Farkas, RPR, CCR #741

Job No. 1763

Page 2

APPEARANCES

For the Nevada Transportation Authority:

R. DAVID GROOVER, NTA COMMISSIONER,
Presiding Officer
RADHIKA KUNNEL, ESQ.,
Deputy Attorney General State of Nevada
YONEET WILBURN, ESQ.,
Administrative Staff Attorney

For Agero, Inc.: (Appearing remotely)

MATTHEW C. MORRIS, ESQ., HOLLAND & HART
PETER NECHELES, ESQ.,
Chief Legal Officer for Agero, Inc.

Page 3

PROCEEDINGS

* * * * * *

MS. KUNNEL: Matt, in the interest of going forward on this hearing, I will have you read the settlement stipulation takedowns just because my laptop is being used for the (inaudible) and I can't open my notes. Would you do that?

MR. MORRIS: Okay. Certainly.

COMMISSIONER GROOVER: Okay. We are on the record. The date is June 26, 2024, and the time is approximately 8:40 a.m.

This hearing will be regarding Citations 25030 and 25034. The respondent is Agero. Citation 25030 is Count 1 for the violation of NRS 706 -- hand me the green folder. Is it 758 subs 1.C, unlawful acts. Respondent did knowingly violate or procure, aid, or abet the violation of any of the provisions of NRS 706.011 through NRS 706.861 inclusive, and Citation 25034 for the violation of NRS 706.758.1.C, and that would be exactly the same charges as well.

My name is David Groover. I'm a commissioner with the Nevada Transportation Authority and I'll be the hearing officer for this matter today. Seated to my left and out of sight is Yoneet Wilburn who is the administrative attorney for the Nevada Transportation Authority.

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At this time we will take the appearance of the parties, and we'll start with the State of Nevada.

MS. KUNNEL: Good morning, Your Honor. This is Radhika Kunnel, deputy attorney general representing NTA.

COMMISSIONER GROOVER: And for Agero, who do we have representing them?

MR. MORRIS: Good morning, Commissioner. This is Matt Morris on behalf of the respondent Agero. I have my client Mr. Peter Necheles with me as well.

COMMISSIONER GROOVER: Okay. And, Mr. Morris, I hate to say this, speak as loud as you can without yelling because we're working on a laptop speaker and it is not very loud. But I appreciate it. Good morning.

MR. MORRIS: Understood. Good morning.

COMMISSIONER GROOVER: Okay. Is this going to be stipulated or contested?

MS. KUNNEL: It is a stipulated matter, Your Honor.

COMMISSIONER GROOVER: Okay. Mr. Morris, you're going to waive your right to a fully contested hearing and go with the stipulated agreement you've entered into with the deputy attorney general?

Page 5

MR. MORRIS: We have a conceptual agreement, yes. We've been working with counsel for about a month on that. And I'm prepared to read those terms into the record.

COMMISSIONER GROOVER: Okay. If you want to go ahead and proceed.

And I believe you're going to have him read parts of it into the record; is that correct?

MS. KUNNEL: Yes, Your Honor. At this time I'd like to move into the record as State's Exhibit 1 the investigation report. That's both attorneys will (inaudible) rights to have you read it. And as State's Exhibit 2 (inaudible) findings of facts and conclusions of law.

COMMISSIONER GROOVER: Okay. And, Mr. Morris, did you get the memo last night agreeing that we could review the report in advance?

MR. MORRIS: I did not receive anything last night. We discussed very briefly this morning --

COMMISSIONER GROOVER: Okay.

MR. MORRIS: (inaudible) in advance.

COMMISSIONER GROOVER: That's fine. I will just state that we will admit the investigative report as State's Exhibit 1, and the waiver as State's Exhibit 2 if there's no objection.

Page 6

MR. MORRIS: I don't object to the -- I don't object to them being admitted. We obviously had issues with -- we're not going to stipulate to the accuracy of some of the conclusions in those exhibits, but we don't disagree with them being admitted.

MS. KUNNEL:

MS. WILBURN: Mr. Morris, just for the record, I sent is you an email yesterday around 3:45, 4:00 p.m. just asking for permission to have Commissioner Groover read the investigative report. Just letting you know it did come through. We did ask for permission.

MR. MORRIS: I have not seen that, no.

COMMISSIONER GROOVER: Okay. Bear with me one moment. Bear with me one moment, Mr. Morris, while I take a quick look at the investigative report, mainly the summary of the report.

Okay. Let the record reflect I've completed review of the summary of the report and I am familiar with this particular statute and the charges that the respondent faces. My findings are that violations have occurred and that the respondent understands the nature of the charges and consequences of the stipulated agreement. The State as established through admission and stipulation together with substantial evidence with

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exhibits as proffered.

Ms. Kunnel, is there anything additional you need to add before you proceed?

MS. KUNNEL: No, Your Honor.

COMMISSIONER GROOVER: Okay. And, Mr. Morris, you're going to go over the stipulated agreement; is that correct?

MR. MORRIS: Yes, Your Honor. Thank you. Can you hear me? Yes, Your Honor, I can do that. Is this the appropriate time to do that?

MS. KUNNEL: Yep. Matt, you can read it, please.

MR. MORRIS: So we have been working with your attorney, as I said, for several weeks. I think the first thing that I want to put on the record and I just (inaudible) this in a meet and confer last night is that there are some statutory exemptions here that are important for us to put on the record, particularly NRS 706.446. And those statutes are exemptions for motor clubs and for consent only tow services that are provided to motor clubs. It is important to put on the record that there may be a disagreement about what that statute covers, but that certainly does not justify any criminal allegations.

And so one of the key provisions and one of

Page 8

the key terms of this stipulation is that there is no criminal liability here. These criminal allegations will be reduced to administrative infractions. And it's important to note that statutory provision.

The key terms of the stipulation, Your Honor, will be, number one, that we will agree to enter into a consent agreement or compliance with NTA staff that will establish a target, 100 percent target, for using only certificated carriers to provide consent only tow services. We're working with NTA staff to put that together over the next 60 days. I request that the plan also include the ability to request an extension if needed if the plan is not ready and agreed to in 60 days.

And I also request that they provide very importantly for the use of noncertificated carriers in exception circumstances, also agree to provide a list of the carriers that we're using for consent tow services. NTA staff has expressed a need to potentially access or potentially examine software. Not exactly clear what that will entail at this point, but the plan will allow for the NTA staff to have access to that as needed.

And then, of course, as I mentioned, what I hope is the criminal elements of these charges are

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going to be reduced. There's no willfulness here. There's a disagreement about statutory exemption.

Those are the key terms of the stipulation, Your Honor. I'm happy to answer any questions.

MS. KUNNEL: And then we had a financial penalty, so $1,000 per count that we've agreed to.

MR. MORRIS: We agree -- that's right. We agree to pay those as administrative.

MS. KUNNEL: Right, administrative fines.

So just to summarize, Your Honor, they've stipulated to, one, reduce the charges to administrative citations. Two is Agero will work with the staff to develop a compliance plan to accomplish, one, to get to a place where they will hire -- they will get to 100 percent compliance to hire (inaudible) carriers, tow companies, and (inaudible) certificated companies. And the fee is $1,000 per count, which would be $2,000 for both citations taken together.

COMMISSIONER GROOVER: Okay. And is it your understanding that was a good summary that she just gave, Mr. Morris?

MR. MORRIS: Yes. Thank you.

COMMISSIONER GROOVER: Okay. I will accept the recommendations of the deputy attorney general and what's been stated for the stipulated agreement.

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I want to thank everybody involved for getting this worked out because this is something that has, I think, either gone on or gone unnoticed, I don't know exactly what's the better terminology to use. And it just became some sort of a practice. But I do think we do need to move towards using certificated carriers. There was one instance where a noncertificated carrier used by, I don't believe it was Agero, but another company doing something similar was involved in a fatal tow truck accident. So this, again, is one of the other reasons we want to move towards getting everybody certificated and eliminate liability for everybody, for the end user as well, in the end when these types of things happen.

So I will accept the stipulated agreement. This will move to be strictly an administrative citation. There is no criminal liability involved. And that Agero will work with the staff over at least the next 60 days to implement their compliance program and how they are going to handle this in using strictly certificated carriers.

Is the compliance plan going to come back to you?

MS. KUNNEL: It will go back to the Commission.

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COMMISSIONER GROOVER: Okay. And that the end result is that we will be using certificated carriers in the future.

So for Citation 25034 and for Citation 25030 the fine for the violation of 706.758 subs 1.C., unlawful acts, my recommendation to the Authority will be $1,000 for each violation.

And there is nothing held in advance of these; correct?

MS. KUNNEL: No, Your Honor.

COMMISSIONER GROOVER: So that will move forward to the next -- not the next commission, but as soon as we get that done, that will move forward to the commission for approval.

Any questions on the ruling?

MS. KUNNEL: I don't have any questions.

Matt?

COMMISSIONER GROOVER: Or anything you need to add in, Mr. Morris?

MR. MORRIS: No. I want to emphasize the statute language at the beginning of my remarks NRS 706.446 all starting from in terms of drafting the stipulation. So we will work in good faith with the NTA staff to put this together.

COMMISSIONER GROOVER: Ms. Wilburn, do we

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need to continue this out 60 days or more or do you want to get with Mr. Morris when they throw us a date if this needs to come back in front of us or if they get it accomplished, it does not need to come back; is that correct?

MS. WILBURN: Matt, do you want to put a tentative date on calendar or do you want to just reach out to me if we need a date? What's best?

MR. MORRIS: We'll reach out to you if we need a date, if that's acceptable.

MS. WILBURN: I think that's fine because we know what's going on here. We'll just reach out. We'll keep track of the 60-day date and if we don't hear anything, we'll be in contact.

MS. KUNNEL: Yeah, we'll do that. We'll work with them. (inaudible).

MS. WILBURN: Okay.

COMMISSIONER GROOVER: Mr. Morris, we appreciate you and your client working to get this resolved. I believe there is on another matter a deviation filed by somebody else to go in front of the commission addressing the issue of the motor club so I don't know when that will be.

Do you know when that will be on the agenda?

MS. WILBURN: I'm assuming it's not going to

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make it until at least August or September.

COMMISSIONER GROOVER: So that will probably be on the August or September agenda, but Ms. Wilburn can furnish you with that information as well.

MR. MORRIS: Okay.

COMMISSIONER GROOVER: All right. Thank you, everybody. If there's nothing further, that will be the conclusion of the hearing. We are adjourned.

(Whereupon, the hearing was adjourned.)

* * * * *

CERTIFICATE OF REPORTER

STATE OF NEVADA )
) ss:
COUNTY OF CLARK )

I, Kimberly A. Farkas, a Certified Court Reporter licensed by the State of Nevada, do hereby certify: That I transcribed from audio recording the above-referenced hearing before the Nevada Transportation Commission, recorded June 26, 2024, at 8:40 a.m.

That I thereafter transcribed my said stenographic notes into written form, and that the typewritten transcript is a complete, true and accurate transcription of my said stenographic notes to the best of my ability based on the quality of the audio recording.

I further certify that I am not a relative, employee or independent contractor of counsel or of any of the parties involved in the proceeding; nor a person financially interested in the proceeding.

IN WITNESS WHEREOF, I have set my hand in my office in the County of Clark, State of Nevada, this 19th day of July, 2024.

Kimberly A. Farkas, CCR NO. 741

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**AGERO MTD - EXHIBIT 8**

**AGERO MTD - EXHIBIT 8**

# TERMS AND CONDITIONS – TOWING AND ROADSIDE DISPATCH PROGRAM

Effective February 15, 2020

These Terms and Conditions are a part of your service agreement between Agero Administrative Service Corp., or its affiliates which include SwoopMe, Inc. and Cross Country Motor Club, Inc. (collectively, "**Agero**"), and your corporation, limited liability company, partnership, or sole proprietorship ("**You**" or "**Your**"). Your service agreement with Agero is referred to as the "**Dispatch Agreement**" and consists of the rate card, the application documents, and these Terms and Conditions (these "**Terms and Conditions**"). The Dispatch Agreement covers the commercial arrangement between You and Agero for the services provided by You for towing and/or roadside assistance services ("**Services**").

These Terms and Conditions replace any prior terms and conditions that You may have accepted with respect to services provided on or after February 1, 2020 (the "**Effective Date**"). As used in these Terms and Conditions, "**Customer**" means an end-consumer who receives towing, roadside services, and/or related services through their arrangement with Agero or its corporate clients (such as auto insurance companies, vehicle service contract companies, or car manufacturers), and "**Personnel**" means Your owners, officers, directors, employees, contractors, Subcontractors (defined in Section 2(c) below), representatives, and agents.

**BY ACCEPTING DISPATCHES OR ASSIGNMENTS FROM AGERO, BY CHECKING THE BOX OR CLICKING "ACCEPT" TO THESE TERMS AND CONDITIONS, BY DOWNLOADING, OR INSTALLING OR USING ANY ASSOCIATED SOFTWARE OR APPS SUPPLIED BY AGERO FOR THE PROVISION OF SERVICES, YOU ARE AGREEING TO BE BOUND BY THESE TERMS AND CONDITIONS INCLUDING ARBITRATION PROVISIONS AND CLASS ACTION WAIVER. IF YOU DO NOT AGREE TO THESE TERMS AND CONDITIONS, YOU SHOULD DECLINE THE DISPATCHES OR ASSIGNMENTS, NOT ENTER INTO THESE TERMS AND CONDITIONS, AND DO NOT DOWNLOAD, INSTALL OR USE THE AGERO SOFTWARE OR APPS.**

Agero reserves the right to modify these Terms and Conditions at any time, effective upon posting of an updated version of the Terms and Conditions on the Agero Portal (defined in Section 2 below) or through written communications. You are responsible for regularly reviewing the Agero Portal for such updates. Continued acceptance of dispatches or assignments, use of the software or apps, or the continued provision of Your Services, after any such changes shall constitute Your consent to such changes.

1. **Authorizations. Operating in compliance with legal requirements is essential.** You represent and warrant that You will comply with all federal, state and local laws, rules and regulations ("**Laws**"), and all generally accepted industry safety guidelines, applicable to Your business, including but not limited to any licensing and qualification requirements, the Americans with Disabilities Act, and data security obligations.

You agree to provide Agero with copies of necessary permits and licenses upon request. You acknowledge and agree that communications, including without limitation phone calls or "chat" services, with Agero, its third-party agents, its clients, or Customers, may be monitored or recorded and may be retained by Agero, its clients, and their third-party agents, and You hereby consent to such monitoring and recording (with such consent made on behalf of Yourself and Your Personnel). You have provided notice to Your Personnel of the monitoring and recording undertaken by Agero. If You provide Agero with mobile phone number(s) or those of Your Personnel, (i) You represent that You are authorized on behalf of such Personnel to provide their consent, and (ii) You consent to have Agero communicate to the provided phone numbers through text messages and/or automated calls, as well using the mobile phone or location data to identify Your Personnel and/or their location(s) and activities in connection with the Services.

2. **Provision of Services; Policies and Procedures; Service Levels.** Agero requires that You comply and keep up to date with Agero's policies and procedures and meet the agreed upon service levels. You will provide the Services in a safe, timely, courteous, workmanlike and professional manner consistent with the highest professional standards in the industry. You agree to meet the service level requirements, as provided to You in writing or made available to You at the online portal made available by Agero or its affiliates (the "**Agero Portal**"). Without limiting the foregoing, You agree that in the provision of the Services for Agero dispatches You will comply with the following:

(a) **Acceptance of Dispatches.** If you accept the offered dispatch, You agree to provide an estimated time of arrival ("**ETA**") to arrive at the disablement site for the provision of the Services. You agree to use Your best efforts to comply with the ETA; if there are changes or delays in the provision of the Services, including any anticipated delay

in the ETA, You agree to promptly update Agero of the revised ETA.

(b) **Changes to Tow-to Destinations; Changes to Services.** You agree (i) not to change the tow-to destination without prior authorization from Agero; in circumstances where the consumer has requested the change to the destination, You must contact Agero to obtain the prior authorization (in certain programs, the tow-to destination is restricted such as warranty coverage); and (ii) not to change or add services without prior authorization from Agero (such as undertaking a battery jump rather than the dispatched tow services). Without the prior authorization from Agero (which may be provided to You verbally from a supervisor at one of Agero's call centers or through a digital process such as text messages), Your submitted invoice for the changes in the tow-to destination and/or Your additional services that have not been authorized may not be paid at the reasonable discretion of Agero. In certain cases, Agero may identify excessive "add charges" and may notify You that it will restrict Your ability to receive verbal or digital authorizations.

(c) **Subcontracting.** You agree not to subcontract the Services to third parties without the prior authorization from Agero. In the event You use a subcontractor to provide Services (**"Subcontractor"**), You agree to ensure that such Subcontractor fully complies with these Term and Conditions, and You agree to be fully responsible for all acts or omissions of such Subcontractors in the provision of Services on Your behalf.

(d) **Marked and Well-Maintained Vehicles; Uniforms.** You agree to utilize vehicles that are clean, well-maintained, and clearly and conspicuously marked as a commercial vehicle of Your company; You agree to ensure that drivers servicing Customers wear apparel and/or a badge bearing the name of Your company in plain view of the customer; and, You agree to cause Your personnel to display a helpful, friendly attitude and arrive at the disablement location with the appropriate equipment and tools.

(e) **Background Checks.** You agree to conduct appropriate background checks on Your Personnel that have access to Agero Data (defined below) and/or who provide services to Customers. Upon request You agree to provide Agero with evidence of such compliance. You agree that background checks conducted by You will be implemented in accordance with (i) the applicable Laws of Your location (some localities impose additional requirements for background check activities), and (ii) the standards provided to You in writing or made available to You on the Agero Portal, which shall include without limitation a check of U.S. Government Specially Designated National and the export denial lists.

(f) **Damage Waivers; Pre-Service Inspection.** You agree that in Agero's reasonable discretion any damage waivers that You obtain from a consumer in connection with the Services may not be deemed effective. Damage waivers that are typically accepted relate to (i) winching vehicles from off road disablement locations, (ii) trunk lockouts that require drilling, or (iii) damages that are unavoidable due to the accident scene or because it is unavoidable to move a vehicle without damage. You are strongly encouraged to undertake a pre-service inspection of the disabled vehicle, using "walk-around" forms and photos as a deterrent for unfounded or exaggerated claims. When the Customer is available at the disablement location, to the extent the location is safe to do so, You should have the Customer sign to acknowledge any pre-existing damages.

(g) **Tire Replacement.** You agree to ensure that tire services are provided in compliance with the vehicle manufacturer's recommendations for the spare tire. If the spare tire is not available or usable, You agree to contact Agero for the provision of towing services to the Customer.

(h) **Customers' Personal Property.** You agree to protect and maintain Customers' property when providing towing services or vehicle storage services, as well as any in-home service (such as home lockout services). You agree to assume liability for damage to product or property when performing such services and where personal property is lost or damaged due to the negligence or willful misconduct of Your Personnel in the provision of Services.

(i) **Dealership and Destination Delivery.** When delivering a vehicle into a dealership or service center, You are to ensure that the recipient is made aware of the arrival, that the vehicle is left in the designated location, that an authorized representative of the dealership or service center has visually inspected the vehicle, and that the details of the consumer have been left with the authorized representative. If the dealership or service center is closed and a night drop area is available, You are to ensure that the secured vehicle is left in the designated drop area and the keys with a copy of Your invoice are left in the night drop box.

3. **Confidentiality. Agero, its clients, and Customers require that You protect their information.** All data and information submitted by or on behalf of Agero to You or otherwise in Your possession or accessible by You pursuant to Your provision of the Services, including all personal information such as the name, phone number, address, email, credit card details, geolocation, membership number, vehicle details, VIN, and/or other information related to any Customer who requests or receives the Services ("**Agero Data**"), are and shall remain the property of Agero and its clients. You are required to keep the Agero Data confidential and not use any such data for any purpose other than in connection with providing the Services. In addition, You agree that (a) the Dispatch Agreement, including these Terms and Conditions and the rates, as well as (b) training materials and other nonpublic materials provided by Agero to You in connection with the Services You may render, are confidential and that You will not disclose such materials to anyone except Personnel who have a need to know such information for the provision of the Services. It is expressly agreed and understood by You that anyone whose personal information is made available to You is an intended, third-party beneficiary of this Section. For Services rendered in California, You agree to comply with the terms set forth on the attachment to these Terms and Conditions that are specific to California activities.

4. **Fees; Payments. Agero will pay You based on the negotiated terms.**

(a) **Fees.** Agero shall pay You for the services rendered the charges at the rates in the negotiated Dispatch Agreement (the "**Charges**"), as set forth in the rate card. All of Your obligations and services described in the Dispatch Agreement are included in the Charges and no additional compensation shall be due to You. You agree that You may not charge the Customer additional fees for the Services unless specifically authorized by Agero, and **You hereby expressly waive any claims and/or rights that You may have against the Customer and Agero's clients for payments due for the Services that have been dispatched by Agero.** You acknowledge and agree that Your rights for any payments for Your Services in connection with the Dispatch Agreement are limited to seeking such payments from Agero.

(b) **Submission of Claims. You acknowledge the requirement to promptly submit any invoices for Your services, and acknowledge that all invoices must be submitted to Agero no later than 60 days of performing the Services.** You must submit invoices to Agero with the pricing detail and in the format and on the media in accordance with Agero's policies and procedures. Invoices received after 60 days may be denied at the discretion of Agero. You agree to provide Agero with supporting documentation and other information as reasonably requested to verify the accuracy of any invoice. Requests for additional payments and payment disputes must be submitted in writing within 30 days from Your receipt of payment on the original submitted invoice (in the event that Agero has notified You that it will partially pay the invoice while it continues its audit, the 30 day period will not start until Agero completes its audit). Any payment made by Agero to You is without prejudice to either party's right to contest the accuracy of any Charges or paid amounts, provided that You must submit any claims related to disputed amounts paid within 30 days from Your receipt of payment on the original or any subsequent request, or notice to You of nonpayment for the submitted amounts. Invoices may be submitted online (preferred) through www.AgeroSupport.com. If you do not have access to the Internet, you may mail invoices to: Agero, PO Box 9139, Medford, MA 02155.

(c) **Audits.** From time to time, Agero may verify, check, monitor and audit the submissions it receives from You, including but not limited to mileage, labor, tolls, ferry, storage, tax, or fuel submissions, through the use of manual or computerized technology. Such verifications or audits may result in reduced payments to You based on, among other items, fewer allowed miles, minutes, incorrect rates or contested services. As used in the Dispatch Agreement, the term "miles" shall mean audited miles as verified by Agero using such tools as a third-party GIS platform.

(d) **Set-off Rights.** Agero reserves the right to deduct amounts or expenses owed by You against Charges that are otherwise payable to You. Agero will provide You with notice of any set-offs and opportunity to contest; provided however, that You must contest any deduction or set-off in accordance with the dispute resolution process and time limitations set forth in Section 5 below.

(e) **Gone on Arrival (GOAs).** For dispatches that results in a GOA, You must notify the Agero dispatch center for further instructions and authorization. GOA fees **will not be paid** (i) if Agero has not been notified within fifteen (15) minutes of the ETA (including any authorized extensions), (ii) if the dispatch service had been cancelled within ten (10) minutes of the original dispatch, or (iii) if You have cancelled the service. In the event that a service cannot be completed on-scene due to additional equipment being required, an unsuccessful service attempt, or other

reasonable basis, Agero may authorize a GOA payment. Agero reserves the right to deny payment of excessive GOAs.

(f) **Direct Payment Collected from Agero Customers.** You may be directed by Agero to directly collect payments from the Customer in certain limited cases, such as the individual's lack of a credit card to pay directly to Agero. You agree not to charge Customers amounts for the services rendered in completing the dispatched event unless expressly authorized by Agero.

5. **Dispute Resolution. In the event of a disagreement over any payment to You, set-off of amounts otherwise due, or otherwise, Agero will work with You to resolve the matter.** If you wish to assert any claim against Agero (including one for arbitration), You agree to the following dispute resolution procedure: (a) with respect to disputed invoices or payments, You must first attempt to resolve the disagreement pursuant to the terms of Section 4 and use of the online ticketing and email communication process through the Agero Portal, (b) in the event the disputed invoice(s) have not been resolved or if the claim relates to a different matter, You **must** provide written notice to Agero of the problem or dispute to www.AgeroTicket.com; in which case, Agero will use commercially reasonable efforts to contact You, through the Agero Portal, email or telephone, on a timely basis to discuss resolving the matter in dispute; (c) if the parties cannot arrive at a mutually satisfactory solution within 120 calendar days from Agero's receipt of Your written notice in clause (b) above, You agree to submit the dispute for binding arbitration before the American Arbitration Association ("**AAA**") in Boston, Massachusetts, and You agree that you may not file a claim in any court of law. Any Arbitration shall be conducted in accordance with the AAA's Commercial Arbitration Rules then in existence (or the nearest equivalent AAA Rules). In any Arbitration, a single arbitrator shall preside, each party shall bear its own costs and expenses, including its attorney's fees. The provisions of this Section may be enforced by any court of competent jurisdiction. Notwithstanding anything in this Section to the contrary, nothing in these Terms and Conditions shall prevent or prohibit You or Agero from obtaining temporary or preliminary injunctive relief from a court of competent jurisdiction. You agree that by providing Services hereunder, You are waiving Your right to a trial in a court of law (including small claims courts) or to participate in a class action in a court of law or through class arbitration. These Terms and Conditions evidence a transaction in interstate commerce, and thus the Federal Arbitration Act governs the interpretation and enforcement of this provision. You agree that failing to follow the procedures and/or abide by the time limitation set forth in this Section, will waive any right You otherwise might have to file an arbitration or court action.

6. **Claims and Damages; Indemnification; Insurance. You are required to (a) indemnify Agero against claims that occur in connection with Your provision of services and (b) maintain appropriate insurance.** In the event of a dispute between You and a Customer or third party based on damages to a Customer's or third party's vehicles or other property damage or personal injury, service disputes or related claims, You agree to promptly notify Agero, and on a good faith basis cooperate fully with Agero and/or its agents in resolving the matter. You agree that Agero and its agents shall have the right to inspect any vehicle, apparatus, location, work, and materials in connection with Agero's investigation. You agree that Agero and/or its agents, on a good faith basis, may elect to make a determination on which party was at fault, and, if that occurs, Agero shall promptly notify You of the determination. To the extent You are determined at fault, and You fail to resolve the dispute with the Customer or other third party, Agero is authorized to pay such Customer or third party on Your behalf, and Agero may subrogate the claim to Your insurance carrier or deduct such amount from amounts otherwise due to You. If You dispute the propriety of Agero's deduction pursuant to this Section, You agree to follow and be bound by the dispute resolution process and timing requirements set forth in Section 5 above.

