

TAXICAB AUTHORITY

STATE OF NEVADA

In the matter of:

Nevada Taxicab  
Authority,

Petitioner,

vs.

TRIAL: 170226-043

Wondwosen Sewlene

Respondent

April 25, 2017

Transcribed By: Always On Time

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WITNESSES

PAGE

For State:

Officer Edwards

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IDENTIFIED

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For Respondent

None

For State

Officer Edwards Report

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1 JUDGE: Sewlene. Permit No: 32158. Event No:  
2 170226-043. Violation date 02/26/2017. Citation No: 57405.  
3 Violation: NRS 706.8846, longer route than is necessary.

4 Mr. Sewlene, are you ready for trial?

5 SEWLENE: Yes.

6 JUDGE: Let me explain to you what to expect today  
7 so that you know. The State has the burden of proving its case.  
8 That means it's going to present any witnesses and/or documents  
9 that it has. You will have the chance to ask questions of any  
10 witness and ask questions of any documents presented.

11 When you ask a question, it's called cross examination, ask  
12 one question at a time. Let the witness answer. You may or may  
13 not agree with that answer, but it's not a time for you to argue.  
14 What that means is, even if you do not agree, it's not a time for  
15 you to make a statement. You ask your next question. Do you  
16 understand?

17 SEWLENE: Yeah.

18 JUDGE: Is that yes?

19 SEWLENE: Yes, sorry.

20 JUDGE: Okay. It's okay. You are being recorded  
21 today so I'm going to ask you the same thing that I asked last  
22 time when you were in front of me, answer yes or no so it's  
23 clear, okay?

24 SEWLENE: Yeah. I have a question.

25

1 JUDGE: Okay. I'm not done yet and then you may  
2 ask.

3 SEWLENE: Oh, I'm sorry.

4 JUDGE: All right. So, the next thing is, you have  
5 the right to an attorney today, at your own expense. You can go  
6 out there, hire an attorney, bring that attorney with you to  
7 trial. I do not see one present. Does that mean that you are  
8 representing yourself?

9 SEWLENE: Yeah, I just come and my lawyer too.

10 JUDGE: Are you represented by Counsel?

11 SEWLENE: Yeah.

12 JUDGE: Okay, you need to answer yes or no. We  
13 just went over that, okay. No yep, all right?

14 SEWLENE: I'm sorry.

15 JUDGE: So, who is your attorney?

16 SEWLENE: My lawyer, my company lawyer.

17 JUDGE: Okay.

18 SEWLENE: He's coming.

19 JUDGE: And, who is your attorney?

20 SEWLENE: He's coming. [inaudible]

21 JUDGE: Then I will go ahead and take a break and  
22 let Counsel, meaning the DAG, speak with your attorney. Did you  
23 tell the DAG that you had an attorney?

24 SEWLENE: Yes.

25

1 JUDGE: Okay. And, I'm wondering if they've had a  
2 chance to talk. I'll give you five minutes, off the record.

3 SEWLENE: Okay.

4 [break]

5 JUDGE: 1:30 Calendar on April 25, 2017. Sewlene.  
6 Permit No: 32158. We're here for Citation No: 57405. With a  
7 violation: NRS 706.8846, longer route than is necessary. This  
8 is Event No: 170226-043. Appearances for the record.

9 STATE: Gary Matthews here on behalf of the State.

10 WINTER: Bob Winter for Mr. Sewlene.

11 JUDGE: Are both parties ready to proceed?

12 WINTER: Yes.

13 JUDGE: Okay. State.

14 STATE: Call Officer Edwards.

15 JUDGE: [swears in witness]

16 STATE: Please state your full name, state your  
17 last name for the record.

18 EDWARDS: First name is Stafford, last name is  
19 Edwards, EDWARDS.

20 STATE: Where are you employed?

21 EDWARDS: With the Nevada Taxicab Authority.

22 STATE: How long have you been there?

23 EDWARDS: For a little more than four and a half  
24 years.

25 STATE: What's your current job title?

1 EDWARDS: Compliance Enforcement Investigator.

2 STATE: As a Compliance Enforcement Investigator,  
3 what are your job duties?

4 EDWARDS: I enforce Federal, State and Local laws. I  
5 also enforce violations committed by cab drivers within the cab  
6 industry.

7 STATE: Okay. Were you on duty February 26, 2017  
8 at 2333 hours?

9 EDWARDS: I was.

10 STATE: At that time, did you make contact with the  
11 Respondent, Wondwosen Sewlene?

12 EDWARDS: I did.

13 STATE: Do you see him here today?

14 EDWARDS: Yes.

15 STATE: Can you point to him and tell me what he's  
16 wearing?

17 EDWARDS: He's the gentleman sitting next to—he's the  
18 gentleman sitting—

19 WINTER: We'll stipulate he's here.

20 JUDGE: Okay. And, for the record, that is Bob  
21 Winter, the Attorney for Mr. Sewlene, who just stipulated to his  
22 presence. The record will so reflect.

23 STATE: And, based on that contact, did you issue  
24 him Citation: 57405 for a long route violation?

25 EDWARDS: I did.

1 STATE: Based on that, did you prepare a report?

2 EDWARDS: I did.

3 STATE: Does this appear to be a fair and accurate  
4 copy of the report as you prepared?

5 EDWARDS: It is.

6 STATE: Let the record reflect, Respondent was  
7 given a copy of that on-

8 WINTER: I have a copy.

9 JUDGE: Okay.

10 STATE: Okay. It looks like March 14, 2017 at 3:00  
11 PM.

12 JUDGE: The record will so reflect. And, Mr.  
13 Winter, any objections to me seeing those documents?

14 WINTER: These documents?

15 JUDGE: Discovery.

16 WINTER: Well, I guess it depends. I'm assuming  
17 some of this is hearsay and being offered for the truth of the  
18 matter asserted, so I would object.

19 JUDGE: Any response Counsel?

20 STATE: I guess, I don't know the specifics of what  
21 he's looking at. These are documents that are provided at  
22 Administrative Hearing, that have exception to the-

23 JUDGE: And, because Administrative Hearing Laws,  
24 the evidence rules are more lax, that will be overruled. Come  
25 forward. Thank you. This will be admitted as State's Exhibit A.



