

BEFORE THE STATE OF NEVADA TAXICAB AUTHORITY

IN THE MATTER OF:

APPLICATION FOR MODIFICATION OF THE LANGUAGE OF THE GEOGRAPHIC SCOPE OF THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF BOULDER CAB d/b/a DELUXE CAB TO REFLECT THE AUTHORITY TO TRANSPORT PASSENGERS AND THEIR LUGGAGE BETWEEN POINTS AND PLACES WITHIN CLARK COUNTY, NEVADA. INITIAL APPEARANCES OF APPLICANT AND INTERVENORS. DISCUSSION AND POSSIBLE DECISION REGARDING SETTING A DATE FOR THE PRE-HEARING CONFERENCE, PURSUANT TO NAC 706.933.

ORDER

At a regular monthly session of the State of Nevada Taxicab Authority, held at the Nevada Taxicab Authority, 1785 E. Sahara Ave., Ste. 200, Las Vegas, NV 89104.

PRESENT: Ileana Drobkin, Chairperson
Dean Collins, Member
Joe Hardy, Jr., Member
Josh Miller, Member
Dennis Nolan, Member
Charles D. Harvey, Taxicab Authority Administrator

On January 28, 2014, a public hearing was held regarding the above-entitled matter in compliance with the provisions of the Nevada Open Meeting Law, the Nevada Administrative Procedure Act, Chapter 706 of the Nevada Revised Statutes (NRS) and the Nevada Administrative Code (NAC), at which time all interested parties appeared and were permitted to be heard. At this duly noticed meeting, Agenda Item No. 10 was listed as captioned above.

The Taxicab Authority received proof regarding the circumstances affecting the interests of the taxicab industry, drivers and customers in Clark County, and having duly

1 considered the evidence and being fully advised in the premises, makes its Findings of Fact
2 and Conclusions of Law, as follows:

3 **FINDINGS OF FACT**

- 4 1. The Applicant, Boulder Cab d/b/a Deluxe Cab, is seeking to expand its certificated
5 area of operation.
- 6 2. The following filed Petitions to Intervene and all were permitted to intervene, make
7 initial appearances, and be heard: (1) Western Cab Company – in favor, (2) A Cab
8 LLC – in favor, (3) Yellow/Checker/Star Cab Companies – opposed, (4) Whittlesea
9 Blue Cab Company/Henderson Taxi – opposed, (5) Lucky Cab Company – in favor, so
10 long as, service in the Applicant’s current certificated area is not adversely affected, (6)
11 Ace Cab, Inc., Union Cab Co., A NLV Cab Co., Vegas-Western Cab, Inc., and Virgin
12 Valley Cab Company – lacks information upon which to voice an opinion at this time,
13 (7) ITPE Union – opposed, (8) Desert Cab Company – opposed to the extent that the
14 Applicant requests to expand the geographic area of its entire fleet.
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16 **CONCLUSIONS OF LAW**

- 17 1. Pursuant to NAC 706.933, the Authority, presiding officer or Administrator may, upon
18 written notice to all parties of record, hold a prehearing conference for the purposes of
19 formulating or simplifying the issues, obtaining admissions of fact and of documents
20 which will avoid unnecessary proof, arranging for the exchange of proposed exhibits or
21 prepared expert testimony, limit the number of witnesses and consolidate the
22 examination of witnesses, establish procedure at the hearing and resolve other matters
23 that may expedite orderly conduct and the disposition of the proceedings or
24 settlements. The action taken at the conference and the agreements made by the
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1 parties concerned must be made a part of the record and will control the course of
2 subsequent proceedings, unless modified at the hearing by the presiding officer.

- 3 2. The Taxicab Authority Board finds that the Taxicab Authority Administrator should hold
4 a pre-hearing conference prior to the March 2014 Taxicab Authority Board meeting.
5 3. If any of the foregoing conclusions of law is more appropriately construed as a finding
6 of fact, it may be so construed.

7 **ORDER**

8 IT IS HEREBY ORDERED that the Taxicab Authority Administrator shall hold a pre-
9 hearing conference and report the contents of said pre-hearing conference to the Taxicab
10 Authority Board during the March 2014 Board meeting.
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12 Dated this _____ day of February, 2014.

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14 BY THE AUTHORITY:

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17 ILEANA DROBKIN – CHAIRWOMAN

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16 _____
17 JOE HARDY, JR. - MEMBER

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18 _____
19 DENNIS NOLAN – MEMBER

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18 _____
19 DEAN COLLINS - MEMBER

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20 _____
21 JOSH MILLER – MEMBER

21 ATTEST:

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23 _____
24 CHARLES D. HARVEY - ADMINISTRATOR
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