To the fullest extent permitted by law, You agree to indemnify, defend and hold harmless Agero, its affiliates, their successors and assigns and their officers, directors, employees, subcontractors, consultants, clients, representatives and agents (collectively, the "**Indemnified Parties**"), from and against any and all losses, damages, injuries (including death), causes of action, claims, penalties, demands and expenses, including reasonable legal fees and expenses, of any kind or nature ("**Losses**") arising out of or on account of, or resulting from, any claim or allegation related to Your acts or omissions or those of Your Personnel in connection with the Services, or from Your breach of the terms of the Dispatch Agreement, including but not limited to these Terms and Conditions. Without limitation of the generality of the foregoing, you further agree to indemnify, defend and hold harmless Indemnified Parties from and against any and all Losses arising out of or on account of, or resulting from, any claim or allegation related to Your failure to comply with Laws including without limitation those related to data privacy, information security, employment, or taxes. Your indemnification obligations shall survive the termination of this Agreement and will not be limited by any insurance policy or policies obtained or required to be maintained.

You agree to maintain insurance coverage in the coverage type and minimum amounts, and in accordance with the requirements, as set forth on the attachment to these Terms and Conditions. Prior to performing Services and prior to the

renewal term of Your insurance coverage, You shall furnish to Agero a certificate showing Your compliance with the insurance requirements, as well as such other evidence of coverage requested by Agero (such as the contact information to Your insurance broker, a copy of the relevant endorsements, and a copy of the insurance policy). You agree to furnish requested evidence of Your compliance with the insurance requirements upon Agero's request. Your furnishing of certificates of insurance or purchase of insurance shall not release or limit Your obligations or liabilities under the Dispatch Agreement. If Agero has not received an updated certificate of insurance prior to the date of expiration of Your insurance policy or if Agero becomes aware that a change in Your insurance coverage has occurred and it has not yet received a revised certificate, You may not be permitted to continue to provide Services until appropriate evidence of insurance is provided.

7. **Independent Contractors; Licensing of Software; Limitation on Liability. The parties are separate entities, and are not creating a principal/agency relationship**. The parties intend to create an independent contractor relationship and nothing contained in the Dispatch Agreement, or in the provision of Services, shall be construed to make either You or Agero partners, joint venturers, principals, agents or employees of the other. Neither party shall have any right, power or authority, express or implied, to bind the other.

The parties agree that no obligation exists on Your part to accept dispatch requests from Agero, and unless otherwise expressly agreed to in writing, and signed by a senior employee of Agero, no guaranty exists on the part of Agero to submit a minimum number of offers for dispatched events to You. The Dispatch Agreement creates an at-will arrangement between the parties and either side may terminate such contract at any time without penalty. In the event of such termination, Sections 3, 4, 5, 6, 7, 8, and 9 hereof shall survive such termination. You acknowledge that any forecasts provided by Agero regarding the number of offers for dispatched services are good faith projections and may not be offered for any number of reasons or no reason. Any capital investments, business expenses, work force additions, or expenditures of any kind or nature that You have made in anticipation of any volume to be generated will be made solely at Your risk and in no event and under no circumstances will Agero be liable for any expenditures by You or on Your behalf.

Your use of the Agero Portal as well as the Agero mobile app for the roadside and towing program will be subject to the terms of use set forth therein, and are provided through a limited, non-exclusive, non-transferable, revocable license for Your internal use only during the term of the provision of Services to Agero.

IN NO EVENT WILL AGERO BE LIABLE TO YOU FOR ANY INDIRECT, PUNITIVE, SPECIAL, EXEMPLARY, INCIDENTAL OR CONSEQUENTIAL DAMAGES IN CONNECTION WITH OR ARISING OUT OF THE DISPATCH AGREEMENT (INCLUDING LOSS OF BUSINESS, REVENUE, PROFITS, GOODWILL, ETC.), HOWEVER THEY ARISE, WHETHER IN BREACH OF CONTRACT, BREACH OF WARRANTY OR IN TORT, INCLUDING NEGLIGENCE, AND EVEN IF AGERO HAS PREVIOUSLY BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES, AND WHETHER OR NOT SUCH DAMAGES ARE FORESEEABLE.

8. **Waiver; Governing Law.** No term or condition of the Dispatch Agreement or of any document incorporated herein by reference shall be deemed waived and no breach shall be deemed excused unless such waiver or consent shall be in writing and signed by the party claimed to have waived or consented. No consent by any party to, or waiver of, a breach by the other, whether express or implied, shall constitute a consent to, waiver of, or excuse for any different or subsequent breach. The Dispatch Agreement, including these Terms and Conditions, shall be interpreted in accordance with and governed by the laws of the Commonwealth of Massachusetts. Likewise, no failure to enforce any right under the Dispatch Agreement, including these Terms and Conditions, shall act as a waiver of such party's right to enforce the same or similar right thereafter.

9. **Conflicting Terms; Severability.** The Dispatch Agreement, including these Terms and Conditions, set forth the complete agreement of the parties with respect to the Services. In the event of a conflict between these Terms and Conditions and other terms set forth in the Dispatch Agreement, the terms herein shall prevail. These Terms and Conditions shall take precedence over any inconsistent, conflicting, or additional terms or conditions contained in other component parts of the Dispatch Agreement. Agero hereby notifies You that it does not agree to other terms or conditions that You may supply, whether in conflict with, inconsistent with, or in addition to these Terms and Conditions. If any term or provision herein shall be contrary to law or shall be adjudged by any court or government agency of competent jurisdiction to be invalid, void or unenforceable, such term or provision shall be deemed deleted and the remaining provisions and any application thereof shall continue in full force and effect.

10. **Anti-Corruption.** You agree that You will not offer or provide any illegal or improper bribe, kickback, payment, gift, or thing of value to an Agero employee or agent in connection with the Dispatch Agreement. Reasonable gifts and entertainment provided in the ordinary course of business do not violate the above restriction. If You learn of any violation of the above restriction, or of a request by an Agero employee or agent to receive any of the above restricted items, You agree

to use reasonable efforts to promptly notify Agero's Legal Department, Agero, Inc., 400 River's Edge Drive, Medford, MA 02155.

11. **Change in Your Ownership, Location.** You agree to promptly notify Agero of any changes to Your ownership, legal entity, location, or management. The Dispatch Agreement shall not be assignable by You without the prior written consent of Agero. A change of ownership shall immediately terminate the Dispatch Agreement; the new owner may reapply to become a network participant.

# TERMS AND CONDITIONS – TOWING AND ROADSIDE DISPATCH PROGRAM

## INSURANCE REQUIREMENTS

General. With respect to Your performance under the Dispatch Agreement, and in addition to Your obligation to indemnify, You shall at Your sole expense comply with these insurance requirements (these **"Insurance Requirements"**):

a. Maintain the insurance coverages and limits required by these Insurance Requirements, and any additional insurance required by law, at all times and until completion of all work or services associated with the Dispatch Agreement;

b. To the extent You are permitted to use Subcontractors, You must ensure that each Subcontractor who may perform work or Services under the Dispatch Agreement, maintains coverages, requirements, and limits at least as broad as those listed in these Insurance Requirements, and in addition to coverages unique to such Subcontractors' services, from the time the Subcontractor begins work or Services, throughout the term of the Subcontractor's work or Services; You must provide Agero with evidence of such policies prior to the use of any such Subcontractor;

c. Procure the required insurance from an insurance company eligible to do business in the state or states where work or Services will be performed and having and maintaining a Financial Strength Rating of "A-, VIII" or better, as rated in the A.M. Best Key Rating Guide for Property and Casualty Insurance Companies;

d. Deliver to Agero certificates of insurance stating the types of insurance and policy limits and showing You as a Named Insured, waiver of subrogation in favor of Agero and additional insured status for Agero. You agree to provide or have the issuing insurance company provide at least 30 days advance written notice of cancellation, non-renewal, or reduction in limits to Agero through the Agero Portal, and require Your subcontractors or their issuing insurance company provide You at least 30 days advance notice of cancellation. Any notice of cancellation, non-renewal, or reduction in limits received by You from Your insurance company or Your Subcontractor's insurance company shall be promptly provided to Agero.

   You are required to deliver such certificates:
   i. Prior to commencement of any work or Services;
   ii. Prior to expiration of any insurance policy required in these Insurance Requirements; and
   iii. With the following listed as the **Additional Insured**: Agero Administrative Service Corp. and its affiliates, 400 River's Edge Drive, Medford, MA, 02155

e. You agree:
   i. The failure of Agero to demand such certificate of insurance or failure of Agero to identify a deficiency will not be construed as a waiver of Your obligation to maintain the insurance required under the Dispatch Agreement;
   ii. That the insurance required under the Dispatch Agreement does not represent that coverage and limits will necessarily be adequate to protect You, nor be deemed as a limitation on Your liability to Agero in the Dispatch Agreement; and
   iii. You are responsible for any deductible or self-insured retention and will waive rights of recovery in favor of Agero, its directors, officers, employees, agents, and affiliates.

Insurance Amounts. The insurance coverage required by these Insurance Requirements:

a. **Workers' Compensation** insurance with benefits afforded under the laws of any state in which the work or Service is to be performed. To the fullest extent allowable by law, the policy must include a waiver of subrogation in favor of Agero and its directors, officers, employees, agents and affiliates. You shall also maintain Employers Liability insurance with limits not less than $500,000 each accident or disease and policy limit. If You have operations in a monopolistic fund state, Your workers compensation or Your general liability policy must include a Stop Gap endorsement that provides employers liability coverage for work-related injuries arising out of exposures in the monopolistic fund states.

b. **Commercial General Liability** insurance written on Insurance Services Office (ISO) Form CG 00 01 or a substitute form providing equivalent coverage, covering liability arising from premises, operations, personal injury, products/completed operations, and liability assumed under an insured contract (including the tort

liability of another assumed under a business contract) with limits of at least:

$1,000,000 General Aggregate limit
$1,000,000 each occurrence limit for bodily injury or property damage incurred in any one (1) occurrence

The **Commercial General Liability** insurance policy must:

1. Include Agero Administrative Service Corp. and its affiliates as **additional insureds** for both ongoing and completed operations. The additional insured endorsement may either be specific to Agero Administrative Service Corp. or may be "blanket" or "automatic" addressing any person or entity as required by contract;
2. Include a waiver of subrogation in favor of Agero and its directors, officers, employees, agents, and affiliates; and
3. Be primary and non-contributory with respect to any insurance or self-insurance that is maintained by Agero.

c. **Business Automobile Liability** insurance with limits of at least $1,000,000 each accident for bodily injury and property damage, extending to all owned, hired, and non-owned vehicles.

d. **Property** insurance for property of others in the care, custody, and/or control of You or Your Subcontractors. This would include "on hook" coverage (to the extent any towing services are provided), cargo coverage, and garage-keepers comprehensive and collision coverage on a direct primary basis with limits not less than $150,000 per accident.

# TERMS AND CONDITIONS – TOWING AND ROADSIDE DISPATCH PROGRAM

## ATTACHMENT – DATA SECURITY FOR CALIFORNIA ACTIVITIES

If You are providing Services in California, effective January 1, 2020 the California Consumer Privacy Act of 2018 (*see* Cal. Civ. Code § 1798.100, *et seq.*) ("**CCPA**") shall apply and You represent and warrant that Your activities are in compliance with the CCPA, including with the terms of this attachment. Capitalized terms used and not defined in this attachment are defined shall follow the definitions set forth in the CCPA. You hereby agree to the following:

1. You will comply with the CCPA and all regulations and judicial opinions issued related thereto, and shall continue to comply with such obligations for as long as You maintain a business relationship with Agero, or accesses or retain any Agero Data relating to California residents.

2. With regard to Personal Information that You access, receive or processes in connection with the Services You shall not (a) sell such Personal Information; (b) retain, use, or disclose such Personal Information for any purpose other than the specific purpose of performing the Services; or (c) retain, use, or disclose such Personal Information outside of the direct business relationship between You and Agero.

3. You agree to comply with all requests from Agero to access, delete and/or modify Personal Information within five (5) business days of receipt of Agero's written request. You shall provide reasonable assistance to Agero to facilitate its compliance with the CCPA and all other applicable Laws related to consumer privacy or data security, specifically limited to the data obtained during the Services You have rendered.

4. For activities related to the Services, You agree to promptly forward any Californian consumer requests to access, modify or delete Personal Information to Agero for its review prior to taking any action, and shall inform the consumer to submit the request directly to Agero through its designated website URL: www.agero.com/privacy.

5. You shall inform Your Personnel of their CCPA compliance obligations and shall cause Your Personnel to comply with the CCPA, and Your obligations hereunder.

6. Your failure to comply with any of the foregoing shall be deemed a breach of the Dispatch Agreement between You and Agero. Your obligations under this attachment that by their nature or pursuant to applicable law are intended to survive, shall survive the termination or expiration of the Dispatch Agreement.

**AGERO MTD - EXHIBIT 9**

**AGERO MTD - EXHIBIT 9**

# Overview of the Nevada Transportation Authority

Alaina Burtenshaw, Chair

EXHIBIT E Senate Committee on Transportation
Date: 2-9-2017 Total pages: 10
Exhibit begins with: E1 thru: E10

# The Nevada Transportation Authority's

# Regulatory Responsibilities

The Nevada Transportation Authority ("NTA") administers and enforces state law regulating:

- Passenger transportation, household goods movers and tow cars pursuant to NRS 706and NAC 706;
- The storage of household goods pursuant to NRS 712;
- Transportation network companies pursuant to NRS 706A and NAC 706A; and
- Motor carrier safety requirements pursuant to the Federal Motor Carrier Safety Administration (49 CFR as adopted by NAC 706.247).

# The Nevada Transportation Authority's Mission

## (NRS 706)

Pursuant to NRS 706.151, the NTA has been charged with the responsibility to:

- Provide for fair and impartial regulation, to promote safe, adequate, economical and efficient service and to foster sound economic conditions in motor transportation.

- To encourage the establishment and maintenance of reasonable charges for Intrastate transportation by fully regulated carriers; and non-consent towing services.

- Without unjust discriminations against or undue preferences or advantages being given to any motor carrier or applicant for a certificate of public convenience and necessity.

# Regulation Under NRS 706

NRS 706 creates and identifies several different duties to regulate passenger motor carriers; tow cars; household goods movers and brokers of transportation. NRS 706 distinguishes between the regulation of fully regulated carriers and those that are not fully regulated.

- Fully regulated carriers are: common carriers of passengers or household goods who must obtain a Certificate of Public Convenience and Necessity or a Contract Carrier's permit and whose rates, routes and services are subject to regulation by the NTA
    - Examples of fully regulated carriers:
        - Intrastate charter service performed in a limousine
        - Intrastate scenic tour service performed in various vehicle types
        - Intrastate regular route service performed in a bus
        - Intrastate taxi service anywhere in Nevada (except Clark County)
        - Intrastate transportation of household goods.
- Carriers that are not fully regulated are: carriers of passengers or property whose rates, routes and services are not subject to regulation by the NTA.
    - Examples of carriers that are not fully regulated:
        - Intrastate transportation of passengers by charter bus
            - Regulation limited to issues of safety and insurance coverage
        - Tow Carriers
            - Consent-Only tow carriers are partially regulated in the areas of safety and insurance coverage.
            - Non Consent tow carriers are regulated in terms of safety, insurance, rates and services, but not regulated in terms of market or financials

# The NTA's Work Force

- Three Commissioners: One of the Commissioners is designated as the Chair and Executive Officer of the Authority. The Commissioners hold hearings on contested applications, citations, impounds and driver permits. Final decisions on all matters are made at an Agenda subject to the Open Meeting Law.
- One Deputy Commissioner: Serves as the Chief Financial Officer for the Authority and directs the day to day operation of the Authority.
- One Administrative Attorney: Assists the Commissioners with the hearings, monthly agendas, drafts orders, notices, and provides legal guidance and research to Commissioners and Authority staff. Administrative Attorney is assisted by one Legal Research Assistant and one Legal Secretary.
- One Applications Manager and two financial analysts: Review and verify the financial information contained in applications, petitions, annual reports and tariff modifications filed with the Authority in order to make recommendations to the Commissioner(s) during hearings or at AgendaMeetings.
- Enforcement Unit: One Chief of Enforcement; three Supervisory investigators; seven investigators; and five compliance audit investigators. The Chief of Enforcement supervises all within the Enforcement Unit. The Enforcement Investigators enforce NRS 706, 706A and 712 by issuing citations and impounding vehicles, where authorized, and inspecting vehicles for safety compliance from time to time. The Compliance audit investigators audit the books and records of the carriers, assist with driver's permit background checks, assist the financial analysts in the background investigation of applications filed with the Authority, and conduct vehicle inspections for safety.
- Administrative Services: two Management Analysts and three Administrative Assistants ensure the functional day to day operations of the Authority.

# Additional NTA Safety Responsibilities

## 49 CFR

The Authority has adopted (with some modifications) by reference via NAC 706.247 the regulations contained in 49 C.F.R. Parts 40, 382, 383, 385, 387, 390 to 393, inclusive, 395, 396 and 397, and Appendices B and G of 49 C.F.R. Chapter III, Subchapter B, as those regulations existed on May 30, 2012, with some limited exceptions.

Based thereon the Authority's officers may, during regular business hours, enter the property of a carrier to inspect its records, facilities and vehicles, including space for cargo and warehouses.

Each compliance enforcement officer employed by the Nevada Transportation Authority pursuant to NRS 706.176 is required to complete training regarding the federal regulations adopted by reference in subsection 1 which relate to common, contract and private motor carriers of passengers and property, including, without limitation, training in commercial vehicle safety inspections provided by the Nevada Highway Patrol.

## Vehicle Inspections

NTA enforcement personnel inspect all vehicles when first placed into service whether permanently or temporarily. Thereafter the carrier is required to perform vehicle inspections for each vehicle every 12 months and provide a copy of the inspections to the Authority.

**Driver's permit requirements**

Pursuant to NRS 706.462, all drivers of common motor carriers are required to submit to a fingerprint-based background check. The results of those checks are reviewed by NTA staff, and any drivers with items of concern are scheduled for a meeting with a Commissioner. The Commissioners identify any items of concern and request additional information from the drivers where appropriate. If the items of concern rise to the levels outlined in NRS 706.462 (3) or NRS 706.4622, the matter is scheduled for review by the full Authority at an Agenda meeting.

**Insurance filing form K**

The NTA is either a certificate holder or an additional insured on all motor carriers insurance, including TNCs. As such, the NTA would receive a Form K indicating cancellation of insurance and that Form would normally be received 30 days prior to said cancellation. Prior to a TNC's permit being issued and beginning operations, the proposed insurance policy is reviewed by Division of Insurance to ensure compliance with the statutory requirements.

# Warehouse Permits
# NRS 712

NRS 712 applies to storing for compensation the personal household goods and effects of another where the operator of a warehouse is held out to the public to provide such storage.

A Warehouse Permit is required from the NTA before engaging in the warehouse business.
The Applicant must provide:

- Proof of financial ability to protect persons storing property from loss or damage,
- A showing of sufficient assets, including working capital, to carry out the proposed service.

The NTA must

- Determine that the applicant has sufficient experience in and knowledge of the storage in a warehouse of household goods and effects, and the regulations of the Authority governing the storage of household goods and effects
- Require proof that the applicant carries a legal policy of liability insurance evidencing coverage against fire, theft, loss and damage for stored property
- Require information showing that the property to be used for storage of household goods and effects is reasonably suitable for that purpose.

Failure to maintain insurance or suitable warehousing conditions is grounds for the NTA revoking a warehouse permit

# TNC's NRS 706A

AB 176 in the 2015 Legislature provided the NTA with regulatory authority over the TNC's.

- TNC's are required to obtain permits from the NTA by providing information showing:
  - The qualifications and experience of the management and operational personnel;
  - The technology to be used to provide the services – which includes the ability to track and limit the hours of drivers;
  - Copies of articles of incorporation, articles of organization, or partnership agreement;
  - State business registration;
  - Copy of insurance policy that meets the requirements of NRS 690B.400 to 690B.495 and which identifies the NTA as a named insured; and
  - An example of the required trade dress.

The NTA has issued permits to three TNC's: Uber; Lyft and Get Me.

- TNC's are required to provide the NTA with an annual report on or before May 15 of each year and are required to pay an annual assessment to the NTA. In late 2016, the NTA conducted a rulemaking to modify the regulations on annual assessments and annual reports in late 2016. The new regulation, which is currently effective creates:
  - a tiered payment structure (which removes the reporting of actual gross operating revenue, and replaces it with a tiered range)
  - proposes a format for TNC annual reports to be filed by May 15th of each year.

Pursuant to NRS 706A.27 0, each year TNC's are required to provide the NTA with a report showing:

- The number of motor vehicle crashes which occurred in this State;
- The highest, lowest and average amount paid for bodily injury or death to one or more persons that occurred as a result of such a crash; and
- The highest, lowest and average amount paid for damage to property that occurred as a result of such a crash.

The NTA collects the reports submitted by the TNC's and reports the aggregated information to the Legislative Commission or Director of the Legislative Counsel Bureau by December 1. In that submission the NTA also makes a determination as the whether the limits of coverage required pursuant to NRS 690B.470 are sufficient. The NTA submitted this annual report to the Director of the Legislative Counsel Bureau on or about November 30, 2016.

# EXHIBIT 3

# EXHIBIT 3

**From:** Radhika P. Kunnel
**To:** Yoneet Wilburn
**Cc:** Louis V. Csoka; Matthew C. Morris
**Subject:** Opposition to Respondent's Motion to Dismiss Citations 25030 and 25034 (Agero)
**Date:** Wednesday, February 19, 2025 12:48:41 PM
**Attachments:** Outlook-5ixatucf.png
Outlook-g44nddgw.png
Outlook-qtvpxkma.png
Outlook-bkk55ush.png
Outlook-kwew12al.png
Outlook-3pmpjbvb.png
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**External Email**

Dear Ms. Wilburn,
I respectfully submit my client's opposition to Agero, Inc.'s Motion to Dismiss for the Commissioner's review prior to the hearing on Friday, February 21, 2025.

The Nevada Transportation Authority's staff (NTA) oppose Respondent Agero, Inc.'s ("Respondent") Motion to Dismiss Citations 25030 and 25034 as untimely, procedurally improper, and contrary to the findings and stipulated resolution from the June 26, 2024, hearing.

At that hearing on June 26, 2024, Respondent admitted to the violations, and the Commissioner found the Respondent in violation of NRS Chapter 706. The parties agreed to the following penalties:

Reducing the charges to administrative infractions

- A $1,000 fine per count
- Developing a mutually agreeable compliance plan to bring Respondent into compliance with NRS Chapter 706

The compliance plan was a penalty component and not a condition precedent of the stipulation. The parties negotiated in good faith and reached an agreement on most of the terms but unable to reach a consensus on a few. To emphasize, the only unresolved/contested issue in this matter is specific terms within the compliance plan presented by Agero.

Now, Respondent is improperly attempting to relitigate the violations and dismiss the citations, despite having stipulated to both the violations and penalties. This attempt to invalidate a binding agreement is procedurally improper and legally baseless.

Therefore, the staff requests the commissioner to deny the respondents motion to dismiss and limit the contested hearing narrowly to the terms in the compliance plan.

Further, Staff objects to rehearing the underlying facts and substantive aspects of the citations.

Staff Outlines the Following Points and Arguments in Support of their Opposition:

1. The Respondent's Motion is Procedurally Improper:

- A motion to dismiss constitutes a final determination of a proceeding under NRS 706.3959(7). According to the statute, such matters should be considered by the full Authority at the time of the final decision. Therefore, the proper forum for addressing this issue is the general session.
- The statute allows an exception for an expedited ruling when the presiding officer or the Authority determines it is necessary to serve the public interest. In this instance, neither the Respondent has presented such an argument, nor has a determination been made by the authority to that effect.

2. The Respondent's Motion is Untimely:

- Challenges to the citations should have been raised before entering the stipulation, not after unsuccessful compliance plan negotiations. The Respondent is bound by the stipulation and cannot now attempt to reverse course.
- Contrary to the respondents' assertions, the staff have worked diligently to develop a comprehensive compliance plan to bring Agero into full compliance with all applicable

laws and regulations.

3. The Failed Compliance Plan Does Not Void the Stipulation:

- The Respondent's stipulation remains enforceable despite the failed compliance plan. The compliance plan is only one part of the three-part stipulation regarding the penalties. It has no bearing on the violations.
- The hearing transcript confirms that the Respondent acknowledged the violations and agreed to administrative penalties.

4. Respondent's Motion Lacks Merit:

- Notwithstanding the procedural deficiency, the motion is also without substantive merit.
- Staff will reserve its response to the substantive aspects of the motion to be presented at the hearing, should the Commissioner rule to rehear the matter.
- Should the Commissioner rule in the respondent's favor, staff respectfully requests that the hearing be scheduled on a date when all investigators involved in this matter are available.

For these reasons, Respondent's Motion to Dismiss should be denied and impose the following penalties:

- The $1,000 per count fine as stipulated.
- The staff recommendation for the compliance plan which will be presented at the hearing.

*The staff expressly reserves all arguments, waives none, and reserves the right to supplement and amend its reasons and arguments as necessary.*

Thank you for your time and consideration. Please let me know if further information is needed.

Sincerely,

Radhika P. Kunnel

Deputy Attorney General

Nevada Office of the Attorney General

rkunnel@ag.nv.gov

Office: 702 486 3094

This e-mail contains the thoughts and opinions of the sender only and does not represent official Office of the Attorney General policy. Also, this email was sent when it was convenient for the sender. Please feel free to respond when it is convenient for you. There is no expectation for you to reply outside of your working hours.

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# EXHIBIT 4

# EXHIBIT 4

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**BEFORE THE NEVADA TRANSPORTATION AUTHORITY**

| | |
|---|---|
| In Re: Administrative Citation Numbers 25030 and 25034 issued to Agero, Inc. for violation of NRS 706.756.1.C | NTA Citation Nos. 25030 and 25034 |

**REPLY IN SUPPORT OF MOTION TO DISMISS - NRS 233B.121; NAC 706.396(3)**

Respondent Agero, Inc. ("Agero" or "Respondent"), through counsel, Holland & Hart LLP, respectfully submits this Reply to Staff's untimely, improper, and prejudicial Opposition to Respondent's Motion to Dismiss Citation Numbers 25030 and 25034 ("the Citations") in the above-captioned matter. On January 28, 2025, Respondent timely and properly moved to dismiss the Citations pursuant to NRS 233B.121(4), NRS 706.151(1)(d)(2), NRS 706.445-.446, and Nevada Administrative Code ("NAC") 706.3939 and NAC 706.3959, *et seq*. On February 19, 2025, NTA staff opposed.

This Reply is now submitted under NAC 706.396(3), and is based on the following memorandum of points and authorities, attached exhibits, the materials on file in the above-referenced matter, and any oral argument the Hearing Officer may order at hearing.

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## MEMORANDUM OF POINTS AND AUTHORITIES

## I. BACKGROUND

This is a contested case subject to NRS 233B.121 – 233B.150. The NTA issued two Citations to Respondent Agero, Inc., alleging Respondent knowingly aided and abetted violations of NRS 706.011 to 706.861, punishable as a misdemeanor under NRS 706.756(1)(c). Respondent reached a stipulated resolution with the agency, asserting express statutory exemptions for consent-only tow services, and for tow services provided to motor clubs, under NRS 706.445 (limitations on NTA's power to regulate towing services) and NRS 706.446 (tow operators for motor clubs are not required to obtain certificates of public convenience and necessity). NTA staff first agreed to the stipulated resolution, but later reversed course and insisted on an adjudication of the Citations in a contested proceeding. **Exhibit 1**.