1 STATE: So, Officer Edwards, on that particular day  
2 and time, how did you make contact with the Respondent?

3 EDWARDS: Around that particular—on that particular  
4 day, around that particular time, I was at a—I was at Terminal 1  
5 Departures in my unmarked patrol vehicle. I observed and  
6 followed Desert Cab 4063, which was loaded with passengers, enter  
7 the airport connector and then proceed to I-215 West and then I-  
8 15 North, then Eastbound Flamingo to Southbound Las Vegas  
9 Boulevard, to the Paris Hotel and Casino. Then upon arriving at  
10 Paris Hotel and Casino, I conducted a traffic stop and proceeded  
11 with my investigation.

12 STATE: Okay. So, let's back up a little bit. You  
13 are positioned where, while you're observing the Respondent?

14 EDWARDS: As you—where I was positioned, you can  
15 clearly see vehicles exiting Terminal 1, coming down the hill,  
16 going into—making that right turn into the tunnel. You can also  
17 observe vehicles exiting Terminal 3 and going into the tunnel.

18 STATE: Okay. So, your car was positioned on what  
19 road?

20 EDWARDS: I don't know the name of the particular  
21 road. It was right near the airport tunnel.

22 STATE: Is it the [tape cut]? Okay, so you're how  
23 far from the tunnel?

24 EDWARDS: I would say maybe—I would say at least 50-  
25 maybe 50 to 75 feet away from the tunnel.

1 STATE: Okay. And the vehicle that the Respondent  
2 was driving, did he come from behind you and pass you, or where  
3 did he come from?

4 EDWARDS: The vehicle, I watched the vehicle come  
5 down the hill, come down the hill or the ramp and make a right  
6 turn into the tunnel.

7 STATE: Okay, at that particular time, did you  
8 notice if he had any passengers in the vehicle?

9 EDWARDS: The—the meter light was not—or, the meter  
10 light was engaged. So, basically the cheater light on the  
11 outside was off, which indicates the driver was loaded.

12 STATE: Okay. So, you then proceeded to follow?

13 EDWARDS: Yes.

14 STATE: And you followed him, like you said,  
15 through the airport connector tunnel, I-215 West, I-15 North.  
16 You exited Flamingo?

17 EDWARDS: Flamingo. Eastbound. We went Eastbound  
18 Flamingo, yes.

19 STATE: And then went South on Las Vegas Boulevard  
20 to the Paris Hotel and Casino. That's where you conducted a  
21 traffic stop?

22 EDWARDS: Yes.

23 STATE: And when you stopped the vehicle, what did  
24 you do?

25

1 EDWARDS: When I stopped the vehicle, I approached  
2 the cab and I walked over to the passenger side and I made  
3 contact with the passenger, directly.

4 STATE: Okay. And, when you spoke with the  
5 passenger, what did you find out?

6 WINTER: I'll object to hearsay as well.

7 JUDGE: So noted. Overruled. And is there a  
8 voluntary statement that goes along with it? Counsel.

9 STATE: Correct.

10 WINTER: I'm sorry, what was that?

11 JUDGE: Voluntary statement, that's what I'm  
12 looking for.

13 WINTER: You mean in the documents that you admitted  
14 already?

15 JUDGE: That is correct.

16 WINTER: Okay. That's still hearsay.

17 JUDGE: That is correct. So noted.

18 WINTER: Okay. So, I don't keep interrupting, just  
19 give me a continuing objection.

20 JUDGE: So granted.

21 WINTER: Okay.

22 JUDGE: Thank you.

23 STATE: So, Officer Edwards, at some point in time  
24 during your investigation, did you obtain a voluntary statement?

25 EDWARDS: I did.

1 STATE: And, on that voluntary statement, is that  
2 from a-it looks like Jaquanda Miller?

3 EDWARDS: I believe the name of the victim is  
4 Jacinda, I believe.

5 STATE: Jacinda Miller.

6 EDWARDS: Jacinda Miller.

7 STATE: Okay. And, after you spoke with the  
8 passenger, did you ask him the questions that were on the  
9 voluntary statement?

10 EDWARDS: I did.

11 STATE: And, when you asked them, did they  
12 specifically request the route to be taken to their destination,  
13 what did they tell you?

14 EDWARDS: They told me no.

15 STATE: And, did the driver inform them that the  
16 route taken was longer and not the most direct route?

17 EDWARDS: They told me no.

18 STATE: And, did the driver convey or attempt to  
19 convey different route options to their destination, what did  
20 they say?

21 EDWARDS: They did tell me, yes.

22 STATE: Okay. And, did the taxicab driver utilize  
23 or attempt to utilize the highway?

24 EDWARDS: They stated, yes.

25

1 STATE: Now, is there anything additional they  
2 wanted to add on this statement?

3 EDWARDS: They stated, yes. And they wrote, driver  
4 never told us the route he took would be longer. I asked to go  
5 the fastest route.

6 STATE: Okay, the fastest route. Now, whose  
7 writing is that on the statement?

8 EDWARDS: On the statement there, where it says name  
9 of victim, telephone, city and state; that writing is from her.  
10 Where it says, driver never told us that the route he took would  
11 be longer, I asked to go the fastest route, that was written by  
12 her and her signature and the date was signed by her.

13 STATE: Okay. How many passengers were there?

14 EDWARDS: I don't recall the number of passengers. I  
15 know I stated that loaded with passengers. I don't recall the  
16 exact number of passengers.

17 JUDGE: Counsel?

18 EDWARDS: But, I spoke—

19 JUDGE: Hold on one second. Counsel? Does your  
20 witness need his report? Is he refreshing his memory right now?

21 STATE: I don't believe so.

22 JUDGE: Okay. I will let you deal with that.

23 STATE: Okay. So, just close that.

24 EDWARDS: Okay.

25

1 STATE: All right. So, Officer Edwards, was this  
2 the individual you spoke with that provided the voluntary  
3 statement, was that the one that was paying?

