

BEFORE THE STATE OF NEVADA TAXICAB AUTHORITY

IN THE MATTER OF:

DISCUSSION AND POSSIBLE DECISION
REGARDING A CAB'S REQUEST FOR
CLARIFICATION OF A CAB'S "DOUBLE
RESTRICTION" ON GEO-RESTRICTED
MEDALLIONS

ORDER

At a regular monthly session of the State of Nevada Taxicab Authority, held at the Nevada Taxicab Authority, 2080 E. Flamingo Rd. #114, Las Vegas, NV 89119;

PRESENT: Ileana Drobkin, Chairperson
Dean Collins, Member
Bruce Aguilera, Member
Tom Ely, Interim Taxicab Authority Administrator
Christine Guerri-Nyhus, Deputy Attorney General

The STATE OF NEVADA TAXICAB AUTHORITY makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

1. On February 26, 2015, a public hearing was held in the above-entitled matter in compliance with the provisions of the Nevada Open Meeting Law, the Nevada Administrative Procedure Act, and Chapter 706 of the Nevada Revised Statutes (NRS) and the Nevada Administrative Code (NAC), at which time at which time all interested parties appeared and were permitted to be heard.
2. The following filed Petitions to Intervene and all were permitted to intervene and be heard: (1) Desert Cab Company, (2) Nellis Cab Company, (3) ITPE Union, (4) Whittlesea Blue/Henderson Taxi, (5) Yellow/Checker/Star Cab Companies, (6) Western Cab Company, (7) Lucky Cab Company, (8) Deluxe Cab Company, (9) Ace

1 Cab, Inc., Union Cab Co., A NLV Cab Co., Vegas-Western Cab Co. and Virgin Valley
2 Cab Company, Inc.

- 3 3. A Cab, LLC (A Cab) provided testimony that a provision in the November 20, 2014 Order
4 of the Taxicab Authority Board related to A Cab's Application to Modify the Language of
5 the Geographic Scope of its Certificate of Public Convenience and Necessity (November
6 2014 Order) was ambiguous and subject to different interpretations.
- 7 4. Specifically, on page 5 of the November 2014 Order it states that "A Cab will be
8 entitled to put twelve (12) twenty four seven medallions immediately in service
9 throughout Clark County unless specifically exempted."
- 10 5. Prior to the November 2014 Order, all of A Cab's existing twenty-four seven medallions
11 were geographically restricted and seven of those twenty four seven medallions
12 contained an additional geographic restriction during 12 hours of operation.
- 13 6. A Cab understood that provision on page 5 to mean that it could turn in any twelve (12)
14 of its existing twenty four seven medallions to receive the non-geographically restricted
15 medallions including the seven with the double restriction.
- 16 7. When A Cab presented the double restricted medallions to Taxicab Authority staff,
17 those medallions were rejected and A Cab was not able to swap those medallions for
18 the unrestricted medallions.
- 19 8. Intervenors and Staff were allowed to present argument and evidence regarding A
20 Cab's request. Intervenors argued that the provision in the November 2014 Order
21 prevented A Cab from switching out the medallions with the double restriction.
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CONCLUSIONS OF LAW

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2 1. Based upon the arguments, evidence and recommendations submitted by A Cab,
3 Intervenor and Staff, the Board concluded that there is a need to clarify the Board's
4 intent with respect to the provision in its November 2014 Order. Further the Board
5 concluded that it intended that A Cab could switch out any of its twenty four seven
6 medallions including those with the double restriction.

ORDER

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8 THEREFORE, IT IS SO ORDERED that the November 2014 Order allows A Cab to
9 switch out any twelve of its twenty four seven medallions including the seven with the double
10 restriction.
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12 Dated this 4 day of March, 2015.

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14 BY THE AUTHORITY:

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16 ILEANA DROBKIN – CHAIRWOMAN