Respondent then moved to dismiss the Citations pursuant to NAC 706.3959(7), which provides that "[a] motion that involves the final determination of a proceeding, including without limitation, a motion to dismiss, will be considered by the [NTA] at the time of the final decision and order, unless the presiding officer or the [NTA] determines that an expedited ruling would be in the public interest." The motion to dismiss was timely filed on January 28, 2025, well in advance of the February 21, 2025, hearing and more than "10 days before the date set for the hearing." NAC 706.3959.

On February 19, 2025, a mere two days before the date set for the hearing in this matter, NTA staff e-mailed what it styled an "Opposition," entirely lacking of any supporting legal authority, and indeed, failing to include a single citation either to the record, or to Nevada or any other caselaw. This Reply follows.

## II. ARGUMENTS

NAC 706.396 governs responses to motions for purposes of contested cases before the NTA. NAC 706.396(2)(b) requires that a "written response must be…[f]iled with the Authority not later than 7 business days after receipt of service of the motion, unless otherwise

directed by the presiding officer." NAC 706.396(2)(b). Motions and responses generally "must include citations of any authorities upon which the motion [or response] relies." NAC 706.3959(4).

Additionally, NTA's regulations consider a motion to be a "pleading," (NAC 706.3959), and in turn, "pleadings" are subject to a number of requirements under NAC 706.3961, which govern "requirements for format, signature," and related issues. Thus, NTA's regulations require that "[p]leadings must be properly titled, signed in ink by each party or an authorized person," and "must be filed at the [NTA] office in Las Vegas or Reno." NAC 706.3961 – 706.3962.

"The rudiments of fair play must be observed in administrative hearings." *Bivins Constr. v. State Contractors' Bd.*, 107 Nev. 281, 283, 809 P.2d 1268, 1270 (1991) (citing *Checker, Inc. v. Pub. Serv. Comm'n*, 84 Nev. 623, 634, 446 P.2d 981, 988 (1968). And "the procedural rights of parties before an administrative body cannot be made to suffer for reasons of convenience or expediency." *Id.*

Moreover, "due process generally requires that a state agency comply with its own procedural regulations." *Fore v. Nev. Dept. of Corrections*, 131 Nev. 1280 (Nev. App. 2015) (unpublished) at *5 (citing *Wilson v. Commissioner of Social Security,* 378 F.3d 541, 544 (6th Cir.2004) (reversing administrative decision "because the agency failed to follow its own procedural regulation, and the regulation was intended to protect applicants like Wilson"); *Marshall v. Lansing,* 839 F.2d 933, 943 (3d Cir.1988) ("[P]rinciples of due process require an agency to follow its own regulations, which have the force of law"); *Derrickson v. Board of Education,* 703 F.2d 309, 315 (8th Cir.1983) ("We agree that a state agency's failure to follow its own ordinances or regulations may constitute a deprivation of property without due process").

NTA staff's untimely, unsupported, and prejudicial Opposition infringes on Respondent's due process rights, ignores NTA's own procedural regulations, and should be given no weight.



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**A. *Staff's Opposition is Untimely and Violates NTA's Regulations.***

Staff's Opposition was required to be filed no later than 7 business days after Respondent filed and served its motion to dismiss. NAC 706.396(2)(b) ("A written response ***must be***...filed....not later than 7 business days after receipt of service of the motion"). Respondent field and served its motion on Jan. 28th, so any opposition was due no later than February 6th. Staff delayed its opposition by two weeks, without explanation, and without any direction from the presiding officer permitting additional time for its opposition. Indeed, staff failed even to request such additional time. Staff's untimely opposition prejudices Respondent in constraining its ability to reply, with less than a day to do so before the scheduled hearing in this matter, which NTA Staff requested and set for February 21st.

Staff provided no explanation for missing its deadline to file an opposition and its untimely pleading violates NTA's regulations. The Opposition is entitled to no deference or weight and should be set aside.

**B. *Staff's Opposition is Unsupported by Any Nevada Caselaw and Includes No Citations to the Record.***

NTA's regulations require pleadings to include "citations of any authorities upon which the motion [or response] relies." NAC 706.3959. "Without citing supporting authority, a party fails to cogently argue his or her position, and thus, the court need not consider the argument." *In Re: Guardianship of Jones*, 138 Nev. 51, 57, 507 P.3d 598, 603 (Nev. App. 2022) (citing *Edwards v. Emperor's Garden Rest.*, 122 Nev. 317, 330 n.38, 130 P.3d 1280, 1288 n.38 (2006) (explaining that the court need not consider an appellant's argument that is not cogently argued or lacks support by relevant authority).

Staff's "Opposition" lacks any citation to controlling Nevada authority, or to any authority at all. Its only reference to anything that could arguably be considered a citation to authority, is a bare reference to NRS 706.3959(7). No such statute, or provision of NRS exists.

To the extent staff vaguely refers (without citation) to the June 26, 2024, administrative hearing transcript, staff's references are incorrect. For example, staff states that

"at that hearing on June 26, 2024, Respondent admitted to the violations." No such admission was ever made. The hearing transcript (**Exhibit 7** to Respondent's Motion to Dismiss), is clear, Respondent through counsel did not object to two exhibits being admitted into the record, stating "we're not going to stipulate to the accuracy of some of the conclusions in those exhibits, but we don't disagree with them being admitted." *See,* MTD **Ex. 7**, at 6:1-5. Respondent did not, and does not object, to the admission of these materials into the record, and included them as Exhibits 1 and 2 in Respondents' Motion to Dismiss. The Exhibits themselves demonstrate nothing more than that the Citations are baseless and that Respondent is entitled to dismissal as a matter of law. *See*, MTD **Exs. 1** and **2**.

In short, staff's Opposition is devoid of any citations to supporting authority. It fails to comply with NTA's own regulations for formatting and filing pleadings under NAC 706.3961 – 706.3962, making it nearly impossible for Respondent to meaningfully reply to and address the Opposition's assertions. Its sole reference to NRS is incorrect, and its references without citation to the hearing transcript are inaccurate. Staff offers no legal support for its arguments, and the hearing officer may not make a decision based upon such unsupported and inaccurate pleadings that violate the agency's own regulations. *City Council of Reno v. Irvine*, 102 Nev. 277, 280, 721 P.2d 371, 372 (1986) (explaining that the essence of arbitrary and capricious government action "is most often found in an apparent absence of any grounds or reasons for the decision"). *See* NRS 233B.135(3)(a) (agency decision will be set aside for violating statute); NRS 233B.135(3)(c) (agency decision will be set aside if "made upon unlawful procedure"); NRS 233B.135(3)(e) (agency decision is clearly erroneous when contradicting "reliable, probative, and substantial evidence on the whole record").

### C. *Staff's Request is Prejudicial to Respondent's Due Process Rights in a Contested Case.*

"In a contested case, all parties must be afforded an opportunity for hearing after reasonable notice…Opportunity must be afforded all parties to respond and present evidence and argument on all issues involved." NRS 233B.121(1) and (4). The right to examine and

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cross-examine witnesses, and to submit "documents which may have been relevant to [respondent's] defense" are essential procedural due process rights that an agency is not at liberty to disregard. *Bivins Const.*, 107 Nev. at 283, 809 P.2d at 1270.

After working for months to finalize the terms of a stipulated agreement, NTA staff and respondent were not able to agree on a key term of the stipulation, namely, the dispatch of non-certificated carriers in exceptional circumstances.[1] On January 17th, NTA staff advised that "settlement negotiations regarding the performance plan which was part of the stipulated agreement between the staff and respondent Agero were unsuccessful. As a result, we would like to request a rehearing as a contested matter." **Exhibit 1** (Jan. 17th NTA Staff E-mail). Having requested a "contested matter" NTA staff may not now prejudice Respondent by preventing it from calling witnesses, examining NTA's investigators, and otherwise presenting its defense as NRS 233B.121, et seq., require. To the extent NTA staff's opposition suggests that the hearing on February 21st will not permit Respondent to present evidence, and cross-examine witnesses, NTA Staff's Opposition is legally erroneous and prejudicial to Respondent's due process rights in this unresolved contested case.

## III. CONCLUSION AND REQUEST FOR DISMISSAL

NTA is bound by statute to provide "fair and impartial regulation." NRS 706.151(1)(c). NTA may not exercise regulatory power beyond that which has been delegated by statute, nor may NTA exercise its delegated powers in a way that prejudices Respondent's substantial or due process rights. *Mishier v. Nev. Bd. of Medical Examiners*, 109 Nev. 287, 292, 849 P.2d 291, 294 (1993) (a court may set aside an administrative agency's decision if the agency has prejudiced substantial rights). NTA is limited in its regulatory power over consent-only tow services, and it has no statutory power to require consent-only tow services provided for motor clubs to obtain a certificate of public convenience and necessity. NRS 706.446. The evidence in this matter demonstrates no violation of NRS Chapter 706 occurred.

[1] *See*, NTA Hearing Transc., **Ex. 7** to Respondent's Mot. to Dismiss, at 8:5-23 (noting the "key terms of the stipulation" that include "very importantly for the use of noncertificated carriers in exception[al] circumstances").



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NTA Staff's untimely, unsupported, and prejudicial Opposition cites to no such evidence, and is otherwise entitled to no weight. NTA should disregard the Opposition, and grant Respondent's Motion to Dismiss as a matter of law.

For the reasons set forth in its Motion to Dismiss, and as discussed above, Respondent once again respectfully urges the hearing officer to conclude that the Citations lack merit, and are devoid of any legal basis to find that Respondent improperly provided or facilitated unlawful consent-only tow services. The Citations must be dismissed as a matter of law.

DATED this 20th day of February, 2025

HOLLAND & HART LLP

By: _____

Connie Akridge (SBN 3353)
Matt Morris (SBN 15068)
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Tel.: 702.669.4632
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## CERTIFICATE OF SERVICE

I, Matthew C. Morris, certify:

I am readily familiar with Holland & Hart's practice for collection and processing of: HAND DELIVERIES, FACSIMILES, E-MAILS and OUTGOING MAIL. Such practice in the ordinary course of business provides for the delivery, faxing, e-mailing and/or mailing with the United States Postal Service, to occur on the same day the document is collected and processed.

On Feb._**20**_2025, I caused the foregoing **REPLY IN SUPPORT OF MOTION TO DISMISS** to be served by the following method(s):

☑ Hand-Delivery: by providing a true and correct copy to the address shown below:

**NV TRANSPORTATION AUTHORITY**
**1755 East Plumb Lane Ste. 229**
**Reno, Nevada 89502**

**NV ATTORNEY GENERAL OFFICE**
**Attn: Radhika Kunnel, Esq.**
**100 N. Carson Street**
**Carson City, NV 89701**

☐ Facsimile: by placing a true and correct copy thereof in Holland & Hart's outgoing fax machine with instructions to fax same to the numbers referenced below:

**

☑ E-Mail: By e-mailing a true copy thereof to the following person(s) at the following e mail addresses:

Radhika Kunnel, Esq.
rkunnel@ag.nv.gov

Yoneet Wilburn, Esq.
ywilburn@nta.nv.gov

Louis V. Csoka, Esq.
lcsoka@ag.nv.gov

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct, and that this declaration was executed on_2/20__2025.

Matthew C. Morris (NV Bar No. 15068)

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# EXHIBITS TO REPLY IN SUPPORT

| Exhibit No. | Document Description | Date | Pages |
|---|---|---|---|
| 1 | January 17, 2025 NTA Staff Request for Contested Matter | Jan. 17, 2025 | 2 |

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**EXHIBIT 1**

**EXHIBIT 1**

## Matthew C. Morris

**From:** Yoneet Wilburn <ywilburn@nta.nv.gov>
**Sent:** Friday, January 17, 2025 10:40 AM
**To:** Radhika P. Kunnel
**Cc:** Matthew C. Morris
**Subject:** RE: Agero 25030 and 25034

**External Email**

Hi Radhika,

I will let the Hearing Officer know.

Matt, we will try to work with your schedule on the dates and times so please provide some dates and times in the next 2-3 weeks, which work for you. Please note that February 13 is not available as that is our General Session.

Best,
Yoneet

Yoneet Wilburn
Administrative Attorney
Nevada Transportation Authority
3300 West Sahara Avenue, Suite 200
Las Vegas, Nevada 89102
T: (702) 486-8722 | Cell: (702) 934-0831| E-mail: ywilburn@nta.nv.gov

**From:** Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Sent:** Friday, January 17, 2025 10:37 AM
**To:** Yoneet Wilburn <ywilburn@nta.nv.gov>
**Cc:** Matthew C. Morris <MC_Morris@hollandhart.com>
**Subject:** Agero 25030 and 25034

Good morning, Yoneet,
By way of an update on aforementioned matter, the settlement negotiations regarding the performance plan which was part of the stipulated agreement between the staff and respondent Agero were unsuccessful. As a result, we would like to request a rehearing as a contested matter.
Our client regrets the inconvenience caused.

Sincerely,

Radhika P. Kunnel
Deputy Attorney General
Nevada Office of the Attorney General

rkunnel@ag.nv.gov
Office: 702 486 3094

This e-mail contains the thoughts and opinions of the sender only and does not represent official Office of the Attorney General policy. Also, this email was sent when it was convenient for the sender. Please feel free to respond when it is convenient for you. There is no expectation for you to reply outside of your working hours.

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# EXHIBIT 5

# EXHIBIT 5

**In the Matter Of:**

# NEVADA TRANSPORTATION AUTHORITY HEARING

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**CITATIONS 25030 AND 25034**

*February 21, 2025*

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REALTIME TRIALS
REPORTING
EXPERIENCE MATTERS

TRANSCRIPTION FROM AUDIO RECORDING

TRANSCRIPT OF PROCEEDINGS

NEVADA TRANSPORTATION AUTHORITY

HEARING ON CITATIONS 25030 AND 25034

Held on February 21, 2025

At 1:30 p.m.

Transcribed by: Kimberly A. Farkas, RPR, NV CCR #741

RTR Job No. 1892

APPEARANCES

Presiding Hearing Officer:
HON. R. DAVID GROOVER

NTA Administrative Counsel:
YONEET WILBURN, ESQ.

For State of Nevada:
Senior Deputy Attorney General LOUIS CSOKA, ESQ.

For Respondent Agero, Inc:
MATT MORRIS, ESQ.

Also Present:
Chief Inspector John Foster
Peter Necheles, Esq.
Jeff Rasmussen

P R O C E E D I N G S

* * * * * *

THE HEARING OFFICER: Okay. Good afternoon. We are on the record. Today is Friday, February 21st, 2025, and the time is approximately 1:30 p.m.

My name is David Groover. I'm a commissioner with the Nevada Transportation Authority, and I will be the hearing officer today for this matter, which was continued from Wednesday, June 26th, 2024, for 60 days. So we are getting to it today. This will cover Citation 25030 and 25034, both for the violation of NRS 706.758 subs 1 and C, unlawful acts.

So let's take the notice of the parties at this point.

MR. CSOKA: Yes, Your Honor.

MS. WILBURN: You did two citations; right?

THE HEARING OFFICER: Yeah. I read both numbers, but just said for the same thing.

MS. WILBURN: All right. Thank you.

THE HEARING OFFICER: We'll start with Mr. Csoka.

MR. CSOKA: Thank you, Your Honor. For the record, Louis Csoka, Senior Deputy Attorney General, appearing on behalf of the Nevada Transportation

Authority Enforcement Staff. With me is Investigator Chief of Investigations, John Foster. Thank you.

THE HEARING OFFICER: Okay. Mr. Morris.

MR. MORRIS: Thank you, Your Honor. My name is Matt Morris, M-O-R-R-I-S, for the record. I have my client, Mr. Jeff Rasmussen, and Mr. Peter Necheles for Agero, the respondent.

THE HEARING OFFICER: Okay. Mr. Necheles was at the last --

MR. MORRIS: That's correct, Your Honor.

THE HEARING OFFICER: -- appeared last time?

MR. MORRIS: Yes, he did.

THE HEARING OFFICER: All right. I want to cover some preliminary matters before we start today. Several issues have been brought before us. Number one, I want to address the email sent by Deputy Attorney General Kunnell to Ms. Wilburn requesting a contested hearing. Number one, I never considered it a contested hearing and so that is denied.

And I believe that was January 26th through 29th. I believe Mr. Morris had it attached as one of his exhibits.

MS. WILBURN: Yes.

MR. CSOKA: Would you be able to cover the procedural history on motions and opposition and reply?

MS. WILBURN: Sure. Just to lay out the procedural history, on June -- I forget the date in June of 2024 we were originally here.

THE HEARING OFFICER: That would be June 26th.

MS. WILBURN: On June 26th, we had a stipulated agreement between the parties. And there were certain -- there was a fine stipulated to as well as certain other conditions. And we set out 60 days for one of the conditions to be complied with under the sentencing, which was a compliance plan. We had never received it. I believe there was a lot of back and forth between Ms. Kunnell and Mr. Morris to try and come up with that compliance plan.

Beginning of this year, it was determined that that compliance plan just wasn't going to be agreed upon. So at that point, Ms. Kunnell said, you know what, we need to bring this back for a hearing. It might be contested.

And then we, Ms. Kunnell and I both determined -- we looked at this stating, when we went back through the procedural history of the case, that this was actually a stipulated agreement and the only point of contention was that compliance plan, which was on the penalty phase, and that the citations had been

adjudicated and are done with as of June 26th. And that was never an issue as to the adjudication of the citations.

After Ms. Kunnell informed Mr. Morris and I informed Mr. Morris as well that this was actually stated in error, it wasn't going to be a contested hearing, the only issue in play here was a compliance plan, which was part of the penalties put in place, Mr. Morris then filed a motion to dismiss, which was served on both the AG's office as well as us. And I forwarded that on to the Commissioner to have him read that, since he would be the hearing officer in this case.

After that, Ms. Kunnell did file an opposition to the motion to dismiss. That was done in an email format. And I did forward that on, as well, to the Commissioner. And Mr. Morris had received a copy of that as well. After that was done, Mr. Morris then gave a reply to the opposition -- or to Ms. Kunnell's opposition to motion to dismiss. And then we're here.

And I believe, Mr. Csoka, once he knew he was handling the case, he did step in as well, and tried to talk to Mr. Morris about coming up with a solution to this so as not to have to bring this in front of the

Commissioner. Those talks seem to have failed. So we're sitting here today in front of the Commissioner.

And, please, add in anything that I've missed.

MR. CSOKA: Understood. My understanding of what the hearing officer just denied was the motion to dismiss.

Did I understand that correctly or was it the motion to have a new hearing in the matter?

THE HEARING OFFICER: I denied her request for contested --

MR. CSOKA: A contested hearing?

THE HEARING OFFICER: A contested hearing.

MR. CSOKA: Understood.

THE HEARING OFFICER: In her email to, I believe you. And if I can continue on because I was going to cover some of the procedural --

MR. CSOKA: Sorry. Sorry.

THE HEARING OFFICER: So let's back into that. You did a good job.

MR. MORRIS: I don't want to interrupt you, but there are some important points there that I should respond to. So I can respond to them now or I can respond to them after --

THE HEARING OFFICER: You can respond to them

now.

MR. MORRIS: So the procedural -- the chronology is different than what Ms. Wilburn described. And I just want to be clear for the record. The request for the contested hearing came from Ms. Kunnell on January 17th. And it was repeated several times before we filed the motion to dismiss. We filed the motion to dismiss on January 28th. The basis for the motion to dismiss is that there's not been a final order in the citations. As was stated earlier, this is a continuance of what we discussed in June. So.

We worked with Ms. Kunnell between that time and January on this compliance plan, which was a part of the stipulation. Not a part of the penalty. It was part of the underlying stipulation that this not be a contested case.

So January 17th was the request that Ms. Kunnell requested a contested hearing. There were several repeated emails affirming them to have a contested hearing. That's why my clients are on the call right now.

We filed our motion to dismiss on January 28th. It wasn't until after the motion to dismiss that this was communicated to us that there

would not be a contested hearing. And that was after we filed the motion to dismiss on January 28th.

I will note, just while we're talking about the chronology, that the NTA's regulations require a written response be filed seven business days after receipt of a motion to dismiss. Ms. Kunnell's opposition was filed two weeks after that deadline had passed. It was filed two days ago. We filed our reply less than 24 hours after that opposition and responded to that. And that has all happened in the past three days.

THE HEARING OFFICER: Okay. I'm just going to make one quick -- Ms. Wilburn, you have gone through the transcript and everything else. I did not listen or hear anything that this was -- the stipulation was based upon an agreement. And there were several issues in that agreement. One, in your motion you had that they wanted to be able to use uncertificated carriers. That's an NRS. If that's an NAC, I can work with you and deviate and bend around it. But as an NRS, I cannot do anything but go by the statute. So that would have never been acceptable, even had that been presented to me, to allow them to work with uncertificated carriers. I would have never have approved that. It puts this agency in the hot seat,

and completely contrary to the purpose that we're here for.

MR. MORRIS: May I respectfully respond to that, Your Honor?

THE HEARING OFFICER: Yeah. I don't want to spend too much time on it because I want to get through the hearing today, but go ahead.

MR. MORRIS: Yes. I think you have the hearing transcript in front of you.

THE HEARING OFFICER: I do.

MR. MORRIS: If you look at page 2 of that hearing, the very first -- page 2 and 3 of the hearing, it's in the bottom left-hand corner.

THE HEARING OFFICER: I'm looking at page 2.

MR. MORRIS: Right here, bottom left.

THE HEARING OFFICER: Where it says "Appearances."

MR. MORRIS: That's right. "Proceedings." It's this bottom left grid here.

MR. CSOKA: Page that you're referring to?

MR. MORRIS: Page 3 of the transcript.

THE HEARING OFFICER: Okay. I'm sorry, I was looking at 2.

MR. MORRIS: And that was Ms. Kunnell saying, "I will have you read the settlement stipulation

take-downs because my laptop is being used for something else and I can't open my notes."

So there may have been some confusion on Ms. Kunnell's part on what was in the actual stipulation.

I then proceeded to read what we had agreed to, what I had agreed to, with Ms. Kunnell. And part of it was -- and this is also in the hearing transcript -- was to your point about what does the statute require for certain entities. And motor clubs are at the heart of all of this. And so I cited that in the statute saying, we have a motor club issue. There's a motor club exemption.

So the only exemption here, as we're saying, if there are noncertificated carriers that are being used to provide service for a motor club, which are exempt from the statute, that is what needs to be in the compliance plan.

THE HEARING OFFICER: But your client is not a motor club?

MR. MORRIS: Our client owns a motor club. It is Cross Country Motor Club. That's also in the record, in the chief officer's investigative report. Our client owns the motor club. And the dispatch services agreement with every carrier is a dispatch

service agreement between Agero and Cross Country Motor Club. So they agreed to provide service to the motor club.

THE HEARING OFFICER: Mr. Csoka, I believe motor clubs -- I don't want to get too far into this, but I believe motor clubs deal with individuals and not businesses; correct?

MR. CSOKA: There's a couple issues with the motor club argument. One is that the individual terms of issue that were at issue in the case, they involve people that were not members of the club that the respondents own, number one. Number two, they were towed not in tow vehicles. Like you might be familiar with AAA of California?

THE HEARING OFFICER: Right.

MR. CSOKA: -- where those tow trucks are owned by AAA? They were not towed by motor club tow trucks. If they're not towed by motor club tow clubs, then these were not members of motor clubs that were being towed in these particular instances.

But I don't want to really get into the merits of the case. We had a settlement on that specific --

THE HEARING OFFICER: I agree.

MR. CSOKA: And that settlement, in our view,

should be preserved. First of all, let me just -- by way of a quick acknowledgment, let me say that I don't blame them for the delay because they tried to work this out. In good faith they tried to work things out with my predecessor in this matter, Ms. Kunnell. But, be that as it may, the compliance issue became a sticking point. Our position around a settlement is that the settlement can be preserved by us forfeiting the requirement for the -- or waiving the specific settlement term for a compliance plan.

Mr. Morris here is an attorney. He can advise his client whatever they need to do to be in compliance. All I'm asking for is to preserve the original terms of the settlement as they were entered into on the record with Your Honor, and merely we're going to waive the requirement for compliance plan since that became a sticking point.

I would also note to Your Honor that this proceeding cannot be turned into a request for an advisory opinion. The purpose of this particular matter is to resolve the outstanding citations. They've already agreed that the report was correct. They've already agreed the violation took place. They already agreed to the penalties. One penalty (inaudible) was the compliance plan, which we're going

to waive. We're going to forfeit that requirement. And, with that, I think we still can preserve the settlement. So that would be my argument. Thank you.

THE HEARING OFFICER: And that's exactly where I am. Because one of the last statements I had was, no compliance plan has been submitted and there were no provisions for an additional penalty if this became the case. So we'll just go forward with penalties today.

But let me move forward before we get too -- and then I'll give everybody an opportunity to speak.

So concerning the respondent's request for dismissal, request for dismissal is denied. I've reviewed all submittals by respondent and by the deputy attorney general. My finding is that, number one, this was a stipulated case from the onset.

And if you look at Respondent's Exhibit 7 accompanying the motion to dismiss, the transcript on page 4, you can read it starting at line 18, where I said, Is this going to be stipulated or contested. And it was stated that it was going to be stipulated. And that, Mr. Morris, you indicated you had a conceptual agreement? "Yes, we've been working with counsel for about a month on that and I'm prepared to read those terms into the record."

And so we did that. And then I did my finding that I was familiar with these things, and that the State has established their case through admission and stipulation, together with substantial evidence as proffered.

And at that point, the fine was stipulated. The $1,000 fine per count as stipulated. There were two counts for a total of $2,000. The staff recommendation for the compliance plan, "which will be presented at the hearing," and that was on June 26th, 2024. We initially continued for 60 days for it to be reset. This fell kind of out of the loop and we're now at eight months down the road. No compliance plan has been submitted, and there were no provisions for an additional penalty if this became the case.

There was one other provision that we did on this, Mr. Csoka, and that was that all violations are administrative and not criminal.

MR. CSOKA: I believe that was it, Your Honor, that's how the case was being pursued.

THE HEARING OFFICER: So the fines were determined on June 6th, 2024. This hearing was to discuss the compliance plan, and that's why we continued it out for so long, which is not available.

My decision will be forwarded to the full

commission for their review for a final decision and order. The full commission may or may not send this back to me for further hearings. My opinion is the case was only awaiting the compliance plan. This case resulted in a stipulated agreement. Respondent's due process rights have been preserved. And the appropriate place to have further discussion with this is the full commission at the next available general session.

MS. WILBURN: Your Honor, may I ask one point of clarification?

THE HEARING OFFICER: Yes.

MS. WILBURN: -- about the deputy attorney general? So as withdrawing the compliance plan, are you then asking that the fines stay --

MR. CSOKA: Correct.

MS. WILBURN: -- the $1,000 that were stipulated to? And then our normal condition, cease and desist, any activities that don't comply with NAC and NRS 706?