4 EDWARDS: Yes.

5 STATE: And, did they tell you—what did they tell  
6 you when they first entered the vehicle at the terminal?

7 EDWARDS: Basically they stated, or she stated that  
8 they wanted to go to Paris. I guess the driver gave him—gave  
9 them some route options.

10 SEWLENE: No.

11 EDWARDS: The driver gave them some route options and  
12 she said she wanted to go the fastest route.

13 STATE: Do you know what those options were?

14 EDWARDS: Specifically, I don't know specifically  
15 what he said, but based on what she stated, she gave him some  
16 options and then I asked specifically, did this driver tell you  
17 that the route was longer and she stated no.

18 STATE: Now, do you know as far as the options,  
19 what options they were? I mean, was it route options to go  
20 different directions? Was it with the air conditioning on? Was  
21 it to listen to the radio? What kind of options are we talking  
22 about?

23 EDWARDS: Based on what the passenger was stating,  
24 the driver, I believe, asked as far as which way do you want to  
25

1 go and he provided some route options. She said, I wanted to get  
2 there the fastest—I wanted to get there the fastest way.

3 STATE: Okay.

4 EDWARDS: And, then I specifically asked, did he tell  
5 you that the route was longer? She stated no.

6 STATE: Okay. So, at any time did the driver tell  
7 the passenger he was not taking the most direct route?

8 EDWARDS: Based on her statement, no.

9 STATE: Okay. So, you provided two maps. [pause]  
10 I don't have them. Let me see yours. [pause] So, the first map  
11 that you provided is the most direct route, that's 3.5 miles?

12 EDWARDS: Correct.

13 STATE: 13 minutes?

14 EDWARDS: Correct.

15 STATE: Can you tell the court, from your map that  
16 you provided what the most direct route is?

17 EDWARDS: Yes. Based on the—based on Google Maps—  
18 according to Google Maps, as the vehicle exits Terminal 3, or  
19 Terminal 1, I'm sorry. Terminal 1, the driver is to go  
20 Northbound on Swenson. Northbound on Swenson and then Westbound  
21 on Harmon. Then, Westbound on Harmon and [pause] Westbound on  
22 Harmon and it says, then Southbound Las Vegas Boulevard—or, I'm  
23 sorry, Northbound on Las Vegas Boulevard and then that would take  
24 you right into the Paris Drive.

25

1 STATE: Okay, is Paris on the east or west side of  
2 the strip?

3 EDWARDS: Paris is on the east side.

4 STATE: Okay. And that was 3.5 miles?

5 EDWARDS: Correct, according to Google maps.

6 STATE: And, can you tell the court again, the  
7 route that was taken—that was, how many miles was that?

8 EDWARDS: The route that was taken--

9 STATE: 7.5?

10 EDWARDS: That was actually taken?

11 STATE: Right.

12 EDWARDS: Yes. According to Google Maps, the route  
13 that was actually taken was 7.5 miles and Google Maps states that  
14 it should be around 12 minutes. As I stated before, the vehicle  
15 made that right turn into the tunnel and then traveled I-215 West  
16 to I-15 North and then Eastbound Flamingo and then Southbound Las  
17 Vegas Boulevard and then into the Paris Hotel and Casino.  
18 Obviously, if you look at the last page, it actually shows with  
19 the shot of the—the meter, it shows the actual distance that he  
20 traveled, which was 7.6 miles.

21 STATE: So, contained in the report that you  
22 provided, it says, Trip 950 Details.

23 EDWARDS: Yes.

24 STATE: That's a—how did you get that photograph?

25



1           EDWARDS:            There's a screen shot on the meter itself  
2 and you can get access to that. It will—you pull that up and you  
3 can actually—it will show the driver, the actual driver, who's  
4 driving. The driver's ID number. It will show the time the ride  
5 started. The time it ended. It will also show the distance that  
6 the driver traveled and the payment that was—the payment that was  
7 issued. It shows the fare. It shows the extras which were the  
8 \$2.00 trip—the \$2.00 airport fee and obviously the subtotal, the  
9 tax, tip if there's a tip and then the final total.

10          STATE:               Who took that photograph?

11          EDWARDS:            I did.

12          STATE:               Does this photograph here fairly and  
13 accurately depict that photo that you took that day?

14          EDWARDS:            Yes.

15          STATE:               On February 26, 2017?

16          EDWARDS:            Yes.

17          STATE:               And that states 7.6 miles?

18          EDWARDS:            Correct. And actually, if you look at the  
19 bottom there, where it says pick up and drop off, if you click on  
20 that, that's another—if you click on that, it actually shows you  
21 the route.

22          STATE:               Okay. That's not on here though is it?

23          EDWARDS:            No. That's not on there.

24          STATE:               Now, let me ask you, that particular day  
25 and time, was there any reason why the driver had to take—could

1 not take the most direct route? Was there any traffic accidents,  
2 road closures? Anything that would have directed him away from  
3 taking the most direct route?

4 EDWARDS: The most direct route on Swenson and  
5 Harmon, there was no heavy traffic. It was a Sunday at around  
6 11:30, 2333 hours, around that time. Around that time, going the  
7 most direct route, there was no heavy traffic going up Harmon.

8 STATE: Okay, besides heavy traffic was there any  
9 road closures, traffic accidents?

10 EDWARDS: Also, there were no road closures—no road  
11 closures, no construction, nothing that would prohibit the driver  
12 from taking the most direct route.

13 STATE: Now, did you ever speak with the driver?

14 EDWARDS: I don't recall whether I did or not. I  
15 don't really recall whether I spoke directly to him, but I did  
16 speak with the passenger.

17 STATE: Okay. [pause] And the passenger, after  
18 you spoke with the passenger, they wanted to file a complaint  
19 against the driver?

20 EDWARDS: Yes, the passenger, after I presented this—  
21 presented it to them, I told them that if you wanted to pursue  
22 this, I could—basically, if you wanted to pursue this, I would  
23 need you to fill out the voluntary statement and then she was  
24 willing to do so. And, she even—she even thanked me afterwards  
25 and told me thank you for—thank you for doing this.