MR. CSOKA: The standard -- the standard comes from NTA order. A matter like this would be in there. But we're going to waive the requirement for compliance plan. And it sounds like Your Honor is ordering that we not include an order anyways in

accepting the settlement as such?

THE HEARING OFFICER: It is.

MR. CSOKA: Thank you.

THE HEARING OFFICER: Mr. Morris, it's my understanding that they're compliant at this point, we hope.

MR. MORRIS: Well, my -- I have offered exhibits into the record that show that my client requires any carrier to certify that it will comply with the law. So that is evidence that's in the record.

I would just note that the difference that we have here, there is a difference between the compliance plan being a penalty component, which is what you've heard from Mr. Wilburn around from Mr. Csoka, but it is not -- our argument is it is not a penalty component. It was a key term of the stipulation, which is in the hearing transcript. And so when that compliance plan was not agreed to, that is a fundamental piece of the stipulation itself, and it's why we moved to dismiss.

We would never have agreed to a stipulation without the term of the compliance plan, without the compliance plan itself being part of what was negotiated. So I think that's just a difference of --

THE HEARING OFFICER: Okay. And I think that

is an issue -- because my decision is pretty made on this. I mean, I believe that we entered into a stipulated agreement. And there were really no provisions for this compliance plan even waiting for us to take to the next level if they didn't submit one. We were hoping they would submit one. I've worked with a lot of different carriers over the years --

(audio cut out)

(new audio recording started)

MS. WILBURN: Okay. It seems to want to be working now.

THE HEARING OFFICER: Do I need to repeat anything?

MR. MORRIS: Yeah, just to make sure that's on the record.

Do we know when we cut off, Ms. Wilburn?

MS. WILBURN: The second I said "stop."

MR. MORRIS: I just wanted to make sure. We had an agreement with Ms. Wilburn that this would be recorded and transcribed. So I just want to make sure that we capture that on the record.

Again, I can just say very quickly, the difference between the position articulated by your counsel, the agency's counsel, and my position is this compliance plan was part of the stipulation. It was

not part of the penalty. And we agreed to that as a key term of the stipulation. You said that at the hearing, Your Honor, in June. It's at page 6 of the hearing transcript, which you have in front of you.

So when that compliance plan was not successful, we didn't have a stipulation. That was part of our agreement.

THE HEARING OFFICER: Well, I never saw that spelled out in that way so I'm going to go ahead and rule that the motion to dismiss is denied. The fines stay in place as they were stated on June 26th, 2024.

I think the best thing to do is to move this forward. It's got to go to the full commission for a final decision and order on this. And you will certainly have an opportunity to make that argument in front of the full commission.

And if it gets sent back, it comes back. They've done that to me before. And -- once, I think. But it is taken seriously if it has to come back. I mean, it is taken seriously now. But I think your next step is at the commission. Because I believe that everything is in place and we're going to move this forward.

MR. CSOKA: With your permission, I just want to quickly respond to that last argument, if I might,

just for the record.

THE HEARING OFFICER: You may, but I don't want to be here all day on this.

MR. CSOKA: Understood. The only thing I want to say is that the settlement and citations are not a mechanism for an advisory opinion. To the extent that the respondent's counsel disagrees with the staff's interpretation of the law, there is a clear mechanism in place under the NTA's statutes, which is a request for an advisory opinion. The compliance plan was an initial penalty that was put into place, and we're going to waive it in order to preserve the settlement. Thank you.

THE HEARING OFFICER: Okay. One last thing. If we do get an advisory opinion or something, please include the Division of Insurance in this.

MR. MORRIS: Your Honor, you cannot request an advisory opinion if you are a party to a citation. That's in the department's regs. (inaudible)

MR. CSOKA: You can here. You can here.

MS. WILBURN: And, Your Honor, I just want to make sure the record is very clear. As what you said before, because of my notes and the emails that were going back and forth, you would never issue a compliance plan that went against our NRS and NAC --

THE HEARING OFFICER: No, absolutely not.

MS. WILBURN: And the thing that was going back and forth with Ms. Kunnell and Mr. Morris regarding it was trying to define exigent circumstances where Agero could use noncertificated carriers. And to your point, I believe you were trying to say that that is a compliance plan you would have never approved because they are not allowed to use noncertificated carriers.

THE HEARING OFFICER: Correct.

MS. WILBURN: And the compliance plan that I have the notes of and, of course, transcripts was, "to establish 100 percent target of the only using certificated carriers moving forward." That was the reason for the compliance plan, not to outline exigent circumstances where they could use noncertificated carriers because I don't believe you would have ever accepted that as part of the deal.

THE HEARING OFFICER: No, I wouldn't.

MS. WILBURN: And that's what I believe you were saying. Okay.

THE HEARING OFFICER: Correct.

MR. MORRIS: I'm just saying the hearing notes doesn't say that. The hearing transcript doesn't. It says, again, Your Honor, the hearing

transcript says --

THE HEARING OFFICER: Does it say --

MR. MORRIS: Can I read it for you?

THE HEARING OFFICER: I mean, what are we talking about here, the hearing transcript doesn't say?

MR. MORRIS: The hearing transcript said that the stipulation would provide, very importantly, for the use of noncertificated carriers in exceptional circumstances. And that was in the hearing. We agreed to that with Ms. Kunnell before the hearing --

THE HEARING OFFICER: Well, I don't think she can agree to noncertificated carriers.

MR. MORRIS: It was a key material term of our stipulation, and we stated that on the record in June.

MS. WILBURN: And, Your Honor, and just to -- legal advice to you. Any term that's agreed to that is against the law is always stricken from any case. That's just the way it works. If it comes back up on appeal and it sees that there was a term put into a sentence that is actually illegal, it's just stricken from the deal. That's just how, legally, it would be handled.

THE HEARING OFFICER: Okay. Anything further?

MR. CSOKA: In fact, almost all commercial agreements have that kind of provision in there as well so.

MR. MORRIS: Yes, Your Honor, just to note for the record, again, I have my clients here. We were told this would be a contested hearing. We were told to prepare witnesses. We were told to prepare evidence. We have done that. I respect your order that we're not going to be doing that today, but I do note that objection. Very respectfully, I do object. We do have our clients here, and we're prepared to offer witnesses, and I think we should be allowed to do that. I respect your order, but I want to note that for the record.

THE HEARING OFFICER: And, Mr. Morris, you've done a good job with your paperwork. It's all preserved. It will be forwarded to the full commission --

MR. MORRIS: Thank you.

THE HEARING OFFICER: -- for a final decision and order.

MS. WILBURN: I apologize. I just have to make this record very clear. That's actually not what today was for. We actually made very clear that it would not be a contested hearing. And that was in the

email, just for the record.

THE HEARING OFFICER: Okay. No more "just for the records." That will be the conclusion of the hearing. We are adjourned. Thank you, gentlemen.

MR. MORRIS: Thank you, sir.

MR. CSOKA: Thank you.

(Audio concluded.)

* * * * *

CERTIFICATE OF REPORTER

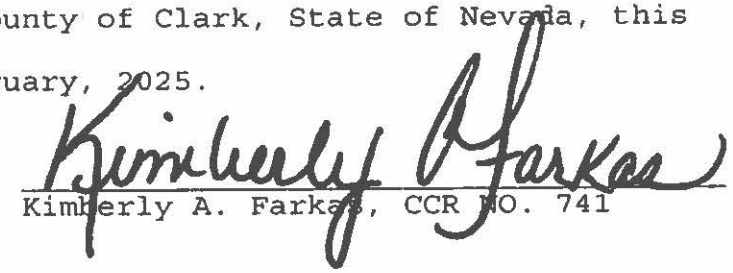
STATE OF NEVADA )
) ss:
COUNTY OF CLARK )

I, Kimberly A. Farkas, a Certified Court Reporter licensed by the State of Nevada, do hereby certify: That I transcribed from an audio file the within named hearing held on February 21, 2025, at 1:30 p.m.

That I thereafter transcribed my said stenographic notes into written form, to the best of my ability, and that the typewritten transcript is a complete, true and accurate transcription of my said stenographic notes.

I further certify that I am not a relative, employee, or independent contractor of counsel or of any of the parties involved in the proceeding; nor a person financially interested in the proceeding.

IN WITNESS WHEREOF, I have set my hand in my office in the County of Clark, State of Nevada, this 26th day of February, 2025.



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# EXHIBIT 6

# EXHIBIT 6

JOE LOMBARDO
*Governor*

DR. KRISTOPHER SANCHEZ
*Director B&I*

STATE OF NEVADA

VAUGHN HARTUNG
*Chairman*
DAWN GIBBONS
*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:***

Department of Business & Industry, 2300 West Sahara Avenue, Suite 770, Las Vegas, NV 89102
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
Nevada Public Notice website: https://notice.nv.gov

## MEETING NOTICE AND AGENDA

This is a notice of a duly authorized general session of the Nevada Transportation Authority scheduled for **Thursday, April 10, 2025 at 9:30 am**. Due to the expected lengthy duration of the general session, coupled with the limited capacity of the Authority's facilities, the Authority reserves the ability to take a recess at any time.

Members of the public may request the supporting material for this meeting from **Yoneet Wilburn, Nevada Transportation Authority, 3300 West Sahara Ave., Suite #200, Las Vegas, Nevada 89102, (702) 486-8722, ywilburn@nta.nv.gov**

The public may review the supporting material for this meeting prior to 9:15 a.m. on the date of the meeting at the following locations:

**Nevada Transportation Authority**
**3300 West Sahara Ave., Suite #200**
**Las Vegas, Nevada 89102**

**Nevada Transportation Authority**
**1755 East Plumb Ln., Suite #229**
**Reno, Nevada 89502**

The public may review the supporting material for this meeting after 9:15 a.m. on the date of the meeting and **attend the meeting at the following locations**:

**Nevada Transportation Authority**
**3300 West Sahara Ave., Nevada Room - Suite #400**
**Las Vegas, Nevada 89102**

**Nevada Transportation Authority**
**1755 East Plumb Ln., Suite #229**
**Reno, Nevada 89502**

**TO JOIN THE MEETING VIA TEAMS**
***Meeting ID 235 102 213 662 Passcode Z9g4xQ6E***
**ON A VIDEO CONFERENCING DEVICE**
***Tenant key 341858499@t.plcm.vc Video ID 113 358 720 3***
**TO JOIN THE MEETING BY PHONE**
***Dial 1-775-321-6111 885860445# Phone conference ID 885 860 445#***

***ALL CELLULAR TELEPHONES AND PAGERS ARE TO BE TURNED OFF OR SET TO SILENT NOTIFICATION MODE DURING THE PROCEEDINGS***

## AGENDA

1. **Call to Order**

2. **Roll Call**

3. **Pledge of Allegiance**

4. **Public Comment** – Public comment is welcomed during public comment periods and is limited to 3 minutes per person per public comment period. Unused time may not be allocated to other speakers. A speaker's viewpoint will not be restricted; however, reasonable restrictions may be imposed upon the time, place, and manner of speech. Irrelevant statements, unduly repetitious statements, and personal attacks that would objectively antagonize or incite others are examples of speech that may be reasonably limited. All comments are to be directed to the Commission as a whole.

   During the general public comment period, at the beginning and end of the meeting, speakers may address any matter either on or off the agenda. Items voted on in a separate block or blocks shall have a single public comment period per block, and public comment will only be heard about the specific items being considered by the Commission in the block. For the remainder of the agenda, during items designated "for possible action" that are considered individually, public comment will only be heard about the specific item being considered by the Commission.

5. **Approval of Agenda** – ***FOR POSSIBLE ACTION***

6. **Approval of the Minutes of the March 13, 2025, Agenda Meeting** – ***FOR POSSIBLE ACTION***

7. **Briefings from the Commissioners**

8. **Briefing from the Deputy Commissioner**

9. **Report of Legal Counsel**

## ADMINISTRATIVE CITATIONS AND IMPOUNDMENTS

Please note that items 10 through 42 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

10. **Citation 23250 and Impound I-5193** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 23250 issued to Richard DeMarco for violations of NRS 706.386 and NRS 706.758 (DG) – ***FOR POSSIBLE ACTION***

11. **Citation 24406 and 24407 and 25098** for a violation of 49 CFR 382.301 and NAC 706.381 and NAC 706.206 issued to Mundi Vegas, LLC (DG) – ***FOR POSSIBLE ACTION***

12. **Citation 24516** for a violation of NRS 706.386 issued to Michael Okbagabir (DG) – ***FOR POSSIBLE ACTION***

13. **Citation 25254** for a violation of NAC 706.191 issued to JMR & CLS, Inc. d/b/a Tri-State Towing & Recovery (DG) – ***FOR POSSIBLE ACTION***

14. **Citation 25326 and Impound I-4679** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25326 issued to Corey Mitchell for violations of NRS 706.386 and NRS 706.758 – (DG) ***FOR POSSIBLE ACTION***

15. **Citation 25377 and Impound I-5267** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25377 issued to Li Yanlong for violations of NRS 706.386 – (DG) ***FOR POSSIBLE ACTION***

16. **Citation 25444 and 25445** for a violation of NRS 706A.280 and NRS 706.386 issued to Genier Frometa-Valdes (DG) – ***FOR POSSIBLE ACTION***

17. **Impound I-5247** The impoundment pursuant to NRS 706.476 of a vehicle registered to PV Holdings Corp. (Avis) (DG) – ***FOR POSSIBLE ACTION***

18. **Impound I-5250** The impoundment pursuant to NRS 706.476 of a vehicle registered to Pedro Gonzalez-Medinilla (DG) – ***FOR POSSIBLE ACTION***

19. **Citation 24717 and Impound I-3641** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24717 issued to Gerald Duverney for violations of NRS 706.386 and NRS 706.758 (RDG) – ***FOR POSSIBLE ACTION***

20. **Citation 25022** for a violation of NAC 706.191 issued to J & R Tow, LLC (RDG) – ***FOR POSSIBLE ACTION***

21. **Citation 25030 and 25034** for a violation of NRS 706.758.1.c and NRS 706.756.1.c issued to Agero (RDG) – ***FOR POSSIBLE ACTION***

22. **Citation 25134 and 25135 and Impound I-3193** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25134 and 25135 issued to Arturo Castillo for violations of NRS 706.386 and NRS 706.758 (RDG) – ***FOR POSSIBLE ACTION***

23. **Citation 25285** for a violation of NAC 706.170 issued to 1 Touch Towing, LLC (RDG) – ***FOR POSSIBLE ACTION***

24. **Impound I-5180** The impoundment pursuant to NRS 706.476 of a vehicle registered to Andrew Perez (RDG) – ***FOR POSSIBLE ACTION***

25. **Citation 23193** for a violation of NAC 706.2473 ref. 49 CFR 382.211 and NAC 706.1378 issued to Bethany Botha (VH) – ***FOR POSSIBLE ACTION***

26. **Citation 23194** for a violation of NAC 706.2473 ref. 49 CFR 382.211 and NAC 706.1378 issued to Francis Joyce (VH) – ***FOR POSSIBLE ACTION***

27. **Citation 24362** for a violation of NRS 706.386 and NRS 706.758 issued to Emmit Hugill (VH) – ***FOR POSSIBLE ACTION***

28. **Citation 24364** for a violation of NAC 706.2473 ref. 49 CFR 382.213 and NAC 706.1378 issued to William Barrett (VH) - ***FOR POSSIBLE ACTION***

29. **Citation 24379** for a violation of NAC 706.2473 Referencing 49 CFR 382.211 and NAC 706.1378 issued to Laura Demerit (VH) – ***FOR POSSIBLE ACTION***

30. **Citation 24515 and Impound I-5262** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 24515 issued to Betelhem Abate for violation of NRS 706.386 (VH) – ***FOR POSSIBLE ACTION***

31. **Citation 25136** for a violation of NRS 706.386 and NRS 706.758 issued to Henry Brandon (VH) - ***FOR POSSIBLE ACTION***

32. **Citation 25138 and Impound I-3194 and Impound I-3195** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25138 issued to Emmanuel Araujo-Sanchez for violations of NRS 706.386 and NRS 706.758 (VH) – ***FOR POSSIBLE ACTION***

33. **Citation 25139 and 25140 and Impound I-3320** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25139 and 25140 issued to Kevin Quang Huynh for violations of NRS 706A.280 (VH) – ***FOR POSSIBLE ACTION***

34. **Citation 25246 and 25248 and Impound I-5051** The impoundment pursuant to NRS 706.476 of a vehicle registered to and Citation 25246 and 25248 issued to Kim Alas for violations of NRS 706.386 and NRS 706A.280 – (VH) ***FOR POSSIBLE ACTION***

35. **Citation 25247 and 25249** for a violation of NRS 706.386 and NRS 706A.280 issued to Mbuh Asah (VH) - ***FOR POSSIBLE ACTION***

36. **Citation 25281** for a violation of NRS 706.758 issued to Shani Perhia Mizrahy (VH) - ***FOR POSSIBLE ACTION***

37. **Citation 25433** for a violation of NRS 706.386 issued to Teferi Asfaw (VH) - ***FOR POSSIBLE ACTION***

38. **Impound I-5050** The impoundment pursuant to NRS 706.476 of a vehicle registered to Sheila Mbohnyang (VH) – ***FOR POSSIBLE ACTION***

39. **Impound I-5175** The impoundment pursuant to NRS 706.476 of a vehicle registered to Workbicha Telahun (VH) – ***FOR POSSIBLE ACTION***

40. **Impound I-5265** The impoundment pursuant to NRS 706.476 of a vehicle registered to Michael Okbagabir (VH) – ***FOR POSSIBLE ACTION***

41. **Impound I-5270** The impoundment pursuant to NRS 706.476 of a vehicle registered to Carlos David Lopez-Garcia (VH) – ***FOR POSSIBLE ACTION***

42. **Impound I-5272** The impoundment pursuant to NRS 706.476 of a vehicle registered to Teresita Gonzalez-Banuelos (VH) – ***FOR POSSIBLE ACTION***

## DISCUSSION ITEMS

43. **Docket 25-03020** A policy discussion on creating a database to compile violations and violators of NRS 706.386 and NRS 706.476, as a single document, as stated in the Agenda records. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

44. **Docket 25-03026** Discussion on Regulation changes LCB File R042-23 NAC 706.408, LCB File R044-23 NAC 706.440, LCB File R043-23 NAC 706.4275, and LCB File R040-23 NAC 706.408 related to tow car authority, and filing procedures that may be required. Staff investigation concluded. - ***FOR POSSIBLE ACTION***

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

Please note that items 45 through 49 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

45. **Docket 24-11001** The Application of Triton Towing, LLC d/b/a Triton 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. (VH) – ***FOR POSSIBLE ACTION***

46. **Docket 24-11040** The Application of Osmany 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. (RDG) – ***FOR POSSIBLE ACTION***

47. **Docket 24-12003** The Application of Reyes Trucking, 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. (RDG) – ***FOR POSSIBLE ACTION***

48. **Docket 24-12007** The Application of JRC Towing Services, LLC d/b/a JRC 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. (VH) – ***FOR POSSIBLE ACTION***

49. **Docket 24-12032** The Application of Alfa 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. (VH) – ***FOR POSSIBLE ACTION***

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

Please note that items 50 through 53 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

50. **Docket 24-09024** The Petition of Tahoe Elite Private Car Service, Inc. to change their name to add a fictitious firm name to do business as Tahoe Elite for services provided under CPCN 2394. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

51. **Docket 24-11004** The Application of Hasan Transportation, LLC d/b/a Fiesta Fleet for a certificate of public convenience and necessity to provide charter bus service within the State of Nevada. Staff investigation concluded. (VH) – ***FOR POSSIBLE ACTION***

52. **Docket 24-11023** The Application of AGV 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***

53. **Docket 25-01024** The Petition for Corporate Change for Las Vegas Black Limo, LLC d/b/a Black Vegas Party Bus for conversion to Las Vegas Black Limo, Inc. d/b/a Black Vegas Party Bus to conduct charter bus services provided under CPCN 2328 Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## FINANCIAL RATES AND TARIFFS

Please note that items 54 through 56 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

54. **Docket 24-12013** The Application of Mai Niv Enterprises, Inc. d/b/a ABC Towing, South West Auto Towing, Tow Guys, Kings Towing for approval of a tariff rate modification for services conducted under CPCN 7242, Sub 3. Staff investigation concluded. (RDG) – ***FOR POSSIBLE ACTION***

55. **Docket 25-03007** The Application of Move 4 Less, LLC d/b/a Move 4 Less, MoveU4Less.com, Select Flat Rate Moving for approval of a tariff rate modification for services conducted under CPCN 3344, Sub 7. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

56. **Docket 25-03009** The Application of Pink Jeep Tours Nevada, LLC for approval of a tariff rate modification for services conducted under CPCN 1078, Sub 4. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## APPLICATIONS FOR FULLY REGULATED CARRIERS

Please note that items 59 and 60 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

57. **Docket 23-02026** A status check on the Flywheel Software Technology pilot program as used by Reno Ryde, LLC. Staff investigation concluded. Tabled from the November 7, 2024, general session. ***-FOR POSSIBLE ACTION***

58. **Docket 23-09019** A status check on the Curb Software pilot program as used by Reno Cab, Capitol Cab, and Yellow Cab. Staff investigation concluded. Tabled from the November 7, 2024, general session. ***-FOR POSSIBLE ACTION***

59. **Docket 24-05024** The Joint Application of Abraham Limo Service, Inc. d/b/a ALV for authority to sell and transfer and City Limo, LLC to purchase and acquire the authority to provide consent-only tow car services within the State of Nevada, granted under Certificate of Public Convenience and Necessity ("CPCN") 1090, Sub 5. Staff investigation concluded. (DG) – ***FOR POSSIBLE ACTION***

60. **Docket 24-09008** The Application of Umove Company, LLC d/b/a Your Move for a certificate of public convenience and necessity to provide household goods movers service within Washoe, Storey, and Douglas, Lyon, Churchill Counties and Carson City, Nevada on the one hand and the State of Nevada on the other. Staff investigation concluded. (VH) – ***FOR POSSIBLE ACTION***

## REQUEST FOR TEMPORARY DISCONTINUANCE

Please note that items xx through 61 and 62 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration

61. **Docket 25-03001** The temporary discontinuance from February 28, 2025, through August 28, 2025, of service provided by Sin City Hook Up Towing, LLC under CPCN 7493, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval. – ***FOR POSSIBLE ACTION***

62. **Docket 25-03019** The temporary discontinuance from March 17, 2025, through September 1, 2025, of service provided by Happy Endings, LLC d/b/a Island LV Transportation, Island Gold Transportation under CPCN 2335, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. This requires retroactive approval. – ***FOR POSSIBLE ACTION***

## REQUEST TO EXTEND TEMPORARY DISCONTINUANCE

63. **Docket 24-08027** The request to extend temporary discontinuance from February 26, 2025, through August 25, 2025, of services provided by Cooper Holdings, Inc. d/b/a Vegas Nights Transportation, under CPCN 2357, and if denied, Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## EXPIRED TEMPORARY DISCONTINUANCE

Please note that items 64 through 68 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

64. **Docket 24-08017** The expired temporary discontinuance granted from November 13, 2024, through February 13, 2025, of services provided by Highroller Transportation, LLC d/b/a Highroller Transportation, under CPCN 2192, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

65. **Docket 24-08023** The expired temporary discontinuance granted from September 1, 2024, through March 1, 2025, of services provided by 619 Management, LLC d/b/a West Coast Towing & Recovery, under CPCN 7503, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

66. **Docket 24-09012** The expired temporary discontinuance granted from September 12, 2024, through March 12, 2025, of services provided by A.S. Coach, LLC, under CPCN 2340, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

67. **Docket 24-09015** The expired temporary discontinuance granted from August 13, 2024, through March 13, 2025, of services provided by Las Vegas Horse Carriage, LLC, under CPCN HDV0001, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

68. **Docket 24-10013** The expired temporary discontinuance granted from September 16, 2024, through March 16, 2025, of services provided by Motorcycle Towing Near Me, LLC d/b/a Motorcycle Towing Near Me, under CPCN 7464, and Staff's recommendation to issue an Order to Show Cause as to why the CPCN should not be revoked. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## VOLUNTARY CANCELLATIONS

Please note that items 69 through 71 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

69. **Docket 24-06025** The voluntary cancellation of Mort's Auto Body, Inc. d/b/a Mort's Auto Body, CPCN 7138, Sub 2. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

70. **Docket 25-01033** The voluntary cancellation of SV Towing, LLC, CPCN 7612. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

71. **Docket 25-02023** The voluntary cancellation of Chesspiece, LLC d/b/a Go Vamo Transport, CPCN 1152. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## ORDERS TO SHOW CAUSE

72. **Docket 25-01017** Order to Show Cause issued to Desert Run, LLC as to why Certificate of Public Convenience and Necessity 2278 should not be revoked. – ***FOR POSSIBLE ACTION***

## PETITIONS FOR RECONSIDERATION

73. **Docket 25-01026** Petition for Reconsideration of suspension of driver permit #15031 for Yodit Feseha Belete. – ***FOR POSSIBLE ACTION***

74. **Docket 25-03027** Staff's Petition for Reconsideration of the approval of Charter Bus Authority granted to The Cherry Project, LLC d/b/a The Book Club Party Bus under Docket 22-08001. Staff investigation concluded. - ***FOR POSSIBLE ACTION***

## EXEMPTION REQUESTS

75. **Docket 25-02021** Area 15 Global, LLC d/b/a Area 15, seeks a declaration of exemption pursuant to NAC 706.147 from the requirement to obtain a CPCN to provide intrastate commercial passenger transportation in Nevada. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## NAME CHANGES

76. **Docket 25-02003** The Petition of AAJ Industries, LLC d/b/a AAJ Transport for approval to change their name to do business as AAJ Industries, LLC d/b/a Camo Tow for services provided under CPCN 7636. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

## STORAGE LOT DESIGNATION REQUESTS

Please note that items 77 and 78 below may be voted on in a block unless a party to the matter requests an item number be pulled for consideration.

77. **Docket 25-03003** Pursuant to NRS 706.4489(7), the Authority will consider the request from Root Insurance Co for the designation of a vehicle storage lot operated by Copart, Inc. d/b/a 57 Storage at 4810 N. Lamb Blvd., Las Vegas, NV 89115. The Authority will consider approval of the storage lot designation with respect to jurisdictions for which executed indemnification agreements have been provided in conformity with NRS 706.4489(7)(a) and NRS 706.4489(4). – ***FOR POSSIBLE ACTION***

**78. Docket 25-03032** Pursuant to NRS 706.4489(7), the Authority will consider the request from Country Financial for the designation of a vehicle storage lot operated by Copart, Inc. d/b/a 57 Storage at 4810 N. Lamb Blvd., Las Vegas, NV 89115. The Authority will consider approval of the storage lot designation with respect to jurisdictions for which executed indemnification agreements have been provided in conformity with NRS 706.4489(7)(a) and NRS 706.4489(4). – ***FOR POSSIBLE ACTION***

## APPLICATIONS FOR DRIVER PERMITS

(Closed sessions may be held for item 79 to consider character, alleged misconduct, professional competence, and physical or mental health pursuant to NRS 241.030.)