1 STATE: [pause] That's all I have for this witness  
2 right now.

3 JUDGE: Mr. Winter.

4 WINTER: Thank you. Officer Edwards, I'm Bob  
5 Winter. You were stationed near the exit of Terminal 1?

6 EDWARDS: As they exit out of the--when they--after  
7 they pick up the passengers, they come down the hill and they  
8 enter the tunnel. So, I consider that as they exit the arrivals  
9 and enter into the tunnel.

10 WINTER: So, you were stationed somewhere near  
11 there.

12 EDWARDS: Yes.

13 WINTER: Okay, why?

14 EDWARDS: That's where I usually position my vehicle.

15 WINTER: Are you directed or trained to go there?

16 EDWARDS: Yes.

17 WINTER: As part of your job?

18 EDWARDS: Yes. Yes.

19 WINTER: And the purpose is to what?

20 EDWARDS: Long route enforcement.

21 WINTER: Long route enforcement. So, you're job  
22 that day, or your primary purpose was to try to catch a cab going  
23 through the tunnel long hauling.

24 EDWARDS: Yes.

25

1           WINTER:            Okay. Did you see any other cabs or was it  
2 just this one cab?

3           EDWARDS:          There were several cabs going through.

4           WINTER:            What prompted you to stop this one cab?

5           EDWARDS:          Because that was the one that I targeted.

6           WINTER:            Was it because it's Desert?

7           EDWARDS:          No.

8           WINTER:            Was it because this is the driver?

9           EDWARDS:          I had no idea who was driving the vehicle?

10          WINTER:            Okay. Why did you pick this one? I know  
11 you said you picked it, but why?

12          EDWARDS:          I randomly pick cabs—I randomly pick cabs  
13 that come down the hill and I follow them. I can only follow one  
14 at a time. I can't follow numerous cabs.

15          WINTER:            How many cabs did you let go before you  
16 picked this one?

17          EDWARDS:          Actually, he was—I waited there, he was the  
18 first cab I seen that came down the hill and I proceeded to  
19 follow him.

20          WINTER:            Okay. So, he was the first one.

21          EDWARDS:          The first one I seen come down the hill,  
22 yes.

23          WINTER:            Okay. And you followed him.

24          EDWARDS:          Correct.

25

1           WINTER:            Okay. Your report says there was  
2 passengers. But then there's only one passenger.

3           EDWARDS:           Correct. Like I said, I don't recall—I  
4 don't recall the exact number of passengers, but I specifically  
5 spoke to the one passenger that paid for the fare and that  
6 passenger filled out the statement.

7           WINTER:            Okay. Well, thinking back, you said  
8 passengers in your report, but you spoke to one passenger.

9           EDWARDS:           The one specific one that was paying for  
10 the fare.

11          WINTER:            Had that person paid yet?

12          EDWARDS:           I believe they had. I believe they had  
13 paid already. Because I believe it was—if I can refer to my  
14 notes?

15          WINTER:            Yeah, you can look.

16          EDWARDS:           [pause] I don't recall—it doesn't show  
17 here. I thought it did. I believe this may have been a credit  
18 card transaction but I could be mistaken.

19          SEWLENE:           No.

20          EDWARDS:           I don't know if it was a credit card or  
21 not.

22          WINTER:            So, at any rate, you talked to one  
23 passenger.

24          EDWARDS:           I spoke to the one specifically who paid  
25 for the fare.

1 SEWLENE: No.

2 WINTER: Okay. You don't recall whether there were  
3 other passengers in there.

4 EDWARDS: If I wrote passengers then I may have  
5 concluded that there were other passengers. I didn't count the  
6 number—I don't recall the number of passengers that I--

7 WINTER: It's not a conclusion. There's either one  
8 person or more than one person.

9 EDWARDS: Right. So, I wrote passengers, so  
10 obviously there was more than one passenger.

11 WINTER: Okay. Did you speak to other passengers or  
12 just this one?

13 EDWARDS: I spoke specifically to this one  
14 individual.

15 WINTER: Okay.

16 EDWARDS: Who was paying for the fare.

17 WINTER: Why didn't you speak to the other  
18 passengers?

19 EDWARDS: I didn't think there was a need to speak to  
20 the other passengers.

21 WINTER: Okay. So, you as a part of your job, doing  
22 long haul enforcement, you spoke to one passenger.

23 EDWARDS: Correct.

24 WINTER: Okay. And you don't recall whether you  
25 spoke to the cab driver, Sewlene.

1           EDWARDS:            I don't—I don't recall whether I spoke to  
2 him or not. I'm being honest with you, I don't recall. I may  
3 have, I may not have, I don't recall.

4           WINTER:             Well, you stopped him and you went in at  
5 the Paris. You opened the door and you took his TA Card, right?

6           EDWARDS:            Yeah, I spoke with the passenger and I—and  
7 I began to speak with the passenger throughout my investigation,  
8 yes.

9           WINTER:             Okay. Did you take the passenger away from  
10 the cab driver or the cab to speak with them or did you have a  
11 discussion with everybody in the cab?

12          EDWARDS:            I don't recall if I took her away. Like I  
13 said, I don't recall whether I took her away but the driver was  
14 present. How far he was from our conversation or how far he was  
15 from the cab, I don't recall.

16          WINTER:             Is that something you are trained to do, is  
17 take the passenger away to talk to them about the--

18          EDWARDS:            Depending on the situation. I've had many  
19 encounters with drivers who become very argumentative and very  
20 boisterous. They won't—they will not let me even conduct my  
21 investigation. They won't let me talk to the passengers  
22 whatsoever. So, I would separate myself from that particular  
23 driver and speak with the passenger one-on-one.

24          WINTER:             Okay. So, that's your practice now.

25          EDWARDS:            That's what I do.

1 WINTER: That's what you do.

2 EDWARDS: When I'm--when I'm--

3 WINTER: So, when I said, did you take the passenger  
4 away, you would say, yes I did.

5 EDWARDS: I don't--to be honest with you, I don't  
6 recall but there are other times I will do it right in the  
7 presence of the driver, depending on the demeanor of the driver.  
8 If the driver is calm and he's not--he or she is not boisterous or  
9 whatever the case is and I can clearly speak without being  
10 interrupted, I would allow the driver to [crosstalk]

11 WINTER: Okay. Okay, I get you. How was this one?

12 EDWARDS: That one, I--to be honest with you--

13 WINTER: Was he boisterous or--

14 EDWARDS: I don't--

15 WINTER: [crosstalk]

16 EDWARDS: To be honest with you, I don't--I don't  
17 remember. This is--you're talking about February 26<sup>th</sup>. I don't  
18 recall anything that caused this driver to be--I don't recall  
19 whether he got argumentative or anything to that nature. I don't  
20 recall. Don't recall.