**79. Permit 5896** For status check on prior conditional approval, the Authority will determine whether to grant the application of Felipe J Santana for issuance of a driver's permit pursuant to NRS 706.462. Staff investigation concluded. – ***FOR POSSIBLE ACTION***

**80. Public Comment** – Public comment is welcomed at this time and is limited to 3 minutes per person. Unused time may not be allocated to other speakers. A speaker's viewpoint will not be restricted; however, reasonable restrictions may be imposed upon the time, place, and manner of speech. Irrelevant statements, unduly repetitious statements, and personal attacks that would objectively antagonize or incite others are examples of speech that may be reasonably limited. All comments are to be directed to the Commission as a whole. During this period of public comment, speakers may address any matter either on or off the agenda.

**81. 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 per person. Comment may not be restricted based on viewpoint.

The presiding officer may order the removal of any person whose statement or other conduct disrupts the orderly, efficient or safe conduct of the meeting. Warnings against disruptive comments or behavior may or may not be given prior to removal. The viewpoint of a speaker will not be restricted, but reasonable restrictions may be imposed upon the time, place and manner of speech. Irrelevant and unduly repetitious statements and personal attacks which antagonize or incite others are examples of speech that may be reasonably limited.

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) 687- 9790 as far in advance of the meeting or hearing as possible.

# EXHIBIT 7

# EXHIBIT 7

**From:** Yoneet Wilburn
**To:** Matthew C. Morris; Radhika P. Kunnel
**Subject:** RE: Agero 25030 and 25034
**Date:** Wednesday, January 29, 2025 9:33:00 AM
**Attachments:** image002.png

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**External Email**

Hi Matt,

You are correct. I did write contested matter. However, I misspoke and should have stated that it would a sentencing hearing. In going over the file, the citations have been dealt with. There is no misunderstanding about that when looking at the record. Maybe a call between you and Radhika, as counsel for the opposing parties, would be a good idea. Please let me know if there is anything else you need from me.

Best,
Yoneet

Yoneet Wilburn
Administrative Attorney
Nevada Transportation Authority
3300 West Sahara Avenue, Suite 200
Las Vegas, Nevada 89102
T: (702) 486-8722 | Cell: (702) 934-0831| E-mail: ywilburn@nta.nv.gov

Transportation Authority email signature image (2)

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**From:** Matthew C. Morris <MCMorris@hollandhart.com>
**Sent:** Wednesday, January 29, 2025 9:25 AM
**To:** Yoneet Wilburn <ywilburn@nta.nv.gov>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** RE: Agero 25030 and 25034
**Importance:** High

**WARNING** - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Yoneet and Radhika –

Please see the email at the bottom of this chain (Jan. 17th) which advises the State is "requesting a rehearing as a contested matter." You then requested that I provide you with witnesses and evidence for the hearing, which I did. Today you are advising there will not be a hearing with witnesses. We are prepared to move forward with the hearing, as previously

directed and as my client is entitled to do.

Further, it's unclear how there can even be a "sentencing" phase, when the Hearing Officer in June stated "there is no criminal liability" at issue (trying to decipher the agency's position here).

Perhaps a quick call to work through this (and other questions about today's email) would be helpful. Please let me know right away, as my client is making arrangements to participate in the hearing on 2/21 in this contested case. I can be available at your convenience.

Thanks.

**Matt Morris**
Attorney, Holland & Hart LLP

mcmorris@hollandhart.com | **T:** 702.669.4632 | **M:** 702.235.4018
CONFIDENTIALITY NOTICE: This message is confidential and may be privileged. If you believe that this email has been sent to you in error, please reply to the sender that you received the message in error; then please delete this email.

---

**From:** Yoneet Wilburn <ywilburn@nta.nv.gov>
**Sent:** Wednesday, January 29, 2025 9:09 AM
**To:** Matthew C. Morris <MCMorris@hollandhart.com>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** RE: Agero 25030 and 25034

**External Email**

Hi Matt,

Please see my response to the email you sent late yesterday. There will not be a hearing with witnesses. The citations have already been adjudicated as they were stipulated to and the Hearing Officer found the violations to be true based on the Investigative Report and the stipulations of the party. The only thing to be handled on February 21st is the sentencing. We are in the penalty phase of the citations. Thank you.

Best,
Yoneet

Yoneet Wilburn
Administrative Attorney
Nevada Transportation Authority
3300 West Sahara Avenue, Suite 200
Las Vegas, Nevada 89102
T: (702) 486-8722 | Cell: (702) 934-0831 | E-mail: ywilburn@nta.nv.gov

Transportation Authority email signature image (2)

**From:** Matthew C. Morris <MCMorris@hollandhart.com>
**Sent:** Wednesday, January 29, 2025 7:17 AM
**To:** Yoneet Wilburn <ywilburn@nta.nv.gov>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** RE: Agero 25030 and 25034

**WARNING** - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Yoneet and Radhika – Pardon the interruption. Please see the housekeeping questions below regarding the hearing on Feb. 21st:

1. Will a formal hearing notice be issued? If so, please send to my attention as counsel for Respondent.

2. Will the hearing take place in Las Vegas? If so, will the hearing be held at NTA's office, or at the new state office complex in the McCarran Center?

3. Who will the agency be presenting as witnesses? We would expect the opportunity to examine the investigators who issued the citations, Investigators Sean Kim, J. Brown, and Chief Investigator Foster.

Thanks,

**Matt Morris**
Attorney, Holland & Hart LLP

mcmorris@hollandhart.com | **T:** 702.669.4632 | **M:** 702.235.4018
CONFIDENTIALITY NOTICE: This message is confidential and may be privileged. If you believe that this email has been sent to you in error, please reply to the sender that you received the message in error; then please delete this email.

**From:** Yoneet Wilburn <ywilburn@nta.nv.gov>
**Sent:** Monday, January 27, 2025 9:15 AM
**To:** Matthew C. Morris <MCMorris@hollandhart.com>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** RE: Agero 25030 and 25034

**External Email**

Hi Matt,

I will put you down for Feb 21St at 1pm. Further, I don't foresee any issue with treating your exhibits as confidential. The Hearing Officer can essentially do an "in camera" review of the documents, meaning out of the presence of any public. The exhibits can then go in a confidential envelope so as not to fall into the hands of anyone outside of the agency.

Radhika – please let me know if you have other suggestions.

See everyone on the 21st.

Best,
Yoneet

Yoneet Wilburn
Administrative Attorney
Nevada Transportation Authority
3300 West Sahara Avenue, Suite 200
Las Vegas, Nevada 89102
T: (702) 486-8722 | Cell: (702) 934-0831| E-mail: ywilburn@nta.nv.gov

Transportation Authority email signature image (2)

**From:** Matthew C. Morris <MCMorris@hollandhart.com>
**Sent:** Friday, January 24, 2025 10:20 AM
**To:** Yoneet Wilburn <ywilburn@nta.nv.gov>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** RE: Agero 25030 and 25034

WARNING - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Thanks, Yoneet. I appreciate the quick response.

**Feb 21st in the afternoon** works for my client. Mr. Jeff Rasmussen, Head of Network, West, is planning to appear in person for Respondent. As before, Mr. Peter Necheles, Esq., will also plan to appear virtually for Respondent. I will attend in person as well.

I had hoped to discuss logistics around two confidential exhibits before the hearing. The two confidential exhibits are: (1) Respondent's terms and conditions to dispatch service agreements, which are proprietary and should be protected as such, and (2) The proposed stipulation plan we worked on unsuccessfully with staff for several months, which were part of confidential settlement discussions. I know NTA has various confidentiality procedures under NAC 706.3949. May we request that these two documents be submitted as exhibits on

a strictly confidential basis, and would you agree to keep these documents confidential? It would save everyone time to have an expeditious protective agreement on this housekeeping issue. (See, NRS 706.1725). Please let me know if you're amenable to that request.

Thanks again.

**Matt Morris**
Attorney, Holland & Hart LLP

mcmorris@hollandhart.com | **T:** 702.669.4632 | **M:** 702.235.4018
CONFIDENTIALITY NOTICE: This message is confidential and may be privileged. If you believe that this email has been sent to you in error, please reply to the sender that you received the message in error; then please delete this email.

**From:** Yoneet Wilburn <ywilburn@nta.nv.gov>
**Sent:** Friday, January 24, 2025 9:32 AM
**To:** Matthew C. Morris <MCMorris@hollandhart.com>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** RE: Agero 25030 and 25034

**External Email**

Hi Matt,

Thank you for highlighting NRS 233B.121(4). It is your client's choice to have a contested case. Your client has been aware (notice) of this case since March and April of 2024. I think we can all agree that this is ample time to gather evidence and witnesses. The facts have not changed. The citations have not changed. Nothing has changed other than we cannot proceed with the stipulated agreement as the terms were not adhered to. I will find a time during the dates you have given, to schedule the hearing.

The best for our calendar would be February 20th in the afternoon, say 1pm or anytime on Friday the 21st, however the start time for the hearing should not be later than 2pm. Please let me know which date you prefer.

Radhika – please let me know if the above dates and times work for your calendar.

Best,
Yoneet

Yoneet Wilburn
Administrative Attorney
Nevada Transportation Authority
3300 West Sahara Avenue, Suite 200
Las Vegas, Nevada 89102
T: (702) 486-8722 | Cell: (702) 934-0831 | E-mail: ywilburn@nta.nv.gov

Transportation Authority email signature image (2)

**From:** Matthew C. Morris <MCMorris@hollandhart.com>
**Sent:** Thursday, January 23, 2025 4:02 PM
**To:** Yoneet Wilburn <ywilburn@nta.nv.gov>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** RE: Agero 25030 and 25034

**WARNING** - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Yoneet and Radhika –

As a follow-up, we are looking at the week of **Feb 17th (2/18 – 2/21).** As you know the Respondent is entitled to adequate time to prepare for a hearing in a contested case, and entitled to reasonable notice, an opportunity to respond to and present evidence and argument on all issues involved, etc. (NRS 233B.121(4)).

Please let me know if these dates work for you.

Thanks again,

**Matt Morris**
Attorney, Holland & Hart LLP

mcmorris@hollandhart.com | **T:** 702.669.4632 | **M:** 702.235.4018
CONFIDENTIALITY NOTICE: This message is confidential and may be privileged. If you believe that this email has been sent to you in error, please reply to the sender that you received the message in error; then please delete this email.

**From:** Matthew C. Morris <MCMorris@hollandhart.com>
**Sent:** Wednesday, January 22, 2025 11:59 AM
**To:** Yoneet Wilburn <ywilburn@nta.nv.gov>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** Re: Agero 25030 and 25034

Hi Yoneet - Thanks for the response. To be clear I did not request a pre-hearing conference with the Commissioner. I suggested a "pre-hearing call with this group" to review the timeline and next steps. I will interpret your response as declining this suggestion.

Unfortunately, the delay with resolving these citations is due to the agency retracting from clearly agreed-upon settlement terms. My client has done nothing to create or contribute to this delay, and has only cooperated with the Authority, and will continue to do so. Accordingly, I will confirm potential options for the hearing and will report back with options.

Note, I may have some issues under NRS Chapter 233B with the proposed process/timeline described in your email, and I had hoped to discuss with you in more detail on a call, but will outline those issues with the proposed hearing dates.

Of course, please do not hesitate to contact me with any questions or concerns.

Thanks again.

Matt

**Matt Morris**
Attorney, Holland & Hart LLP

mcmorris@hollandhart.com | T: 702.669.4632 | M: 702.235.4018
CONFIDENTIALITY NOTICE: This message is confidential and may be privileged. If you believe that this email has been sent to you in error, please reply to the sender that you received the message in error; then please delete this email.

---

**From:** Yoneet Wilburn <ywilburn@nta.nv.gov>
**Sent:** Wednesday, January 22, 2025 11:40 AM
**To:** Matthew C. Morris <MCMorris@hollandhart.com>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** RE: Agero 25030 and 25034

**External Email**

Hi Matt,

The Commissioner is not willing to do a pre-hearing. He would like the hearing scheduled, if you would like a contested hearing, please have all your witnesses and evidence available on the hearing date. Further, as you know, once the hearing is adjudicated, and gets approved by the full Commission at a General Session, you have the ability to PJR the ruling.

We have spent way more time on these two citations, than is afforded to any of our other Respondents, and it needs to be handled. Please provide some dates in the next 2-3 weeks for your re-hearing. Thank you.

Best,
Yoneet

Yoneet Wilburn
Administrative Attorney
Nevada Transportation Authority
3300 West Sahara Avenue, Suite 200
Las Vegas, Nevada 89102

T: (702) 486-8722 | Cell: (702) 934-0831| E-mail: ywilburn@nta.nv.gov

Transportation Authority email signature image (2)

**From:** Matthew C. Morris <MCMorris@hollandhart.com>
**Sent:** Tuesday, January 21, 2025 12:13 PM
**To:** Yoneet Wilburn <ywilburn@nta.nv.gov>; Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Subject:** RE: Agero 25030 and 25034

**WARNING** - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Yoneet, thank you.

Is it possible to set up a pre-hearing call with this group to review the timeline? I want to be sure I understand the agency's position on the hearing and scope, and it might make sense for us to confer to save everyone time, etc. I can be available this week, if you are agreeable to that suggestion.

Thank you.

**Matt Morris**
Attorney, Holland & Hart LLP

mcmorris@hollandhart.com | **T:** 702.669.4632 | **M:** 702.235.4018
CONFIDENTIALITY NOTICE: This message is confidential and may be privileged. If you believe that this email has been sent to you in error, please reply to the sender that you received the message in error; then please delete this email.

**From:** Yoneet Wilburn <ywilburn@nta.nv.gov>
**Sent:** Friday, January 17, 2025 10:40 AM
**To:** Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Cc:** Matthew C. Morris <MCMorris@hollandhart.com>
**Subject:** RE: Agero 25030 and 25034

**External Email**

Hi Radhika,

I will let the Hearing Officer know.

Matt, we will try to work with your schedule on the dates and times so please provide some dates and times in the next 2-3 weeks, which work for you. Please note that February 13 is not available as that is

our General Session.

Best,
Yoneet

Yoneet Wilburn
Administrative Attorney
Nevada Transportation Authority
3300 West Sahara Avenue, Suite 200
Las Vegas, Nevada 89102
T: (702) 486-8722 | Cell: (702) 934-0831| E-mail: ywilburn@nta.nv.gov

Transportation Authority email signature image (2)

**From:** Radhika P. Kunnel <rkunnel@ag.nv.gov>
**Sent:** Friday, January 17, 2025 10:37 AM
**To:** Yoneet Wilburn <ywilburn@nta.nv.gov>
**Cc:** Matthew C. Morris <MC_Morris@hollandhart.com>
**Subject:** Agero 25030 and 25034

Good morning, Yoneet,
By way of an update on aforementioned matter, the settlement negotiations regarding the performance plan which was part of the stipulated agreement between the staff and respondent Agero were unsuccessful. As a result, we would like to request a rehearing as a contested matter. Our client regrets the inconvenience caused.

Sincerely,

Radhika P. Kunnel
Deputy Attorney General
Nevada Office of the Attorney General
rkunnel@ag.nv.gov
Office: 702 486 3094

This e-mail contains the thoughts and opinions of the sender only and does not represent official Office of the Attorney General policy. Also, this email was sent when it was convenient for the sender. Please feel free to respond when it is convenient for you. There is no expectation for you to reply outside of your working hours.

**CONFIDENTIALITY NOTICE**

This message and attachments are intended only for the addressee(s) and may contain information that is privileged and confidential. If the reader of this message is not the intended recipient, I did not intend to waive and do not waive any privileges or the confidentiality of this message and attachments and you are hereby notified that any dissemination of this communication is strictly prohibited. If you receive this communication in error, please notify me immediately and destroy this document and all attachments. Thank you.

# Agenda Item# 105

25-05010

105

STEVE SISOLAK
*Governor*

STATE OF NEVADA

TERRY REYNOLDS
*Director B&I*

DAWN GIBBONS
*Chair*

GEORGE ASSAD
*Commissioner*

R. DAVID GROOVER
*Commissioner*

DEPARTMENT OF BUSINESS AND INDUSTRY

# NEVADA TRANSPORTATION AUTHORITY

## PETITION FOR RECONSIDERATION

## $50 Filing Fee

Docket [ ] Citation [ ] /Impound [X] /Permit [ ] #: 12218

Petitioner's Name: Rodrick Horne Telephone: (310) 684-9691

Mailing Address: 2664 Matogroso Ln, Las Vegas 89121

Reason for request: Failure to appear at hearing.

Petitioner Signature: [signature] Date: 5/7/25

**NTA AGENCY PROCESSING ONLY**

Review of filing timeliness (filed on or before 18 calendar day deadline):

Date of NTA Final Decision/Order = _____ + 18 calendar days = _____

_____ **YES** **Filing is considered timely, continue to agency docket processing.**

_____ **NO** **Filing is not considered timely and cannot proceed to docketing. Petitioner may seek legal advice for alternative remedy options beyond the agency.**

__X__ **OTHER** **Conditional review, continue to agency docket processing.**

**Staff Reviewer:** [signature] **Date:** 5/7/25

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) 687-9790 • Fax (775) 688-2802

DT 5/9/25 ls

# Agenda Item# 106

25-050145

JOE LOMBARDO
*Governor*

STATE OF NEVADA

106

DR KRISTOPHER SANCHEZ
*Director B&I*

VAUGHN HARTUNG
*Chairman*

DAWN GIBBONS
*Commissioner*

R. DAVID GROOVER
*Commissioner*

RECEIVED

MAY 12 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

DEPARTMENT OF BUSINESS AND INDUSTRY

# NEVADA TRANSPORTATION AUTHORITY

## PETITION FOR RECONSIDERATION

**$50 Filing Fee**

Docket [✓]/Citation [ ]/Impound [ ]/Permit [ ] #: 25139251 40

Petitioner's Name: Kevin Huynh Telephone: 702-904-255

Mailing Address: 3650 STOBER BV #186 LV NV 89103

Reason for request: First time violation and excessive and ~~unusual~~ unusual fine/penalty financial hardship

Petitioner Signature: Kevin Quang Date: May 12.

**NTA AGENCY PROCESSING ONLY**

Review of filing timeliness (filed on or before 18 calendar day deadline):

Date of NTA Final Decision/Order = 4/18/2025 + 18 calendar days = 5/6/2025

_____ **YES** **Filing is considered timely, continue to agency docket processing.**

_____ **NO** **Filing is not considered timely and cannot proceed to docketing. Petitioner may seek legal advice for alternative remedy options beyond the agency.**

✓ **OTHER** **Conditional review, continue to agency docket processing.** Respondent claims to have been cut off from D

**Staff Reviewer:** David Frost **Date:** 5/12/2025

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) 687-9790 • Fax (775) 688-2802

Website: www.nta.nv.gov

STATE OF NEVADA

JOE LOMBARDO
*Governor*

DR. KRISTOPHER SANCHEZ
*Director*

VAUGHN HARTUNG
*Chairman*

DAWN GIBBONS
*Commissioner*

R. DAVID GROOVER
*Commissioner*

**DEPARTMENT OF BUSINESS AND INDUSTRY**
**NEVADA TRANSPORTATION AUTHORITY**

KEVIN HUYNH
3650 STOBER BLVD #186
LAS VEGAS NV 89103

SUBJECT: **ORDER OF THE AUTHORITY**

Dear KEVIN HUYNH:

You were issued Impound number 3320 and Citation numbers 25139 and 25140 by the State of Nevada Transportation Authority (NTA) for a violation of NRS or NAC 706. On April 10, 2025, you were fined $1,000 for Impound number 3320. Your Impound fee has already been paid. You were also fined $5,000 with $4,500 suspended pursuant to the conditions set forth in the enclosed Order of the Authority.

**Your payment of $500 may be mailed or hand delivered to either of our office locations. We accept payments during normal business hours, Monday through Friday. If payment is not received in twenty (20) days from the date of this letter, your DMV Driver's License may be suspended.**

In addition, any amount that was held in abeyance in return for timely payment of the amount owed will become immediately due, the debt may be turned over to the State Controller and to a collection agency for collection as allowed by NRS Chapter 353C. Pursuant to NRS Ch. 353C.135, if your debt is turned over to a collection agency, you may be required to pay a collection costs and fees of up to 35% 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 Kerri McKenzie at (702) 486-6528.**

Sincerely,

David J. Pasternak, Deputy Commissioner

Dated: 4/10/2025
Las Vegas, Nevada

Enclosure

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In Re: Citation 25139 for a violation of NRS 706.386 and | ) | Citation 25139 |
| Citation 25140 for NRS 706A.280 and Impound I-3320 | ) | Citation 25140 |
| Issued to Kevin Quang Huynh | ) | Impound I-3320 |
| | ) | |

At a general session of the Nevada Transportation Authority held on April 10, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

On November 18, 2024, a hearing on the above-captioned matter was held before Chairman Vaughn Hartung, serving in his capacity as Hearing Officer for the Nevada Transportation Authority ("Authority", "NTA"). The Respondent, Kevin Quang Huynh, was present and chose 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 the 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 the hearing the parties knowingly and voluntarily stipulated and agreed as follows:

1. To the Admission of the Investigative Report as State's Exhibit #1.

2. That the Waiver of Formal Findings of Fact and Conclusions of Law and Waiver of Certified Mailing was signed by both the Respondent and the State and admitted as People's Exhibit #2.
3. To the admission of Respondent's Address Verification as Respondent's Exhibit #1.
4. To the admission of Violation 1, NRS 706.386 in Citation 25139. The parties stipulate and agree that the Investigative Report (State's Exhibit 1) proves Violation 1.
5. To the admission of Violation 1, NRS 706A.280 in Citation 25140. The parties stipulate and agree that Investigative Report (State's Exhibit #1) proves Violation 1.
6. That impound I-3320 proper pursuant to NRS 706.476.
7. That a fine of $5,000 be assessed for Violation 1, NRS 706.386 on Citation 25139, with $4,500 held in abeyance for a period of two (2) years provided there are no further violations of NRS 706 in that period and there is timely payment of the fine.
8. That no fine be assessed for Violation 1, NRS 706A.280, on Citation 25140. An admonishment is to be given to not commit these acts again. The Respondent can continue to drive for Uber/Lyft.
9. The Deputy Attorney General ("DAG") recommended a fine of $1,000 for Impound I-3320.

## DISCUSSION

The Hearing Officer recommends to the Authority:

1. That the stipulations and agreements of the parties set forth hereinabove be accepted; and
2. That the admission of Violation 1, NRS 706.386 in Citation 25139 be AFFIRMED.
3. That the admission of Violation 1, NRS 706A.280 in Citation 25140 be AFFIRMED.
4. That impound I-3320 WAS PROPER pursuant to NRS 706.476.

5. That a fine of $5,000 be assessed for Violation 1, NRS 706.386 in Citation 25139, with $4,500 held in abeyance for a period of two (2) years provided there are no further violations of NRS 706 in that period and there is timely payment of the fine.
6. That no fine issue for Violation 1, NRS 706A.280 in Citation 25140. An admonishment will issue to not commit these acts again. The Respondent can continue to drive for Uber/Lyft.
7. That a fine of $1,000 be assessed for impound I-3320 under NRS 706.476.

**ORDER**

**IT IS THEREFORE ORDERED, based on the foregoing and above-mentioned stipulations and agreements:**

1. That the recommendation of the Hearing Officer regarding Violation 1, NRS 706.386 on Citation 25139 be AFFIRMED.
2. That the recommendation of the Hearing Officer regarding Violation 1, NRS 706A.280 on Citation 25140 be AFFIRMED.
3. That the impound, I-3320, WAS PROPER pursuant to NRS 706.476.
4. That a total fine of Five Thousand Dollars and Zero Cents ($5,000) be assessed for Violation 1, NRS 706.386 on Citation 25139, with Four Thousand Five Hundred Dollars and Zero Cents ($4,500) held in abeyance for a period of two (2) years provided there are no further violations of NRS 706 in that period and there is timely payment of the fine.
5. That no fine be assessed for Violation 1, NRS 706A.280 on Citation 25140. An admonishment will issue to not commit these acts again. The Respondent can continue to driver for Uber/Lyft.

6. That a total fine of One Thousand Dollars and Zero Cents ($1,000) be assessed for the impound I-3320 pursuant to NRS 706.476.

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,

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

DEPT OF BUSINESS & INDUSTRY NEVADA TRANSPORTATION AUTHORITY STATE OF NEVADA

Attest: _____
David Pasternak, Deputy Commissioner

Dated: 4/18/2025
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# 107

JOE LOMBARDO
*Governor*

STATE OF NEVADA

DR KRISTOPHER SANCHEZ
*Director B&I*

VAUGHN HARTUNG
*Chairman*

DAWN GIBBONS
*Commissioner*

R. DAVID GROOVER
*Commissioner*

DEPARTMENT OF BUSINESS AND INDUSTRY

# NEVADA TRANSPORTATION AUTHORITY

## PETITION FOR RECONSIDERATION

**$50 Filing Fee**

25-05023

RECEIVED

MAY 16 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

14245

Docket [X]/Citation [X]/Impound [ ]/Permit [ ] #: 25-01030

Petitioner's Name: Bernardo Sanchez, Telephone: 702 930-4882
Sanchez Family LLC d/b/a PST Towing

Mailing Address: 5025 W. Washington Ave Las Vegas NV 89107

Reason for request: SEE ATTACHED

Petitioner Signature: B Sanchez Date: 5-16-25

**NTA AGENCY PROCESSING ONLY**

Review of filing timeliness (filed on or before 18 calendar day deadline):

CITE → Date of NTA Final Decision/Order = 9/25/24 + 18 calendar days = 10/13/24

OSC DOCKET 25-01030 - CPCN PENDING RESUME OPS.

_____ YES **Filing is considered timely, continue to agency docket processing.**

_____ NO **Filing is not considered timely and cannot proceed to docketing. Petitioner may seek legal advice for alternative remedy options beyond the agency.**

X OTHER **Conditional review, continue to agency docket processing.** Needs to ensure he appears; then consider lift pmt plan

**Staff Reviewer:** _____ **Date:** 5/16/25

Bernardo Sanchez

Sanchez Family LLC

D/B/A PST Towing

5025 W Washington Ave

Las Vegas NV 89107

702-930-4882

Bernardosanchez411@gmail.com

5/16/2025

To:Nevada Transportation Authority

To Whom It May Concern

I am writing to respectfully request reconsideration of the fine issued to me due to a lapse in compliance related to my tow truck operations. I am new to this business and was under the sincere impression that I had taken the necessary steps when I stopped operating the tow truck. Specifically, I had returned the vehicle plates to the DMV and canceled the insurance, believing that these actions were sufficient.

Unfortunately, I did not understand that I was also required to notify the Nevada Transportation Authority directly. This oversight was not intentional, and I regret the confusion it caused. I also did not receive or was unaware of the notices regarding the fines, which has delayed my response.

I have since taken the proper steps to ensure my business is now fully compliant and ready to operate under all current regulations. I am asking for reconsideration of the fine given my good faith efforts, lack of prior experience, and the circumstances surrounding the situation. If dismissal is not possible, I kindly ask to be considered for a payment plan, as I am committed to resolving this matter responsibly.