21 WINTER: Don't recall. The route options, there  
22 were route options discussed with the passenger, between the  
23 Sewlene and the passenger, Ms. Miller, right?

24 EDWARDS: Based on what she stated, yes.

25 WINTER: What were those options?



1           EDWARDS:           Based on what the specifics of what the  
2 driver said to her, I'm not clear on but as far as me asking her,  
3 did the driver specifically tell you that the route was longer,  
4 she stated no.

5           WINTER:            That's the only thing you remember?

6           EDWARDS:           I don't remember whether he stated, do you  
7 want to take the surface streets or do you want to take the  
8 highway. I don't recall if he stated that specifically. When I  
9 asked her specifically, did this driver tell you that the route  
10 was longer, she stated no.

11          WINTER:            Okay. That's the only thing you can  
12 remember, specifically, about the route options. Is that  
13 correct?

14          EDWARDS:           Yes. Yes.

15          WINTER:            Okay. But, there were options discussed  
16 between the passenger and Sewlene.

17          EDWARDS:           Correct.

18          WINTER:            Did you talk to Sewlene about the route  
19 options discussed?

20          EDWARDS:           I don't recall. I think I may have--

21          WINTER:            You're pretty sure you didn't.

22          EDWARDS:           I'm pretty sure I didn't. I mainly spoke  
23 to the passenger.

24

25

1           WINTER:           Okay. Now, to discover what the options  
2 conveyed, even though you knew there were options conveyed, you  
3 could've talked to Sewlene, the cab driver.

4           EDWARDS:           I could have.

5           WINTER:           And got a better understanding, right?

6           EDWARDS:           I could have but I didn't think it was  
7 necessary. I-I--

8           WINTER:           Is it your understanding that a cab driver  
9 has to say that word 'longer' to the passenger?

10          EDWARDS:           Specifically, yes. Specifically, the  
11 driver is required to tell the passenger that the route is  
12 longer. They have to tell the driver--

13          WINTER:           The language of the statute uses the word  
14 'longer', right.

15          EDWARDS:           Yes. Yes, so they have to say--

16          WINTER:           So, a cab driver who says, going on the  
17 surface street is shorter, for example, but there's an accident  
18 or something, the freeway is going to be faster, it costs more.  
19 Do you think that's a violation?

20          STATE:            I'd object. These are all just  
21 speculative. He's asking him thing that aren't even relevant to  
22 our case here. What if, what if, I don't know if you want to-I  
23 don't want to go down that road. I mean, it's irrelevant to  
24 what-

25          WINTER:            It's irrelevant?

1 STATE: --to what this particular case. There  
2 wasn't an accident. He didn't--

3 WINTER: Yes there was.

4 STATE: While, I don't believe it's been  
5 established yet so--

6 WINTER: It will be.

7 STATE: It's hypo--

8 WINTER: You want me to call him back?

9 STATE: Call who back?

10 WINTER: The officer, when we present our case?

11 STATE: I'll leave it up to you Judge. It's all  
12 objective to his line of questioning.

13 JUDGE: Okay, Mr. Winter, response?

14 WINTER: That it's not relevant? I believe it is  
15 relevant. If his understanding is the driver has to use the word  
16 'longer', otherwise it's a violation, I get that understanding  
17 but he didn't discover or attempt to discover what options were  
18 discussed and if you convey to the passenger, this way is  
19 shorter, but for whatever reason an accident, bad traffic, the  
20 highway is faster, you've complied and I'm asking him about this.

21 JUDGE: Okay. So, is part of your defense relevant  
22 as to the accident?

23 WINTER: Well, he will testify there was accident,  
24 yes and it was discussed.

25

1 JUDGE: Okay. Regarding the questioning about  
2 whether or not there's a violation, that is a conclusion of law.  
3 That is for me to decide, whether or not a violation has  
4 occurred. When it comes down to your defense, you may go ahead  
5 and ask about any accident or his knowledge about the accident  
6 that night. Proceed. Overruled, Counsel.

7 WINTER: Was there an accident? Do you recall?

8 EDWARDS: Prior to me going to the airport, I make a  
9 specific pass through Swenson and Paradise. At that particular  
10 time, there were no accidents. There were no accidents.

11 WINTER: Okay. When did you--so, you drove by Swenson  
12 and Paradise?

13 EDWARDS: Yes. I make it a point to drive through  
14 Swenson and Paradise prior to doing my target enforcement at the  
15 airport.

16 WINTER: Okay. What time did you make that sweep?

17 EDWARDS: It was around--I'd say about 11:00.  
18 Somewhere around 10:30, 10:45 to 11:00.

19 WINTER: Okay. And then, sometime after there may  
20 have been an accident, you just don't know.

21 EDWARDS: Based on--there was nothing prohibiting  
22 traffic from flowing westbound on Harmon. So, there was nothing  
23 prohibiting traffic from flowing westbound on Harmon. The road  
24 was not closed due to the accident. There was no construction or  
25 anything, if there was an accident, there was no construction or

1 anything of that nature that would prohibit any vehicle from  
2 traveling westbound on Harmon.

3 WINTER: Okay. Westbound on Harmon would be the end  
4 of the ride if you took surface streets to the Paris. You just  
5 told us you'd made a sweep down Swenson and Paradise.

6 EDWARDS: Swenson and Paradise, correct.

7 WINTER: Not Harmon.

8 EDWARDS: Right, I went Swenson and Paradise. What I  
9 usually do, I would come down—when I initially come in, I would  
10 come down, I would drive down Swenson. Then I would make that—I  
11 would drive—I would go northbound—I would go westbound Tropicana  
12 and then I would go northbound on Swenson. Then I would go  
13 westbound on Harmon. Then I would go southbound on Paradise,  
14 which would take me directly into the airport. Then from that  
15 point, I would position myself at that particular area, just so I  
16 can show there was no construction or—construction or road  
17 closures or anything of that nature that would prohibit drivers  
18 from taking the most direct route.