Thank you very much for your time and understanding. I truly appreciate any consideration you can provide to help me get back on track and continue to operate my business properly and lawfully.

Sincerely,

Bernardo Sanchez

Sanchez Family LLC D/B/A PST Towing

# Agenda Item# 108

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| Re: The voluntary cancellation of tow car service authority granted under Certificate of Public Convenience and Necessity 7559 issued to Rodriguez Towing, LLC. | ) ) ) ) | Docket 25-03015 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on May 11, 2023, the Authority issued CPCN 7559 to Rodriguez Towing, LLC, authorizing the transportation service 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. That on March 17, 2025, Yeniset Rodriguez, Manager of Rodriguez Towing, LLC, provided notice to the Authority of the voluntary cancellation of CPCN 7559.
3. 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.
4. That the Authority has reviewed all the records relating to this Request and finds that granting the Request would be in the public interest.

///

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

1. CPCN 7559, issued to Rodriguez Towing, LLC, is hereby CANCELLED.
2. The carrier is to immediately remove any and all markings indicating "CPCN 7559" 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

~~XXXXXXXXXXXXXXXXX~~ 25-03015 79

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3/17/25 ls

Docket 25-03015

RECEIVED

MAR 17 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

**Department of Business and Industry**

**Nevada Transportation Authority**

# Request for Voluntary Cancellation of CPCN

In the matter of the request by Yeniset Rodriguez

_____ to cancel Certificate of Public

Convenience and Necessity (CPCN) number: _____.

The above named carrier is no longer conducting operations or providing transportation

services authorized under CPCN 7559.

Therefore, Yeniset Rodriguez, the authorized representative for

Rodriguez Towing LLC

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.

Yeniset

Signature of Petitioner

YenisET Rodriguez

Printed name of Petitioner

217 honey locust Dr

Address

N. las Vegas NV 89031

702 910 6207

Phone number Fax number

tesivey18@gmail.com

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:

Personal reason

3. Have you removed all markings (name and CPCN number) from the vehicles?

   ☒ Yes, they were removed on 3/14/25.

   ☐ No, I will remove them no later than _____.

4. Complete the OATH page and have notarized.

5. Enclose/attach all vehicle decals and/or tow/taxi plates.

6. File all three pages of this Request (with all tow/taxi plates and/or decals) and mail or deliver to either of our office locations:

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# 109

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| Re: The voluntary cancellation of tow car service authority granted under Certificate of Public Convenience and Necessity 7455 issued to D&VC Towing, LLC. | ) ) ) ) | Docket 25-03022 |

At a general session of the Nevada Transportation Authority held on June 12, 2025.

PRESENT: Chairman Vaughn Hartung
Commissioner Dawn Gibbons
Commissioner R. David Groover
Deputy Commissioner David Pasternak

**ORDER**

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

1. That on September 7, 2021, the Authority issued CPCN 7455 to D&VC Towing, LLC authorizing the transportation service 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. That on March 21, 2025, Daniel Vidal Cruz, Owner of D&VC Towing, LLC, provided notice to the Authority of the voluntary cancellation of CPCN 7455.
3. 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.
4. That the Authority has reviewed all the records relating to this Request and finds that granting the Request would be in the public interest.

///

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

1. CPCN 7455, issued to D&VC Towing, LLC, is hereby CANCELLED.
2. The carrier is to immediately remove any and all markings indicating "CPCN 7455" 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,

_____
Vaughn Hartung, Chairman

_____
Dawn Gibbons, Commissioner

_____
R. David Groover, Commissioner

Attest: _____
David Pasternak, Deputy Commissioner

Dated: _____
Las Vegas, Nevada

250322

DT/TSA
3/24/25 ls

**Department of Business and Industry**

**Nevada Transportation Authority**

RECEIVED

MAR 21 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

# Request for Voluntary Cancellation of CPCN

In the matter of the request by D&VC Towing, LLC

_____ to cancel Certificate of Public Convenience and Necessity (CPCN) number: 7455.

The above named carrier is no longer conducting operations or providing transportation services authorized under CPCN 7455.

Therefore, DANIEL VIDAL CRUZ, the authorized representative for D&VC TOWING LLC

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.

Signature of Petitioner

DANIEL VIDAL CRUZ

Printed name of Petitioner

2205 ASH AVE

Address

LAS VEGAS, NV 89101

702-890-7223

Phone number

Fax number

danielvidal508@yahoo.com

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:

HIGH INSURANCE RATE

3. Have you removed all markings (name and CPCN number) from the vehicles?

   ☐ Yes, they were removed on _____.

   ☑ No, I will remove them no later than 3/21/2025.

4. Complete the OATH page and have notarized.

5. Enclose/attach all vehicle decals and/or tow/taxi plates.

6. File all three pages of this Request (with all tow/taxi plates and/or decals) and mail or deliver to either of our office locations:

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# 110

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In re: The Order to Show Cause issued to 619 Management, LLC d/b/a West Coast Towing & Recovery as to why Certificate of Public Convenience and Necessity 7503 should not be revoked. | ) ) ) ) | Docket 25-04039 |

**ORDER TO SHOW CAUSE**
**AND NOTICE OF HEARING**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over this matter.

The Authority makes the following findings of fact and conclusions of law:

1. That on April 15, 2022, CPCN 7503 was issued to 619 Management, LLC, d/b/a West Coast Towing & Recovery, a carrier authorized to provide intrastate common carrier transportation as a tow car service.
2. That on August 19, 2024, Pablo Silva-Lelcar, Owner, filed a request to temporarily discontinue services under CPCN 7503 for the period September 1, 2024 through March 1, 2025 under Docket 24-08023. The request was granted by the Authority at the November 7, 2024 General Session.
3. That the period of temporary discontinuance has expired, and to date, the Carrier has not rectified their expired temporary discontinuance status.
4. That to date, no voluntary cancellation has been filed.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that an Order to Show Cause hearing in this matter shall be held as follows:

**THURSDAY, JUNE 12th, 2025**
**9:30 a.m.**
Nevada Transportation Authority
3300 W. Sahara Avenue, Suite 400
Las Vegas, NV 89102
(702) 486-3303

At which time 619 Management, LLC, d/b/a West Coast Towing & Recovery, pursuant to NRS 233B.127(3), will be given the opportunity to show compliance with all applicable statutes and regulations.

**Respondent is hereby advised that, Respondent's FAILURE TO APPEAR at the above time and place set for hearing or FAILURE TO SHOW COMPLIANCE may result in a Hearing Officer recommendation to the Authority that CPCN 7503 be revoked or suspended.**

By the Authority

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

DEPT. OF BUSINESS & INDUSTRY NEVADA TRANSPORTATION AUTHORITY STATE OF NEVADA

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: 5-2-2025
Las Vegas, Nevada

# Agenda Item# 111

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In re: The Order to Show Cause issued to A.S. Coach, LLC as to why Certificate of Public Convenience and Necessity 2340 should not be revoked. | ) ) ) ) | Docket 25-04040 |

**ORDER TO SHOW CAUSE**
**AND NOTICE OF HEARING**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over this matter.

The Authority makes the following findings of fact and conclusions of law:

1. That on December 18, 2023, CPCN 2340 was issued to A.S. Coach, LLC, a carrier authorized to provide intrastate common carrier transportation as a charter bus.
2. That on September 12, 2024, Alfred Sierra, Owner, filed a request to temporarily discontinue services under CPCN 2340 for the period September 12, 2024 through March 12, 2025 under Docket 24-09012. The request was granted by the Authority at the November 7, 2024 General Session.
3. That the period of temporary discontinuance has expired, and to date, the Carrier has not rectified their expired temporary discontinuance status.
4. That to date, no voluntary cancellation has been filed.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that an Order to Show Cause hearing in this matter shall be held as follows:

**THURSDAY, JUNE 12th, 2025**
**9:30 a.m.**
Nevada Transportation Authority
3300 W. Sahara Avenue, Suite 400
Las Vegas, NV 89102
(702) 486-3303

At which time A.S. Coach, LLC, pursuant to NRS 233B.127(3), will be given the opportunity to show compliance with all applicable statutes and regulations.

**Respondent is hereby advised that, Respondent's FAILURE TO APPEAR at the above time and place set for hearing or FAILURE TO SHOW COMPLIANCE may result in a Hearing Officer recommendation to the Authority that CPCN 2340 be revoked or suspended.**

By the Authority,

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: 5-2-2025
Las Vegas, Nevada

# Agenda Item# 112

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In re: The Order to Show Cause issued to Motorcycle Towing Near Me, LLC, d/b/a Motorcycle Towing Near Me as to why Certificate of Public Convenience and Necessity 7464 should not be revoked. | ) ) ) ) | Docket 25-04041 |

**ORDER TO SHOW CAUSE**
**AND NOTICE OF HEARING**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over this matter.

The Authority makes the following findings of fact and conclusions of law:

1. That on June 15, 2021, CPCN 7464 was issued to Motorcycle Towing Near Me, LLC, d/b/a Motorcycle Towing Near Me a carrier authorized to provide intrastate common carrier transportation as a tow car service.
2. That on October 7, 2024, Robert Bitterman, Owner, filed a request to temporarily discontinue services under CPCN 7464 for the period September 16, 2024 through March 16, 2025 under Docket 24-10013. The request was granted by the Authority at the November 7, 2024 General Session.
3. That the period of temporary discontinuance has expired, and to date, the Carrier has not rectified their expired temporary discontinuance status.
4. That to date, no voluntary cancellation has been filed.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that an Order to Show Cause hearing in this matter shall be held as follows:

**THURSDAY, JUNE 12th, 2025**
**9:30 a.m.**
Nevada Transportation Authority
3300 W. Sahara Avenue, Suite 400
Las Vegas, NV 89102
(702) 486-3303

At which time Motorcycle Towing Near Me, LLC, d/b/a Motorcycle Towing Near Me pursuant to NRS 233B.127(3), will be given the opportunity to show compliance with all applicable statutes and regulations.

**Respondent is hereby advised that, Respondent's FAILURE TO APPEAR at the above time and place set for hearing or FAILURE TO SHOW COMPLIANCE may result in a Hearing Officer recommendation to the Authority that CPCN 7464 be revoked or suspended.**

By the Authority,

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

DEPT. OF BUSINESS & INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
STATE OF NEVADA

Attest: David J. Pasternak, Deputy Commissioner

Dated: 5/2/2025
Las Vegas, Nevada

# Agenda Item# 113

BEFORE THE NEVADA TRANSPORTATION AUTHORITY

| | | |
|---|---|---|
| In re: The Order to Show Cause issued to Las Vegas Horse Carriage, LLC as to why Certificate of Public Convenience and Necessity HDV0001 should not be revoked. | ) ) ) ) | Docket 25-04042 |

**ORDER TO SHOW CAUSE**
**AND NOTICE OF HEARING**

Under Nevada Revised Statutes ("NRS") 706.151, the Nevada Transportation Authority ("Authority") has legal jurisdiction and authority over this matter.

The Authority makes the following findings of fact and conclusions of law:

1. That on March 18, 2021, CPCN HDV0001 was issued to Las Vegas Horse Carriage, LLC a carrier authorized to provide horse-drawn wagon rides in and around Floyd Lamb Park.
2. That on September 17, 2024, Bradley J. Kloss, Owner, filed a request to temporarily discontinue services under CPCN HDV0001 for the period August 13, 2024 through March 13, 2025 under Docket 24-09015. The request was granted by the Authority at the November 7, 2024 General Session.
3. That the period of temporary discontinuance has expired, and to date, the Carrier has not rectified their expired temporary discontinuance status.
4. That to date, no voluntary cancellation has been filed.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that an Order to Show Cause hearing in this matter shall be held as follows:

**THURSDAY, JUNE 12th, 2025**
**9:30 a.m.**
Nevada Transportation Authority
3300 W. Sahara Avenue, Suite 400
Las Vegas, NV 89102
(702) 486-3303

At which time Las Vegas Horse Carriage, LLC pursuant to NRS 233B.127(3), will be given the opportunity to show compliance with all applicable statutes and regulations.

**Respondent is hereby advised that, Respondent's FAILURE TO APPEAR at the above time and place set for hearing or FAILURE TO SHOW COMPLIANCE may result in a Hearing Officer recommendation to the Authority that CPCN HDV0001 be revoked or suspended.**

By the Authority,

Vaughn Hartung, Chairman

Dawn Gibbons, Commissioner

R. David Groover, Commissioner

DEPT. OF BUSINESS & INDUSTRY
NEVADA TRANSPORTATION AUTHORITY
STATE OF NEVADA

Attest: _____
David J. Pasternak, Deputy Commissioner

Dated: 5/2/2025
Las Vegas, Nevada

# Agenda Item# 114

RECEIVED
MAY 09 2025
NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

# BEFORE THE NEVADA TRANSPORTATION AUTHORITY

In Re: Bell Trans Petition to Deviate from NAC 706.210(3)

Docket 25-05014 DG

## PETITION FOR AUTHORITY TO DEVIATE FROM NAC 706.210(3)

COMES NOW, Bell Trans before the Nevada Transportation Authority ("NTA") by and through their counsel of record, Kimberly Maxson-Rushton, Esq. and hereby submits this Petition to Deviate from Nevada Administrative Code ("NAC") 706.210(3) pursuant to the authority set forth in NAC 706.1305

This petition is based upon the attached Memorandum of Points and Authorities, as well as any other papers and documents on file.

All notices, pleading documents and correspondence pertaining to this proceeding should be directed to the following individual:

Kimberly Maxson-Rushton, Esq.
COOPER LEVENSON, Attorneys at Law
3016 W. Charleston Blvd., Suite 195
Las Vegas, NV 89102
krushton@cooperlevenson.com

## I.

## MEMORANDUM OF POINTS AND AUTHORITIES

A. Background and Lease Terms

Between May 16 – 19, 2025, Las Vegas will host the Electric Daisy Carnival ("EDC") at the Las Vegas Motor Speedway. During EDC, Las Vegas plays host to thousands of tourists many of which will need to utilize some form of commercial transportation in order to get to and from the event. Due to the odd hours of EDC – whereby attendees start arriving at the site between 3:00 p.m. – 8:00 p.m. and leave between 5:00 a.m. – 8:00 a.m., it requires commercial motor carriers to have vehicles available and on standby during said times in order to accommodate EDC attendees. ***This is***



DT/TSA

***in addition to meeting the transportation needs of passengers in Las Vegas for reasons other than EDC.***

Accordingly, in order to meet customer demands during EDC, Bell Trans requires the use of more vehicles than it currently has in its fleet. As such, it has entered into multiple lease agreements pursuant to Nevada Administrative Code ("NAC") 706.210 **Lease of vehicle by common motor carrier for use as traditional limousine or livery limousine.** Specifically, Bell Trans plans to lease approximately forty-one (41) limousines for use during EDC. The lease period is for less than fourteen days, and the terms are consistent with Bell Trans Certificate of Public Convenience and Necessity ("CPCN"). See, NAC 706.210(3)(a-e). The vehicles, which are registered in states other than Nevada, all maintain insurance comparable to the amount required in Nevada. See, NAC 706.191.

Furthermore, as part of the lease agreement, drivers of the leased vehicles will be provided by the lessor, not Bell Trans. See, NAC 706.210(3)(d). However, Bell Trans recognizes that the drivers must have a NTA issued permit and is currently working to complete that process prior to the first day of EDC, May 16, 2025.

Based on the fact that the vehicles are from out of state Bell Trans hereby submits this Petition to Deviate and requests authority to operate said vehicles between May 16 – May 19, 2025.

B. Request to Deviate

Pursuant to NAC 706.1305, Bell Trans submits that good cause appears for allowing the Company to lease vehicles during EDC in order to accommodate its customers seeking transportation to and from the event.

In light of Bell Trans long history of operating in a safe, compliant manner there should be no concern with allowing a seasoned (unlimited) operator to temporarily expand in order to serve members of the traveling public during a peak event. Without question, the additional vehicles operated under Bell Trans' authority further ensures the safety of tourists and passengers in Las Vegas for EDC and it minimizes the need (and opportunity) for illegal carriers to capture rides.

Lastly, Bell Trans respectfully submits that this request is akin to deviations previously granted by the NTA in similar circumstances, whereby out of state vehicles were used to provide commercial transportation services in Nevada during peak events. Thereby, demonstrating the clear public interest served by allowing Bell Trans to temporarily add out of state vehicles to its fleet during EDC.

## II.

## CONCLUSION

For the reasons set forth herein, Bell Trans respectfully requests approval of this Petition to Deviate and authorization to use said vehicles during EDC.

DATED this 9th day of May, 2025.

COOPER LEVENSON, P.A.

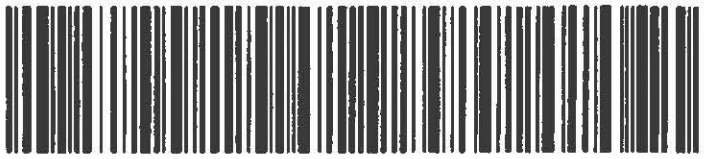
*/s/Kimberly Maxson-Rushton*

Kimberly Maxson-Rushton, Esq.
Nevada Bar No. 5065
3016 W. Charleston Boulevard, #195
Las Vegas, NV 89102
*Counsel for Bell Trans*

# Agenda Item# 115

S CERTIFIED MAIL

Pinnacle Community
Association Management
9330 W. Sahara Ave Ste. 210
Las Vegas NV 89117



9214 8901 9403 8301 9629 62

25-0407

RECEIVED

MAR 27 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

LUIS CASTRO
6559 MAMMOTH CANYON PL
N LAS VEGAS NV 89084-1227
702 888 0530

I, Luis castro, Am requesting A full hearng on the complant for (1-2502-045) I do not Agree with the findings of the investigation and would like a hearing to resolve this complaint. the Authorized tow Agent Ashleys towing is lieng.

Return Reference Number:The Parks HOA

Account #:6559MC

Postage: $8.1600

# Nevada Transportation Authority
# Complaint Report

| | |
|---|---|
| **Investigation Number: I-2502-045**<br>**Investigator(s): Andrew Scott** | **Date Assigned: March 11, 2025** |
| **Carrier CPCN/TNC # & Legal Name:**<br>CPCN 7220 Ashley's Towing, Inc | **Complainant Name:** Faith Cole |
| **Type of Complaint: *(Highlight One)***<br>**Tow Car** **Passenger Carrier** **Household Goods Mover/Storage** **TNC** | |
| **Location(s): 7644 Brisk Ocean** | |

**Scope of Investigation**

| Area Reviewed | Date Received | Date Sent | Reviewed By Investigator (Yes/ No/ N/A) | Exhibit |
|---|---|---|---|---|
| **Complaint** | 3/11/2025 | 3/19/2025 | Y | A |
| **Fax/Email Confirmation/Receipt of Complaint** | | | | |
| **Company Response** | 3/19/2025 | | Y | B |
| **Additional Documents** | 3/11/2025 | | Y | C |

| Tow Cars | (Y/ N/ N/A) | Date |
|---|---|---|
| **Verified Signature/Specific Request** | **Y** | **3/27/2025** |
| **Verify Tow Signs** | **Y** | **3/25/2025** |
| **Verify Tow Sticker/48 Hr Notice** | **Y** | **3/27/2025** |
| **Verify Immediate Tow Circumstance** | **N** | |
| **Verify Contract** | **N** | |
| **Law Enforcement Tow** | **N/A** | |

| All Carriers | (Y/ N/ N/A) | Date |
|---|---|---|
| **Bills/Charter Orders Consistent w/ Tariff** | **N/A** | |
| **Customer Service Complaint** | **N/A** | |

**Additional Investigation Contacts (Name/Contact Info) (If Applicable):**

**Additional Details/Information (If Applicable):**

The question is the amount of time of the 48 hour warning and the actual tow date for the violation. The 48 hour warning is not time limited by law. The vehicle was warned on 1/6/25 then towed on 2/7/25 for the violation of no commercial vehicles and no street parking.

| Party Notification | (Y/ N/ N/A) | Date |
|---|---|---|
| **Complainant Notified of Disposition** | *Yes* | *3/27/2025* |
| **Carrier Notified of Disposition** | *Yes* | *3/27/2025* |

## Finding:

*After conducting a thorough review and investigation of this complaint, it has been determined that the above mentioned carrier/company did not commit a violation of NRS/NAC 706 in accordance with Nevada State law.*

Signature: _____ 5049
Investigator

3-27-25
Date

Reviewed: _____ 5042
Supervisor

3/27/2025
Date

# Exhibit A

**Jason Brown**

**From:** nta
**Sent:** Tuesday, February 11, 2025 10:13 AM
**To:** Jason Brown; John Foster
**Cc:** nta
**Subject:** FW: HAL Form Submission Notification

**OFFICIAL USE ONLY ---- DO NOT WRITE IN THIS BOX**

Processing Date: 2/18/2025 I#: I-2502-045

Assignment: Scott Wilson Status: C

Company: ASHLEY'S TOWING, INC. DBA ASHLEY'S TOWING CPCN #: 7220

Notes:

***Please review & process accordingly.***
***Thank you,***
***Hope DiBartolomeo for NTA***
3300 West Sahara Avenue Suite 200 Las Vegas NV 89102
Phone: (702) 486-3303 | Fax: (702) 486-2590 | E: nta@nta.nv.gov
1755 East Plumb Lane Suite 229 Reno NV 89502
Phone: (775) 687-9790 | Fax: (775) 688-2802 | E: nta@nta.nv.gov

**Nevada Transportation Authority**
Nevada Department of Business and Industry
"Growing business in Nevada"

This communication, including any attachments, may contain confidential information and is intended only for the individual or entity to which it is addressed. Any review, dissemination or copying of this communication by anyone other than the intended recipient is strictly prohibited. If you are not the intended recipient, please contact the sender by reply e-mail and delete all copies of the original message.

**From:** hal@admin.nv.gov <hal@admin.nv.gov>
**Sent:** Monday, February 10, 2025 3:20 PM
**To:** nta <nta@nta.nv.gov>
**Subject:** HAL Form Submission Notification

ENTERED 3/10/25

A new form has beeen submitted.

NTA - Tow Complaint
To update the form please visit: https://hal.nv.gov/submitted/217551User's entries follow

# Tow Complaint

**Contact Information**
Las Vegas Office - 3300 W. Sahara Ave, Suite 200 Las Vegas, NV 89102 Phone: 702-486-3303 Fax: 702-486-2590

***PLEASE NOTE THE NTA DOES NOT HAVE JURISDICTION OVER INTERSTATE (FROM ONE STATE TO ANOTHER) TOW SERVICE***

## COMPLAINANT INFORMATION

***NAME (LAST): * Req**
Cole

***NAME (FIRST): * Req**
Faith

**NAME (MI):**
K

**ADDRESS:**
7644 brisk ocean ave
las vegas NV, 89178

***PHONE: * Req**
702-752-237

**CELL PHONE:**
NOT ANSWERED

**ALTERNATE PHONE NUMBER:**
702-301-0592

**EMAIL ADDRESS:**
faithcole579@gmail.com

## TOW COMPANY INFORMATION

**COMPANY NAME:**
ashleys towing

**COMPANY ADDRESS:**
3030 sheridan st
las vegas NV, 89102

**COMPANY'S PHONE:**
702-382-3508

**COMPANY'S WEBSITE (if available):**
www.ashleystowing.com

**PERSON(S) CONTACTED AT ABOVE COMPANY:**
NOT ANSWERED

# VEHICLE DESCRIPTION

**REGISTERED OWNER:**
kalb industries

**YEAR**
2024

**MAKE**
nissan

**MODEL**
kicks

**LICENSE PLATE #**
735Z95

***STATE REGISTERED** * Req
Nevada

**VIN:**
3N1CP5BV8RL532176

**DATE OF OCCURRENCE:**
02/08/2025

**TIME OF OCCURRENCE:**
5:10am

**LOCATION OF OCCURRENCE:**
7644 brisk ocean ave. My house

**NAME OF TOW TRUCK DRIVER:**
refused to give

***PAYMENT MADE TO THE COMPANY?** * Req
YES

**IF SO, AMOUNT PAID:**
491.62

**INVOICE/RECEIPT NUMBER:**
NOT ANSWERED

# *DETAILS OF COMPLAINT

**PLEASE PROVIDE A DETAILED STATEMENT REGARDING YOUR COMPLAINT AND THE NATURE OF THE RELIEF SOUGHT. DO NOT OMIT ANY FACTS, AS ALL INFORMATION MAY BE RELEVANT TO OUR INVESTIGATION. EMAIL ANY DOCUMENTATION WHICH MAY SUPPORT YOUR CLAIM (PHOTOS, INVOICES, ETC.) TO NTA@NTA.NV.GOV * Req**
My vehicle was towed from outside in front of my residence 5 hours after I arrived at home. I was not given a 48 nor a 24 hours notice about my car being towed, there was no sticker or any warning given to me. He stated he put 48 hour sticker on my car on January 6th 2025 but the car had been moved since then. Where I was parked in front of my home is not a handicap nor a red zone. The company then refused to give me any pictures of my car nor the signature of who signed off on the tow, following up he also refused to give me any type of signature or paper saying that he was refusing to give me the information he's required to. It was also stated by the tow company that it was towed because its a "commercial vehicle" when in fact it is a small Nissan Kicks, it is just a company car.

## THE NEVADA TRANSPORTATION AUTHORITY (NTA) WILL NOT PROCESS ANY UNSIGNED, INCOMPLETE, OR ILLEGIBLE COMPLAINT FORMS

I understand that the NTA represents the public by ensuring that businesses licensed by their authority are in compliance with the laws related to NRS 706, 706A, & 712 and NAC 706 & 706A. Pursuant to NAC 706.3974 and NAC 706A.420, your completed complaint form will be assigned to a Nevada Transportation Authority Investigator. The investigator will contact you to acknowledge receipt of your complaint within 15 days. Within 20 days of receiving a complaint, the investigator will provide a copy of the complaint to the respondent and request a response to the complaint. Pursuant to NAC 706.3975 and NAC 706A.430, the respondent has up to 15 days to respond to the request of the investigator. Pursuant to NAC 706.3976 and NAC 706A.440, the investigator will contact the complainant and the respondent to provide the results of the investigation.

**I hereby affirm under penalty of perjury that I am an adult, 18 years of age or older, that I have personal knowledge of this matter stated herein, and that the assertions contained in this complaint are true.**

***Electronic Signature * Req**
Faith Cole

Please type your First and Last Name

***Date: * Req**
02/10/2025

*** Req**
» ***I understand that checking this box constitutes a legal signature confirming that the information provided herein is true and accurate.** (Selected)

**Note: All fields with an asterisk (*) are required to be filled in prior to submitting the form**

==========END REPORT==========<div st

# Exhibit B

March 19, 2025

Ashley's Towing

3030 Sheridan St.

Las Vegas, NV. 89102

702-382-3508

CPCN 7220

On January 6, 2025, a white Nissan Kicks was tagged for "No Commercial Vehicles" and "No on Street Parking" at the Mirasol at Mountains Edge HOA. On February 7th at 12:42 pm, the vehicle was approved to be towed by the Community Manager Melissa Scott. Following up on the approval, an Ashley's driver found the vehicle on property and still in violation. He documented the violation and on February 8th at 05:10, he removed it from property. He then brought it to Ashley's impound yard and AutoReturn was notified.