19 WINTER: Okay.

20 EDWARDS: If they needed to travel up Harmon.

21 WINTER: Okay. If there is no accident and no road  
22 closures and traffic is light, if the passenger wants to go on  
23 the freeway, that's okay, isn't it?

24 EDWARDS: If the passenger wanted to go on the  
25 freeway and that's specifically what they requested, to go on the

1 freeway, it's still the driver's obligation to let the passenger  
2 know that if they go on the freeway, it's longer. It's longer  
3 and it may cost them a little more money. Once that has already-  
4 once the driver has disclosed that to the passenger and let them  
5 know that and the passenger still chooses to go that route, the  
6 driver is covered, basically.

7 WINTER: Okay. How long did you talk with Ms.  
8 Miller?

9 EDWARDS: How long?

10 WINTER: At some point—I mean, Ms. Miller is  
11 arriving to Vegas. She's going to the Paris, I assume she's  
12 staying there.

13 EDWARDS: Correct.

14 WINTER: And, after her ride is over, I guess you  
15 don't know but you assume she paid and that's when you made your  
16 stop. Or, she might have paid after, I don't know. But you  
17 interrupt and you say, I want to investigate this here. How did  
18 she receive that? Was she happy you were there?

19 EDWARDS: She was.

20 SEWLENE: No.

21 EDWARDS: She wasn't happy or unhappy. She was  
22 totally unaware of what was going on until I explained to her  
23 what had happened.

24 WINTER: Okay. Let's talk about that first contact  
25 with Ms. Miller.

1 EDWARDS: Yes.

2 WINTER: You stop the cab. You open the passenger  
3 door, take out the driver's permit, right

4 EDWARDS: Yes.

5 WINTER: You take a picture of the taxi meter,  
6 right?

7 EDWARDS: Yes.

8 WINTER: And then you talk to Ms. Miller.

9 EDWARDS: Not in that particular order, but yes.  
10 That is what I do when I--speaking--after speaking with the  
11 passenger.

12 WINTER: Okay. I'm trying to get just a fair  
13 understanding of the order. You stop at--Sewlene knows you're a  
14 TA cop. He can figure that out.

15 EDWARDS: Right.

16 WINTER: But the passenger doesn't know. You've  
17 just got a badge.

18 EDWARDS: Correct.

19 WINTER: So, you grab the TA permit first. Take a  
20 picture of the meter--

21 EDWARDS: I don't--

22 WINTER: --and then you talked to Ms. Miller.

23 EDWARDS: I don't necessarily grab the TA permit  
24 first. The first thing I usually do, I would approach the--I  
25 would approach the vehicle. I would open the passenger side door

1 and I would address the passenger by stating, how are you doing  
2 ma'am, how are you doing—if it's a ma'am or a lady, I'm going to  
3 say, how are you doing ma'am. If it's a sir, how are you doing  
4 sir? I'm with the Nevada Taxicab Authority. Then I would ask a  
5 series of—I would ask the passenger, did you tell this driver to  
6 take a longer, more expensive route.

7 WINTER: That's what you usually say.

8 EDWARDS: That's what I would—[stutters]

9 WINTER: Is that what you said—

10 SEWLENE: No.

11 EDWARDS: That is what would start my—that is—that is  
12 what starts my conversation. Did you tell this driver—did you  
13 tell this driver to take a longer, more expensive route. Then  
14 they would usually--

15 WINTER: Okay.

16 EDWARDS: Okay.

17 WINTER: Is that what you usually say and do you  
18 know whether or not you said it on this day?

19 EDWARDS: I be--

20 WINTER: Yes or no.

21 EDWARDS: I believe I said that because that's  
22 usually normal procedure for me.

23 WINTER: That is your habit.

24 EDWARDS: That is normal procedure, yes.

25



1           WINTER:            Okay.  So, you engage Ms. Miller and you  
2 said, did he tell you it was longer and more expensive?

3           EDWARDS:           Correct, I believe--

4           WINTER:            And what did she say?

5           EDWARDS:           She said, I--she said, I told him to take--I  
6 told him to take the faster route.

7           WINTER:            Okay.  And there was some discussion about  
8 alternate routes, you don't remember what they were.

9           EDWARDS:           I don't remember specifically if--

10          WINTER:            Or generally, you don't remember what was  
11 discussed.

12          EDWARDS:           I don't remember specifically as far as  
13 whether the driver--I don't want to perjure myself, so I don't  
14 remember specifically what was said but when I specifically asked  
15 the passenger, did the driver tell you that the route was longer?  
16 She stated, no.

17          WINTER:            Okay.  And generally, you don't know what  
18 the options were discussed.  The only thing you know is the route  
19 was longer, she said, no.

20          EDWARDS:           In some occasions, depending on--depending  
21 on the situation, sometimes if--

22          WINTER:            I'm sorry, just trying to speed it up here.  
23 On this day, on this day, do you recall?

24          EDWARDS:           No.

25          WINTER:            Yes or no.

1 EDWARDS: No.

2 WINTER: Okay. Fair enough. And, we know that you  
3 didn't talk to the cab driver, Sewlene, about what options were  
4 discussed and whether or not a shorter route, longer route,  
5 quicker--

6 EDWARDS: I don't believe I did at all. I don't  
7 believe--

8 WINTER: That's not your practice, is it?

9 EDWARDS: Depending on the situation, if I feel a  
10 need to talk to the driver, I will.

11 WINTER: And, in this case, you didn't feel the  
12 need.

13 EDWARDS: No, because all my questions were directed  
14 to the passenger.

15 WINTER: Okay. Well, do you think it would be good,  
16 prudent investigation when there were route options discussed to  
17 find out what those options were?