I am attaching copies of Ashley's invoice, authorization to tow, notification to AutoReturn, tagging and towing photos.

Thank you,

Tony Glenn

General Manager

**Andrew Scott**

**From:** Tony Glenn <tglenn@ashleystowing.com>
**Sent:** Thursday, March 20, 2025 4:45 PM
**To:** Andrew Scott
**Subject:** Cole Complaint Error

**WARNING** - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

On the Cole complaint, we inputted the wrong time for "Tow Request". It is supposed to be 12:42 PM on 2/7/25 not 00:42 as it is shown on the customer's invoice. Would you like me to resubmit my statement addressing the error?

Tony Glenn
General Manager
Office (702)382-3508
Fax (702)382-8090
Cell (702)752-8822

# Tag Approval

**Ashley's Towing**
3030 SHERIDAN ST
LAS VEGAS, NV 89102
Phone: (702) 382-3508
Fax: (702) 382-8090
CPCN#: 7220

| Date |
|---|
| Feb 8, 2025 |

| | |
|---|---|
| **Location** | Mirasol At Mountains Edge HOA - HOA - 10300 Flowering Vine St Las Vegas, NV 89178 |
| **Address** | 10300 Flowering Vine St Las Vegas, NV 89178 |
| **Vehicle Location** | 7644 Brisk Ocean Ave Las Vegas, NV 89178 United States |
| **Reason for Tag** | G No On Street Parking<br>O No Commercial Vehicle's |
| **Vehicle** | NISSAN Kicks |
| **Color** | White |
| **VIN** | 3N1CP5BV8RL532176 |
| **License Plate** | NV 735Z95 |
| **License Expiration** | - |
| **Tag Time** | Jan 6, 2025 @ 2:35AM |
| **Tagger** | Cesar JR |

I, THE MANAGER IN CHARGE, HEREBY AUTHORIZE THE REMOVAL OF THE ABOVE DESCRIBED VEHICLE BY ASHLEY'S TOWING

VEHICLE(S) THAT ARE NO LONGER IN VIOLATION (HAVE RESOLVED THE ABOVE STATED VIOLATIONS) BY THE BELOW SIGNATURE DATE OR DISPLAY A VALID UNEXPIRED EXTENSION TO RESOLVE VIOLATION FROM THIS OFFICE WILL NOT BE TOWED.

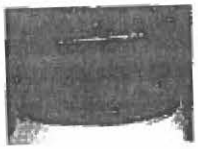
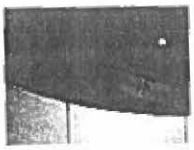
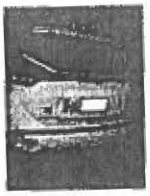
IN ADDITION, BY SIGNING THIS FORM, I HEREBY ACKNOWLEDGE THE PARKING PERMIT (PP) DATE AS THE EXPIRATION DATE FOR ANY EXTENSIONS PROVIDED BY THIS OFFICE AND AUTHORIZE ASHLEY'S TOWING TO REMOVE VEHICLE(S) ON THE SAID PARKING PERMIT (PP) DATE.

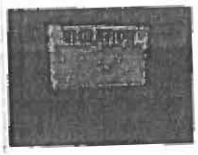
NAME Melissa Scott
TITLE Community Manager

PHONE (702) 736-9450
FAX

SIGNATURE MScott

DATE/TIME Fri, Feb 7, 2025 @ 12:42 PST



autura

Complete Form Add Photos

## Successfully Submitted Tow

Ref#: P2785729
VIN: 3N1CP5BV8RL532176
License: 735Z95 NV

### Add Photos

(supported files: .jpg .png .gif)

Click or drag a file to this area to upload (optional)

Photos are editable for the next 5 minutes.

Upload photos

Done

Copyright © 2025 Autura

Help

KALB INDUSTRIES of NEVADA, Ltd.
5670 Wynn Road, Las Vegas, Nevada 89118-2313 · Telephone (702) 365-5252 · Fax (702) 365-5257

Faith Cole is an authorized driver for Kalb Industries and at the moment using the company vehicle for personal use while she is waiting for her vehicle to be registered.

If you have any questions or concerns please contact Darin Pipkins, the COO at 1-702-768-8272.

KALB INDUSTRIES OF NEVADA

27 YEARS OF SERVICE

50 IN BUSINESS

**Darin Pipkins**
Chief Operations Officer

**Phone**: 702-365-5252
**Mobile: 702-768-8272**
**Email**: darin@kalbind.com

5670 Wynn Road
Las Vegas, NV 89118

**www.kalbindustries.com**

# ASHLEY'S TOWING
3030 SHERIDAN ST
LAS VEGAS, NV 89102
Tel: 702-382-3508
CPCN#: 7220

Stock#: 60041 Clerk: 68
Loc Unknown

RELEASE TO:
Name: FAITH KARINE COLE

STOCK: 60041 Release Date & Time: Feb 08,2025 06:08:48 PM
TICKET: 0
Call Type: PIM Class:C

2024 NISS KICKS (3N1CP5BV8RL532176) WHITE P4W 735Z95 NV
Tow From: 7644 BRISK OCEAN Date: 02/08/2025 Time: 05:10
Towed To: 3030 SHERIDAN ST Driver: 094, Unit: 1

| | | | |
|---|---|---|---|
| | TOW REQUEST | 2/7/2025 12:42:00 AM | |
| 464.0 | Depart Base | 2/8/2025 4:45:00 AM | |
| 478.0 | Arv Scene | 2/8/2025 5:05:00 AM | |
| 478.0 | Dpart Scene | 2/8/2025 5:10:00 AM (5 Min. At Scene) | |
| 492.0 | Arv Dest | 2/8/2025 5:30:00 AM | |
| | Secured Storage Begin: | 2/8/2025 5:30:00 AM | |
| | Notified PD | 2/8/2025 5:36:00 AM | |
| | CLR Call | 2/8/2025 5:40:00 AM | |
| | Release Date & Time: | 2/8/2025 06:08:48 PM | |

| | |
|---|---|
| Tow: | 342.12 |
| Mileage: | 44.20 |
| Nite Visit: | 105.30 |
| Total Charges: | 491.62 |

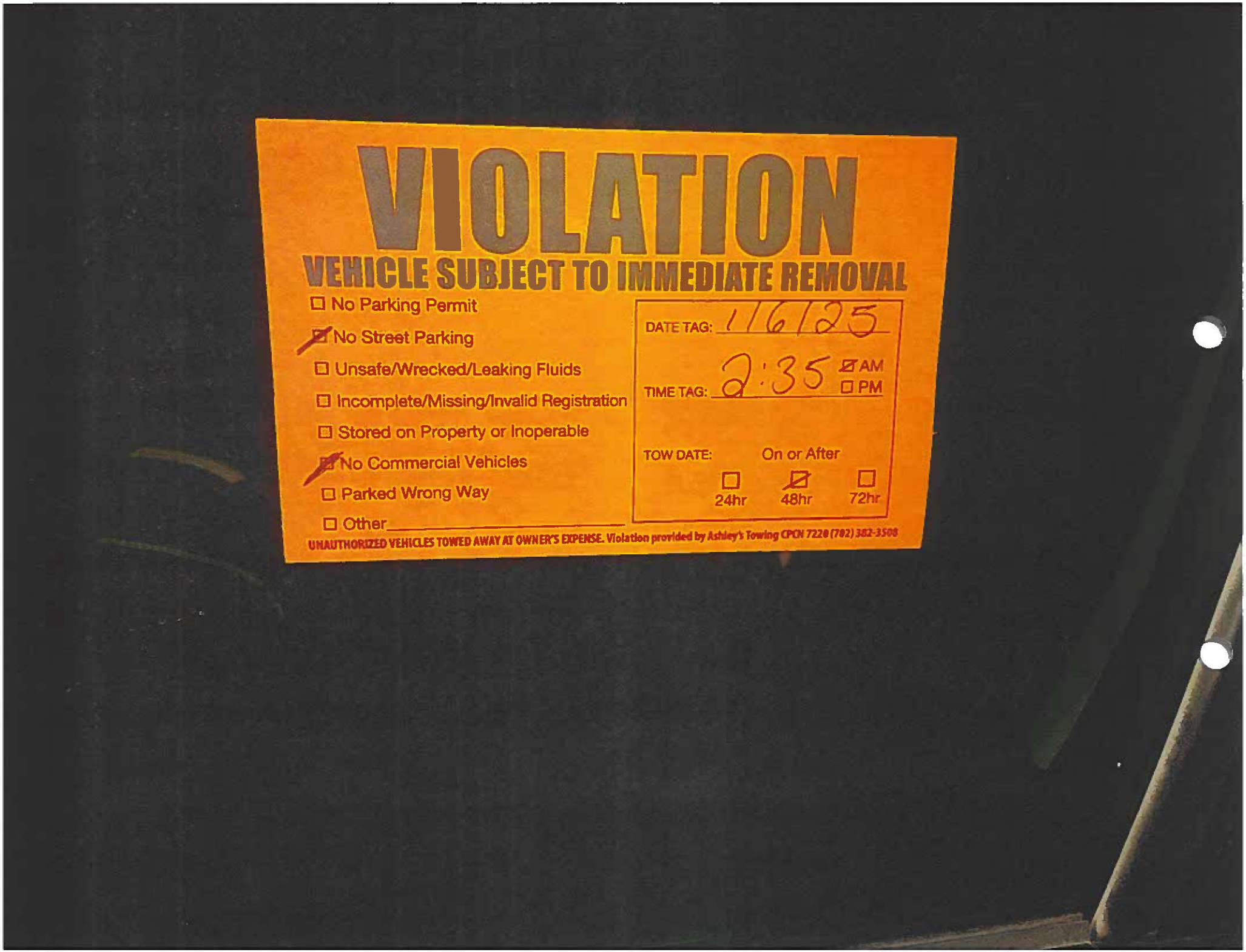
Payment Details:
Clk:68 2/8/2025 05:56:03 PM 5- Visa 491.62

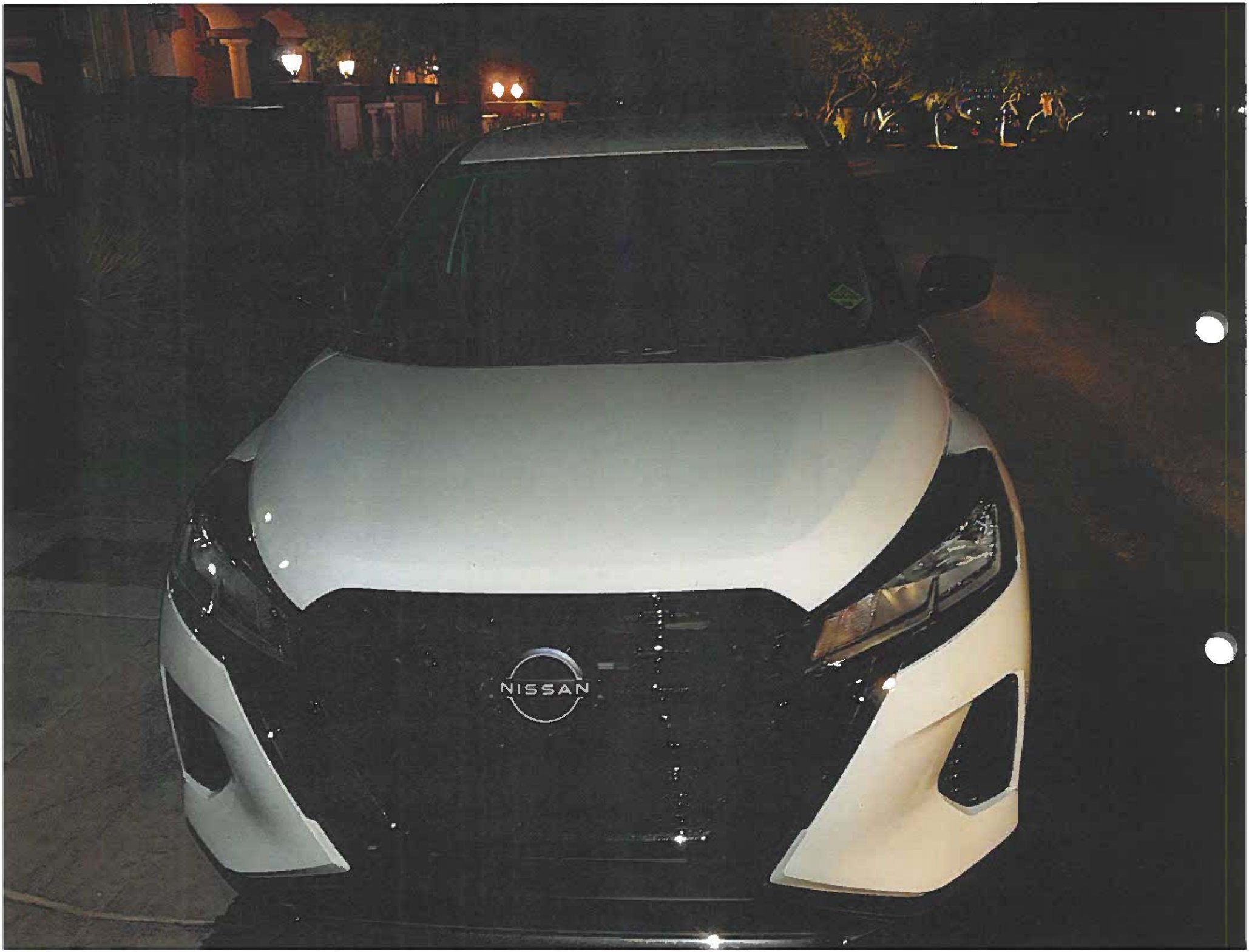
| | |
|---|---|
| Total Charges: | 491.62 |
| Received: | 491.62 |
| Balance: | .00 |

Important: You have secured the services of ASHLEY'S TOWING. If you have any questions concerning the services provided or wish to file a commendation or complaint, you may contact the Nevada Transportation Authority at (702) 486-3303 or through its website at hhtp:/www.tsa.nv.gov

Signature

**Stock Copy**


VIOLATION
VEHICLE SUBJECT TO IMMEDIATE REMOVAL
☐ No Parking Permit
☑ No Street Parking
☐ Unsafe/Wrecked/Leaking Fluids
☐ Incomplete/Missing/Invalid Registration
☐ Stored on Property or Inoperable
☑ No Commercial Vehicles
☐ Parked Wrong Way
☐ Other
DATE TAG: 11/6/25
TIME TAG: 2:35 ☑ AM ☐ PM
TOW DATE: On or After
☐ 24hr ☑ 48hr ☐ 72hr
UNAUTHORIZED VEHICLES TOWED AWAY AT OWNER'S EXPENSE. Violation provided by Ashley's Towing CPCN 7228 (702) 382-3508


NISSAN

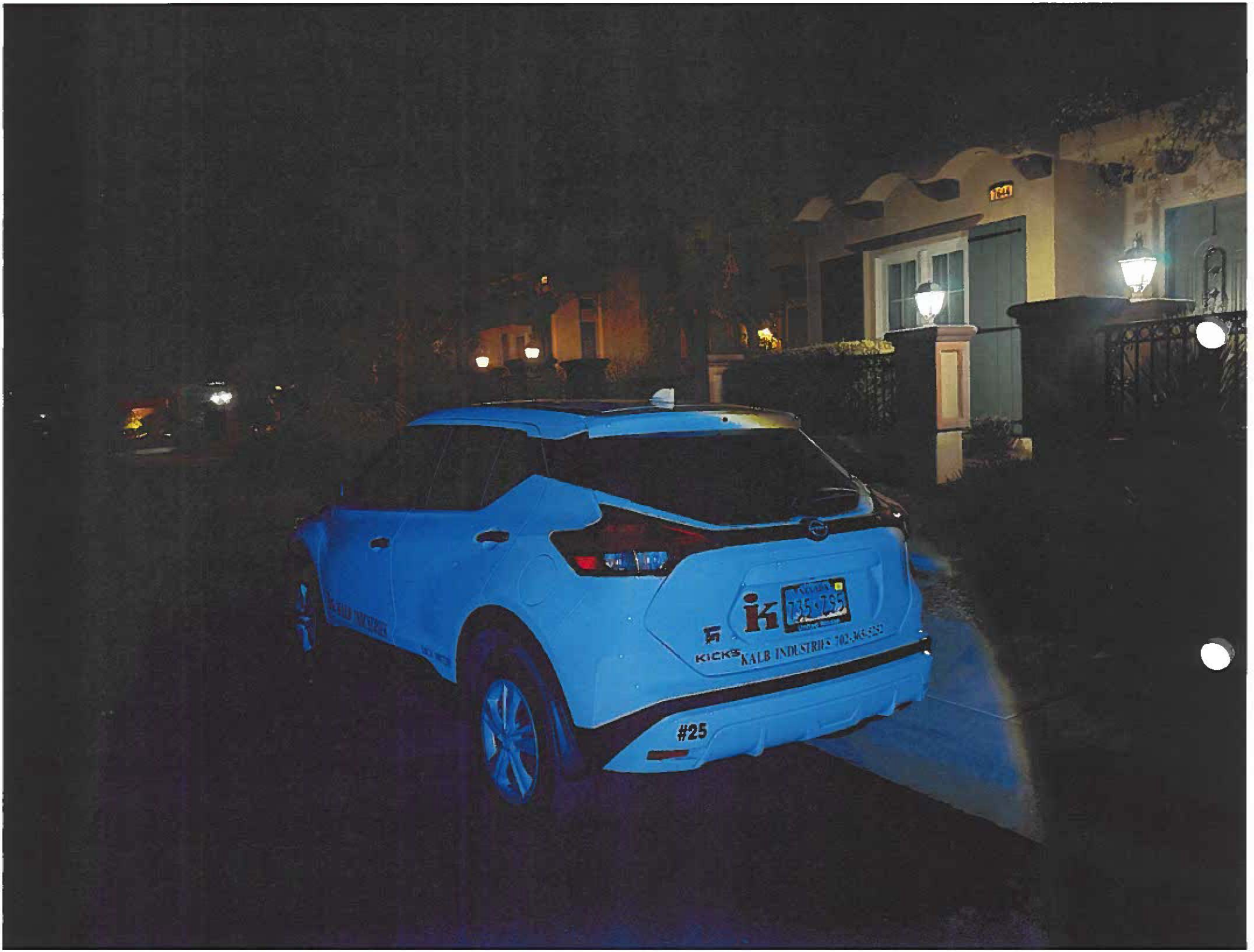
KALB INDUSTRIES
LIC# 0007250

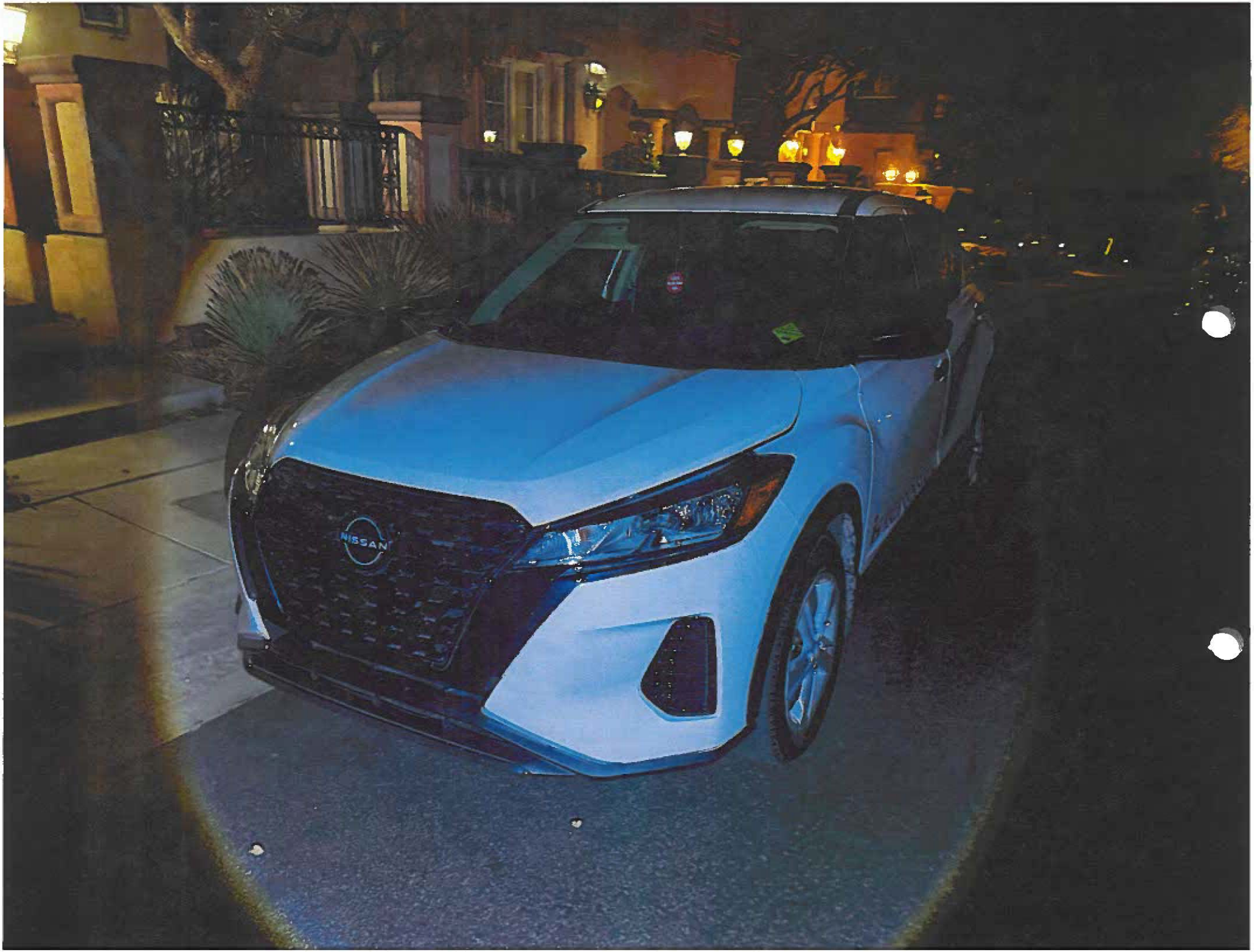
NISSAN
735 • Z95
United Nissan
KICKS
KALB INDUSTRIES 702-365-5252
#25

KALB INDUSTRIES 702-365-5252

NEVADA
735 795
United Nissan
KICKS
KALB INDUSTRIES 702-365-5252
#25

NISSAN


KICKS
KALB INDUSTRIES 702-365-5252
#25


NISSAN

# Exhibit C

AutoReturn

Menu Find vehicle

# Vehicle Details

## Tow details

| | |
|---|---|
| **TR Number:** | P2785729 |
| **License** | 735Z95 - NV |
| **VIN:** | **********2176 |
| **Vehicle** | WHITE 2024 NISSAN KICKS |
| **Towed Date and Time** | 2/8/25 5:10 AM |
| **Towed By** | PRIVATE PROPERTY IMPOUNDS |
| **Towed From** | 7644 BRISK OCEAN |
| **Reason** | PPI PRIVATE PROPERTY IMPOUND |
| **Status** | Please call 702-382-3508 |
| **Tow Company** | ASHLEYS TOWING<br>3030 SHERIDAN ST, Las Vegas, NV<br>702-382-3508<br>Google Maps |

## What do you do now?

## Tow Summary (Edit)

| | |
|---|---|
| Tow Date | 02/08/2025 05:10 AM |
| Tow Ref # | P2785729 |
| Tow Company | PPI-LV-NV |
| Equipment | Class A |
| Account | PPI |
| Reason | PPI |
| Impound Ref # | 60041 |

## Tow Location (Edit)

| | |
|---|---|
| Address | 7644 BRISK OCEAN, Las Vegas, NV |
| Description | MIRASOL AT MOUNTAINS EDGE |
| Zone | PPI |
| Beat | -- |

## Vehicle (Edit)

| | |
|---|---|
| Model Year | 2024 |
| Make | NISSAN |
| Model | KICKS |
| Body | OTHER |
| Color | WHITE |
| License | 735Z95, NV |
| VIN | 3N1CP5BV8RL532176 |

## Status

| | |
|---|---|
| Status | NOT STORED |
| Status Date | 02/08/2025 05:36 AM |
| Description | ASHLEYS TOWING |
| Street | 3030 SHERIDAN ST |
| Cross Street | -- |
| City | Las Vegas |

Action

## Storage (Edit)

| | |
|---|---|
| Start Time | -- |
| Lot - Section | -- |
| Lot Info | -- |
| Keys | NO KEY |

## Hold (Edit)

NO ACTIVE HOLDS

## Lien Info (Edit)

| | |
|---|---|
| Lien Type | -- |
| Requested Date | -- |
| Sale Authorization Date | -- |
| Title Surrendered | -- |

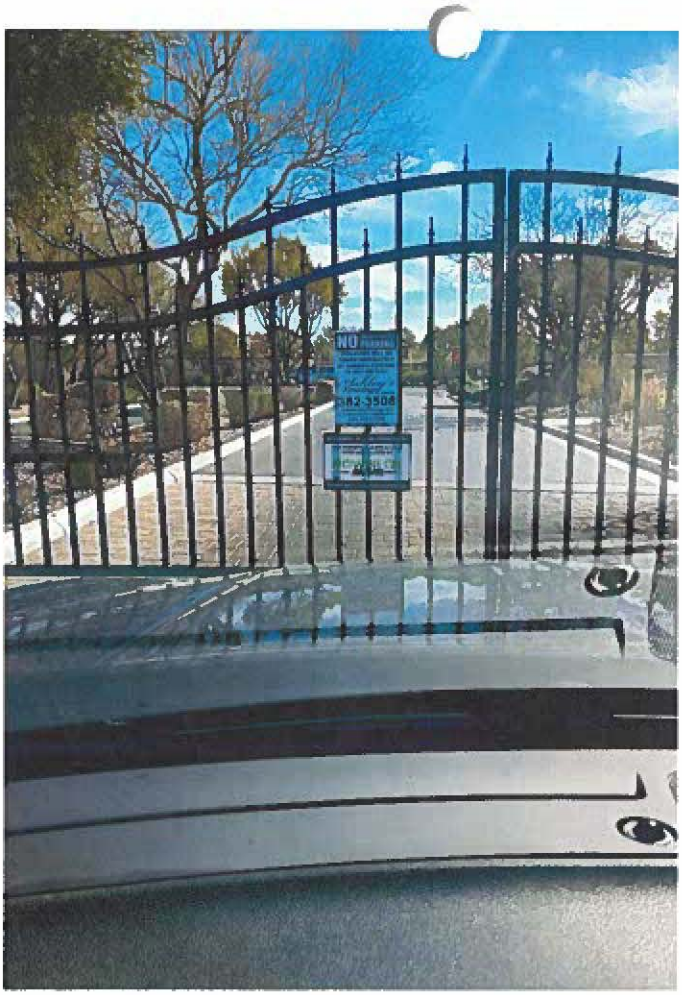
## Vehicle Contacts (Edit)