18 EDWARDS: Like I said, I believe I-I believe I heard  
19 the options at the time. I don't recall specifically what was  
20 said. So, there was definitely route options discussed but at  
21 this particular time, I don't remember specifically--

22 WINTER: Or generally. You don't remember anything.

23 EDWARDS: I don't remember specifically what was  
24 said.

25

1           WINTER:            Okay.  And, even though route options were  
2 discussed, you discovered this, you didn't feel the need to talk  
3 to the cab driver.  Had you already made a decision to write him  
4 a ticket?

5           EDWARDS:           Had the passenger--

6           WINTER:            By then?

7           EDWARDS:           Had the passenger told me that the driver  
8 informed them that the route was longer and--had the passenger  
9 told me that the driver informed them that the route was longer,  
10 that would've been the end of my investigation and the driver  
11 would've went on his way.

12          WINTER:            Well, right, there wouldn't have been a  
13 ticket.

14          EDWARDS:           Correct.

15          WINTER:            So, if the passenger says those response to  
16 you, longer, it wasn't discussed longer, you're going to write a  
17 ticket?

18          EDWARDS:           Correct.

19          WINTER:            Without asking the driver what happened.

20          EDWARDS:           As I stated before, not only--I asked the  
21 specific questions on the voluntary statement and if the  
22 passengers--based on what the passengers tell me on the statement  
23 and based on--

24          WINTER:            Okay--

25          EDWARDS:           --the question.

1 WINTER: --fair enough. That's all I have.

2 JUDGE: Redirect.

3 STATE: Officer Edwards, just to clarify, when you  
4 spoke with the passenger, they did tell you about some options  
5 that were offered to them, correct?

6 EDWARDS: Correct.

7 STATE: And if the—at the time that you heard what  
8 those options were, if they were relevant to this particular  
9 situation, wouldn't you have looked into it further?

10 EDWARDS: I would've. I would've, definitely.

11 STATE: So, the options that they told you that  
12 they were had really weren't relevant to the longer route, most  
13 direct route, they were options of a different variety.

14 EDWARDS: I agree. It was irrelevant, whatever the  
15 options were, it was totally irrelevant to my investigation.

16 STATE: Did anybody ever tell you, the passenger or  
17 the driver, that there was an accident?

18 EDWARDS: No, there was no mention of an accident  
19 whatsoever.

20 STATE: Okay. That's all I have.

21 JUDGE: Mr. Winter?

22 WINTER: So, you decide what's relevant in your  
23 investigation, do I understand you correctly?

24 EDWARDS: No. I basically--

25

1           WINTER:            You're supposed to discover the facts.  
2 Maybe two people are telling two different stories and report  
3 those. Isn't that your job as an investigator?

4           EDWARDS:          Yeah, I examine the facts, correct. But,  
5 if I'm an eyewitness to what actually happened--

6           WINTER:          Which you weren't.

7           EDWARDS:          Well, I-I'm not an eyewitness to the route  
8 options that were given--

9           WINTER:          Or any discussions [crosstalk]

10          EDWARDS:          Because I wasn't specifically there. I was  
11 an eyewitness to the route that was traveled.

12          WINTER:          Fair enough. I'm done.

13          JUDGE:            Counsel.

14          STATE:            That's all I have.

15          JUDGE:            Officer, you may step down, subject to  
16 return. Thank you. And, Officer, there was no invoking the  
17 exclusionary rule, you may stay and you left your report up  
18 there, just to let you know. Counsel?

19          STATE:            We'll rest at this time.

20          JUDGE:            Mr. Winter.

21          WINTER:          I'll move to dismiss. I think there's been  
22 a failure to proof, even with relaxed standards, as you've  
23 declared to take hearsay. This is hearsay upon hearsay. Which I  
24 get, but there--there is evidence, just based on the hearsay that  
25 there were route options discussed and the sole witness here

1 says, [tape cut] just didn't go into them. Didn't even talk to  
2 the driver, why not? I don't do that.

3 I think there's a been a failure to proof here.

4 JUDGE: Counsel.

5 STATE: So, based on Officer Edwards testimony, he  
6 did follow the vehicle, the complete direction of travel. He  
7 spoke with the paying passenger. The passenger filled out a  
8 statement, they signed their name, they dated it, saying that the  
9 driver did not inform them that the route taken was the most  
10 direct route. Or that route would be a longer route, cost them  
11 more, any of those things.

12 I believe Officer Edwards has the option to investigate his  
13 case the way he wants to put it together. If he feels he has  
14 enough information from what he investigates, in this case, he  
15 got the proper documentation and the proper evidence he needed.  
16 I believe there is a long route.

17 JUDGE: Based upon the motion of Counsel to dismiss  
18 that will be denied at this point. The reason being is that, we  
19 have more than just hearsay. I understand Counsel's point about  
20 a discussion, however, when it comes down to what the officer  
21 testified to there was him following this vehicle on to the 215  
22 westbound, I-15 northbound, exiting Flamingo, going eastbound and  
23 then southbound on Las Vegas Boulevard to the Paris Hotel.

24

25

1           There's also State's Exhibit A that includes a voluntary  
2 statement that was signed and dated by Jacinda Miller who was the  
3 passenger paying that evening.

4           In addition to that, the point of, there are two Google  
5 Maps that shows the most direct route, the actual route that was  
6 taken and also a receipt of the—a picture of the fare that  
7 evening and showing the meter reading as to beyond the most  
8 direct route.