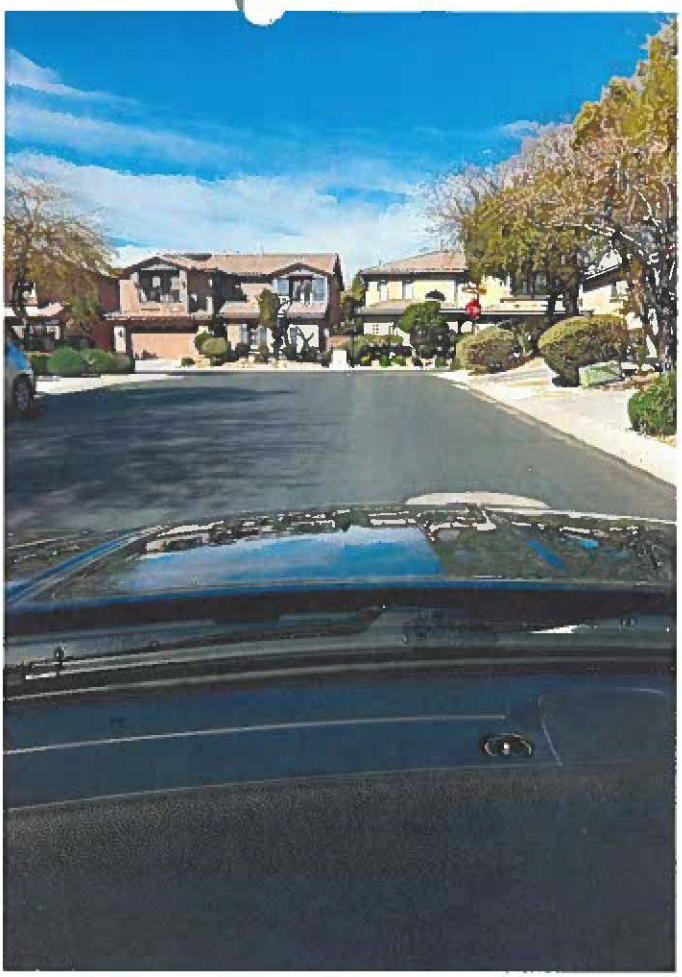
Vehicle Notes | **History** | Documents and Photos

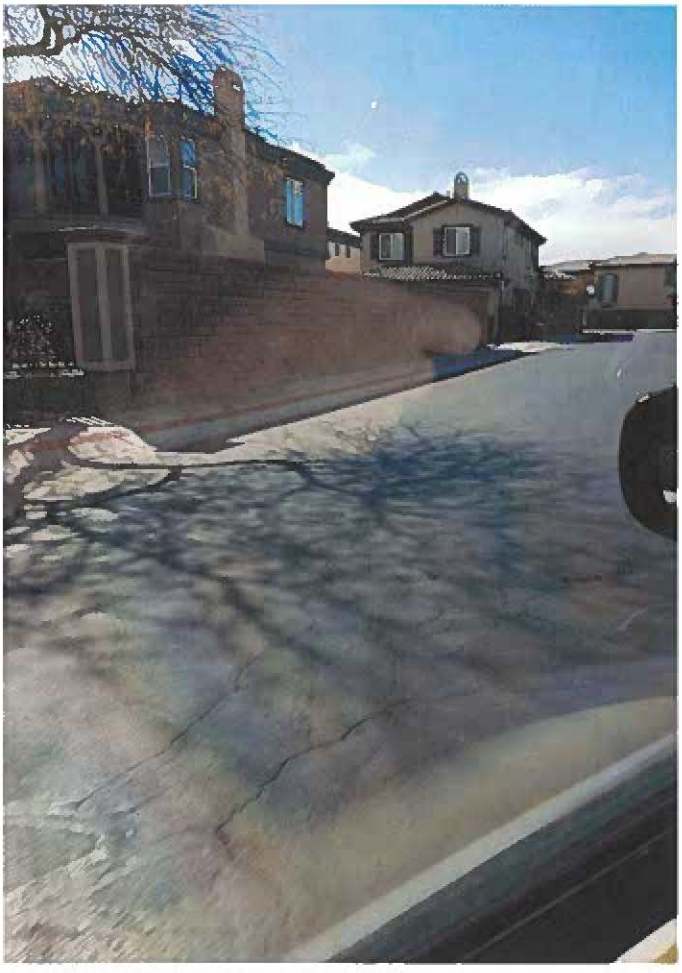
| Time | User | Type | Description |
|---|---|---|---|
| 02/08/2025 05:36 AM | csd | NON IMPOUND | NON IMPOUND NOTES: PPI vehicle reported by external website |
| 02/08/2025 05:36 AM | csd | VEHICLE CREATED | |

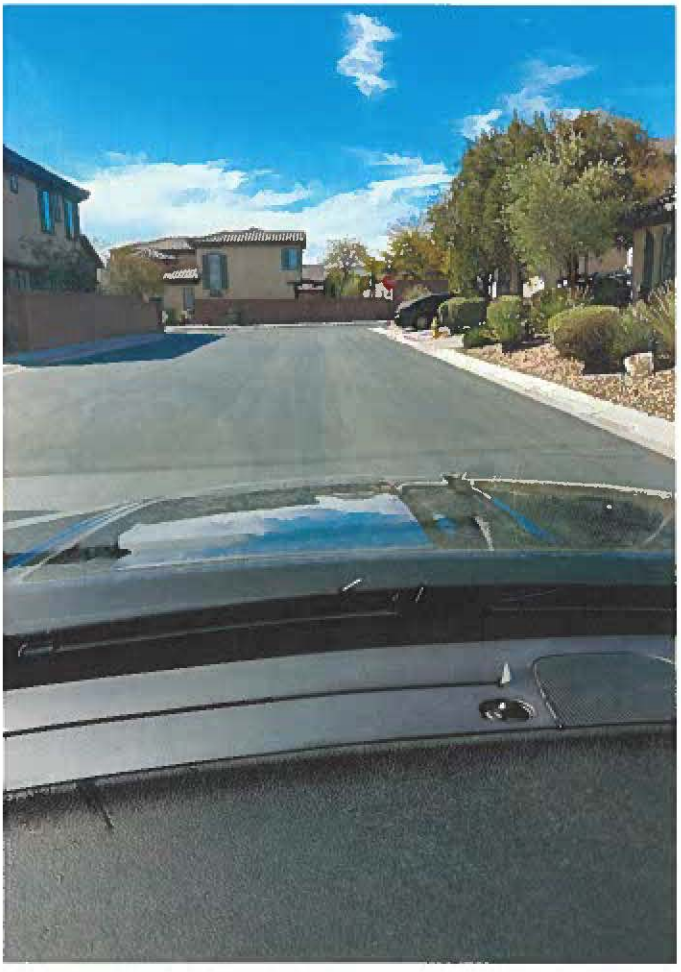
## Fees (Edit)

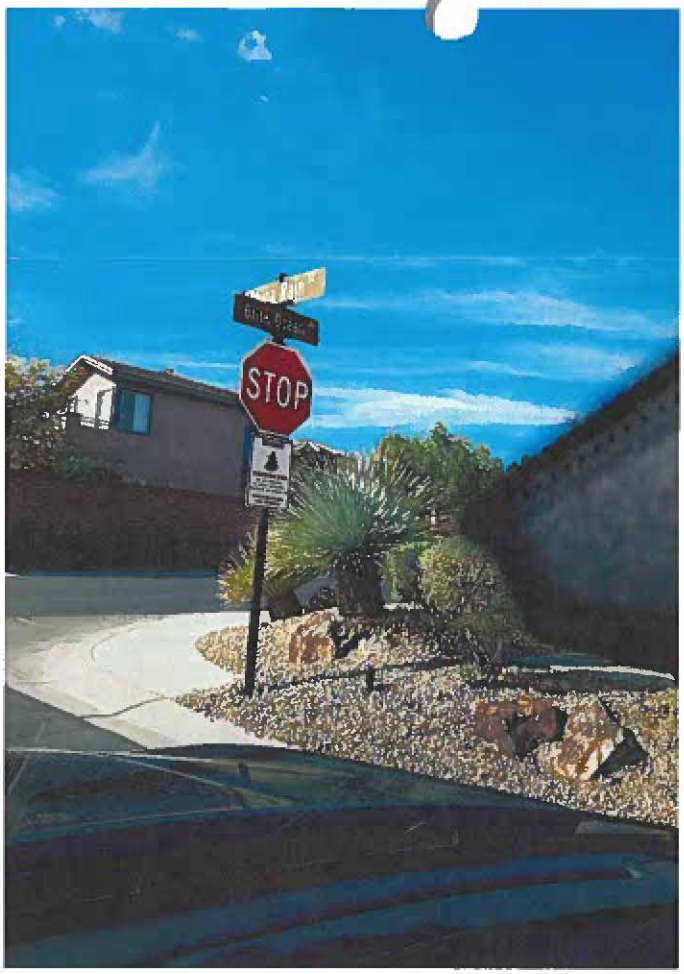
| | |
|---|---|
| Estimated Total | $0.00 |

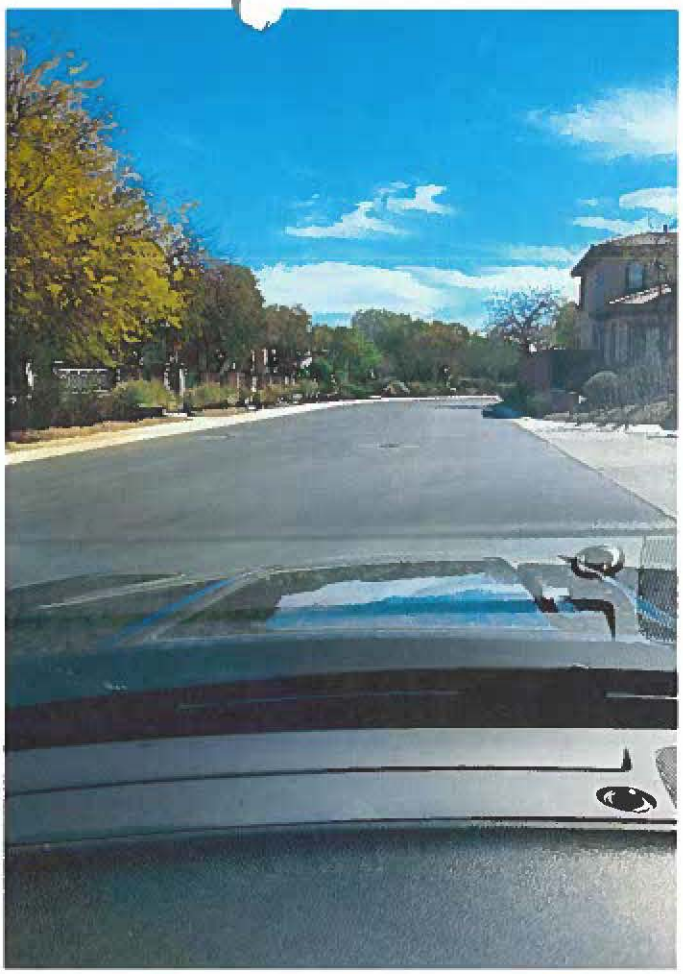


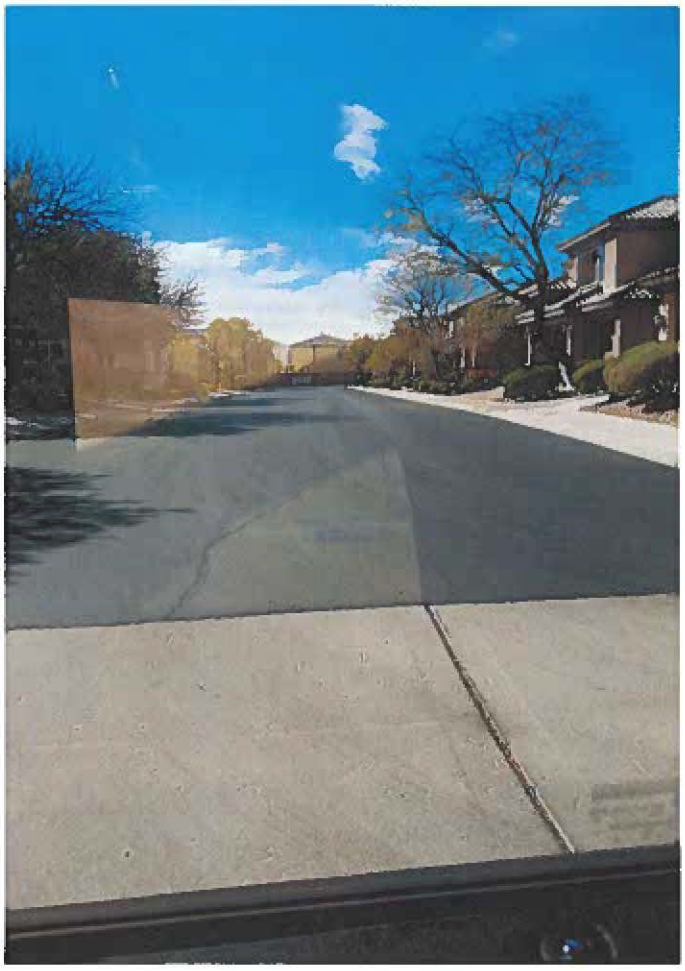


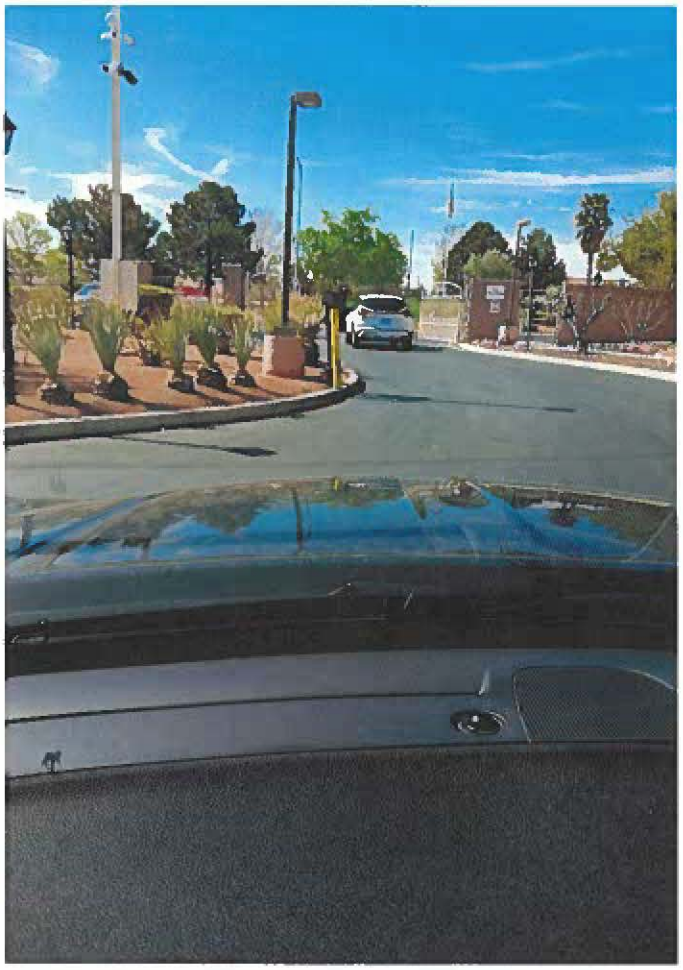


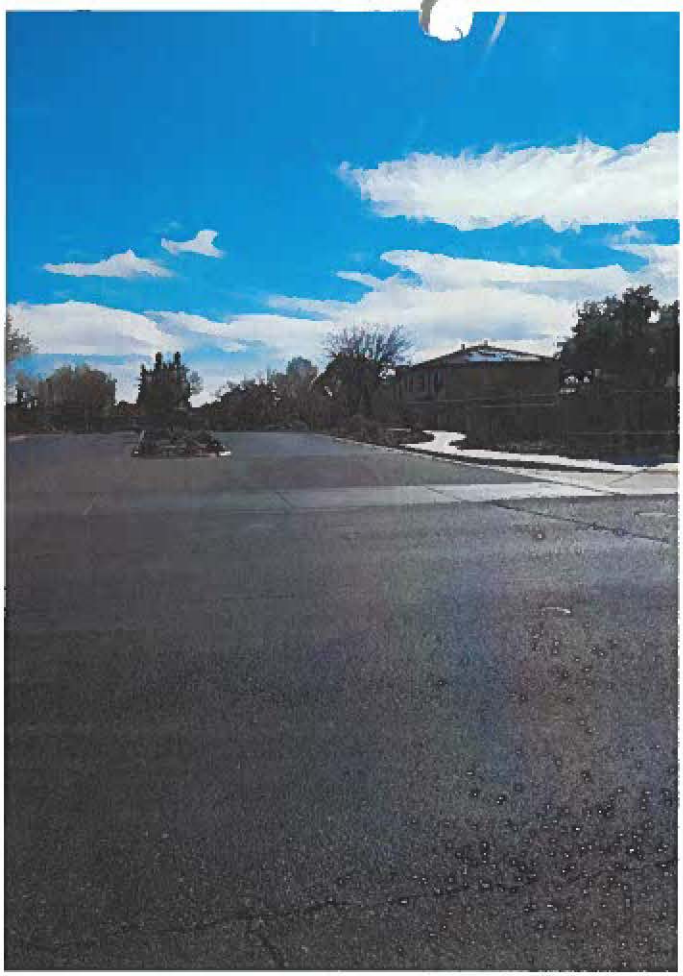


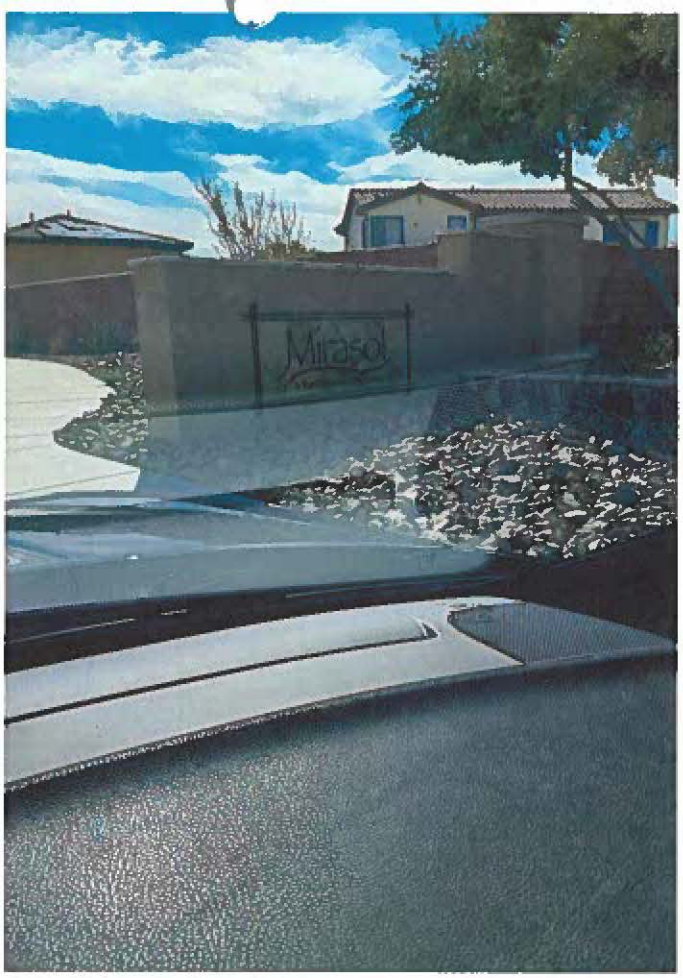

STOP

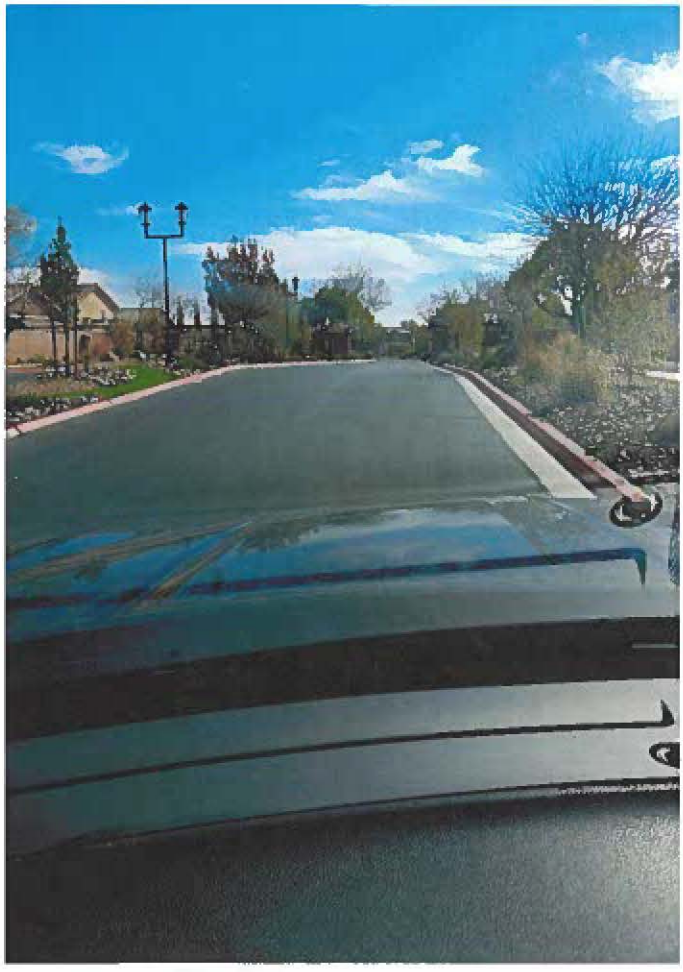









Mirasol



# CASE NOTES

CASE NO. I-2502-045

CASE NAME Faith Cole vs Ahsley's Towing

3-11 Received

3-11 Email Compl

3-11 Auto Return

3-19 Sent to Ashley's

3-19 Receipt of Compl.

3-19 Rec Response

3-25 To 7644 Brisk Ocean

# Agenda Item# 116

25-04033

RECEIVED

APR 24 2025

NEVADA TRANSPORTATION AUTHORITY
LAS VEGAS, NV

**Hope Dibartolomeo**

**From:** Jacques <jacquesramon96@gmail.com>
**Sent:** Thursday, April 24, 2025 2:17 AM
**To:** nta
**Subject:** Appeal dept

WARNING - This email originated from outside the State of Nevada. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Here is the revised appeal letter with the contact information for the Nevada Transportation Authority:

Jacques Clark
5272 Vinehill Court
Las Vegas, Nevada 89031
jacquesramon1@gmail.com
725-666-6697
March 20, 2025

Nevada Transportation Authority
555 Wright Way
Carson City, NV 89711

Appeal of Decision Regarding Tow on September 27, 2024

Dear NTA Appeals Department,

I am writing to formally appeal the decision made by Investigator Jason Brown regarding the tow of my vehicle on September 27, 2024. I strongly believe that Investigator Brown's decision was biased and did not accurately reflect the facts of the case.

Background: On September 27, 2024, my vehicle was towed. Investigator Jason Brown conducted an investigation and rendered a decision. Unfortunately, I was [state the unfavorable outcome, e.g., "found liable" or "had my license revoked"].

Reasons for Appeal: I am appealing this decision for the following reasons:

1. Bias and Lack of Objectivity: I believe that Investigator Brown demonstrated a clear bias against me throughout the investigation. Specifically, [provide examples or evidence of the bias, e.g., "the investigator ignored key evidence" or "made derogatory comments about my profession"].

2. Insufficient Evidence: The investigator's decision was based on incomplete and inaccurate information. I have obtained new evidence that contradicts the investigator's findings, including [briefly describe the new evidence and attach it to the appeal letter].

3. Procedural Errors: The investigator failed to follow proper procedures during the investigation, including [specify the procedural errors, e.g., "failing to notify me of the investigation" or "ignoring my requests for information"].

Relief Requested: I respectfully request that the NTA Appeals Department:

1. Reverse the decision made by Investigator Jason Brown.

2. Conduct a new, impartial investigation into the matter.

3. Take disciplinary action against Investigator Jason Brown for their biased and unprofessional conduct.

Conclusion: I believe that a thorough review of the evidence and circumstances surrounding this case will reveal that the investigator's decision was unjust and biased. I look forward to the opportunity to present my case to the NTA Appeals Department and have this decision overturned. Thank you for your attention to this matter.

Sincerely,

Jacques Clark

[Your Signature]

[Attach any supporting documentation, evidence, or exhibits to the appeal letter]

NTA Contact Information:

Phone: (702) 486-3300
Fax: (702) 486-3310
Email: mailto:nta@nevadadot.com
Website: http://www.nevadadot.com/nta

**Hope Dibartolomeo**

**From:** Jacques <jacquesramon96@gmail.com>
**Sent:** Thursday, April 24, 2025 2:02 AM
**To:** nta
**Subject:** N

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Sincerely,

Jacques Clark

[Your Signature]

[Attach any supporting documentation, evidence, or exhibits to the appeal letter]

NTA Contact Information:

Phone: (702) 486-3300
Fax: (702) 486-3310
Email: mailto:nta@nevadadot.com
Website: http://www.nevadadot.com/nta

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**From:** Jacques <jacquesramon96@gmail.com>
**Sent:** Thursday, April 24, 2025 2:18 AM
**To:** nta

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Dear NTA Appeals Department,

I am writing to formally appeal the decision made by Investigator Jason Brown regarding the tow of my vehicle on September 27, 2024. I strongly believe that Investigator Brown's decision was biased and did not accurately reflect the facts of the case.

Background: On September 27, 2024, my vehicle was towed. Investigator Jason Brown conducted an investigation and rendered a decision. Unfortunately, I was [state the unfavorable outcome, e.g., "found liable" or "had my license revoked"].

Reasons for Appeal: I am appealing this decision for the following reasons:

1. Bias and Lack of Objectivity: I believe that Investigator Brown demonstrated a clear bias against me throughout the investigation. Specifically, [provide examples or evidence of the bias, e.g., "the investigator ignored key evidence" or "made derogatory comments about my profession"].

2. Insufficient Evidence: The investigator's decision was based on incomplete and inaccurate information. I have obtained new evidence that contradicts the investigator's findings, including [briefly describe the new evidence and attach it to the appeal letter].

3. Procedural Errors: The investigator failed to follow proper procedures during the investigation, including [specify the procedural errors, e.g., "failing to notify me of the investigation" or "ignoring my requests for information"].

Relief Requested: I respectfully request that the NTA Appeals Department:

1. Reverse the decision made by Investigator Jason Brown.

2. Conduct a new, impartial investigation into the matter.

3. Take disciplinary action against Investigator Jason Brown for their biased and unprofessional conduct.

Conclusion: I believe that a thorough review of the evidence and circumstances surrounding this case will reveal that the investigator's decision was unjust and biased. I look forward to the opportunity to present my case to the NTA Appeals Department and have this decision overturned. Thank you for your attention to this matter.

Sincerely,

Jacques Clark

[Your Signature]

[Attach any supporting documentation, evidence, or exhibits to the appeal letter]

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# Public Comment

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# Adjournment