9           Therefore, I do believe we can still proceed on this matter  
10 and that motion will be denied. Mr. Winter.

11           WINTER:           I'm sorry?

12           JUDGE:           What would you like to do at this point,  
13 it's your turn?

14           WINTER:           Oh, he rested, I guess?

15           JUDGE:           He did.

16           STATE:            Uh huh.

17           JUDGE:            He did.

18           WINTER:            I'm assuming so. I'll call Sewlene. Do  
19 you want him up here?

20           JUDGE:            Mr. Sewlene. [swears in witness] Mr.  
21 Winter.

22           WINTER:            Would you state your name and where do you  
23 work?

24           SEWLENE:            Yeah, my name is Sewlene Wondwosen.

25           WINTER:            And you work for Desert Cab?

1 SEWLENE: Yes.

2 WINTER: How long have you worked for Desert Cab?

3 SEWLENE: Seven years.

4 WINTER: Have you driven a cab for any other  
5 companies in town?

6 SEWLENE: Yes.

7 WINTER: Was that before Desert Cab?

8 SEWLENE: Yes.

9 WINTER: Do you know what the law is relative to  
10 long hauling? You're aware long hauling is a violation?

11 SEWLENE: Yes.

12 WINTER: Have you ever been cited for long hauling  
13 before?

14 SEWLENE: Yes, it is the same police officer.

15 WINTER: Same officer did it?

16 SEWLENE: Yeah.

17 WINTER: Okay. Was that at the airport as well?

18 SEWLENE: Yes.

19 WINTER: Was that as you were working for Desert?

20 SEWLENE: Yes.

21 WINTER: Okay. Are you trained about long hauling  
22 by the managers at Desert Cab?

23 SEWLENE: [pause] Yes.

24 WINTER: Have you adopted or learned a discussion  
25 and information with passengers--



1 SEWLENE: Yes.

2 WINTER: --before you take them through the tunnel?

3 SEWLENE: Yes.

4 WINTER: And what is that, what do you do?

5 SEWLENE: Yeah, my customer, I didn't say nothing. At  
6 that time Swenson and Tropicana, just had accident. Some company  
7 driver report to his radio. She heard so she said, please, I've  
8 been 20x to Las Vegas, go to straight freeway. Her husband, the  
9 same, said, I've been Vegas 20x, just go to the freeway.

10 STATE: Your Honor, can I interrupt--I'm sorry to  
11 interrupt, but I don't understand if he's explaining based on his  
12 question--

13 WINTER: I don't think he's answering my question  
14 but I thought I'd let him go for a while.

15 SEWLENE: I'm sorry.

16 WINTER: No, it's okay.

17 JUDGE: So, objection is non-responsive, Mr.  
18 Winter.

19 WINTER: No, it's okay. I think he was talking  
20 about this date, but I'm going to go back a little bit.

21 JUDGE: So, sustained. Go ahead.

22 WINTER: I don't want to--not yet, what happened on  
23 this day, was it February 26<sup>th</sup>, I think, on this specific date, I  
24 don't want to ask about that yet. First, I want to ask, what do  
25 you usually do when you get somebody for example at Terminal 1

1 and there's an option of either going surface street or the  
2 freeway. What do you usually discuss with the passengers so that  
3 you comply with the law on long hauling?

4 SEWLENE: Yeah. Just always—I never really like  
5 driving the freeway, sometimes driving the freeway. I tell them  
6 the price, I tell them how long, it's a longer way and the faster  
7 way. My customer, he said okay, I'm driving the freeway.  
8 Otherwise, I'm driving just locally.

9 WINTER: Okay. So, your practice is to ask the  
10 passenger for permission and their options.

11 SEWLENE: Yes.

12 WINTER: And if they say, no go the straight one,  
13 the direct one, you go the surface streets?

14 SEWLENE: Yes.

15 WINTER: But if they say, no, take the freeway, with  
16 their permission you take the freeway.

17 SEWLENE: Yes.

18 WINTER: Okay. Did you do that on this date, with  
19 this passenger, Ms. Miller?

20 SEWLENE: Yes.

21 WINTER: Was there any other passengers in the  
22 vehicle?

23 SEWLENE: Yeah, two passengers. The lady and  
24 husband, too.

25 WINTER: Okay, the husband.

1 SEWLENE: Yeah. Yes.

2 WINTER: Did you talk to both of them about--

3 SEWLENE: Yes.

4 WINTER: --going on the freeway before you left

5 Terminal 1?

6 SEWLENE: Yes.

7 WINTER: Do you remember what you said? Now, you  
8 started testifying about that a little earlier. First thing I  
9 want to ask, was there an accident, as far as you knew, was there  
10 an accident?

11 SEWLENE: Yes.

12 WINTER: How did you learn about that?

13 SEWLENE: Sometimes just radio, the other radio we  
14 talk to like, the way--freeway, just traffic accident at the  
15 [inaudible] Swenson and Tropicana or Harmon, somewhere, just  
16 close to the airport. My--the other driver he said over the  
17 radio, his accident.

18 WINTER: Desert Cab does that.

19 SEWLENE: Yeah. Desert drivers always just--

20 WINTER: They report an accident over the radio so  
21 that the other drivers know.

22 SEWLENE: Yes.

23 WINTER: Is that how you learned it on this date?

24 SEWLENE: Yes.

25

1           WINTER:            Okay. Did you talk to the passengers about  
2 this accident?

3           SEWLENE:           Yes.

4           WINTER:            What did they say?

5           SEWLENE:           At airport, take it to Swenson and  
6 Tropicana is accident right now, it is bumper to bumper. She—the  
7 customer, she heard the radio, both at the same time. Pick it up  
8 airport, Terminal 1, so drive on just the freeway. That's why  
9 she said, please, drive—go to the freeway, I'm driving the  
10 freeway.

11          WINTER:            Okay. So, the call on the radio happened  
12 while she was in the cab.

13          SEWLENE:           Yes sir.

14          WINTER:            Okay. Did you talk to her or the husband  
15 or both?

16          SEWLENE:           Both.

17          WINTER:            Did you talk about the direct route being  
18 shorter and the highway being longer?

19          SEWLENE:           Yeah, my customer, she said, just starting,  
20 go to freeway. Nothing, that's why I'm driving the freeway.

21          WINTER:            Okay. So, she told you to go to the  
22 freeway.

23          SEWLENE:           Yes.

24          WINTER:            Was that before you even mentioned the  
25 freeway?

1 SEWLENE: No, me or the lady?

2 WINTER: Her, yeah.

3 SEWLENE: Yeah, yes.

4 JUDGE: Mr. Winter, I'm sorry. You stated that  
5 there were at least two women in cab, who was he speaking with?

6 SEWLENE: Not two women.

7 WINTER: It was a husband and wife, or I think he  
8 believes it was husband and wife, not two women.

9 SEWLENE: Not two women.

10 JUDGE: Right, there was Jacinda Miller and then  
11 there was the husband--

12 SEWLENE: Husband, yeah.

13 WINTER: I think he assumes it's the husband.

14 JUDGE: Hold on one second, I'm speaking with your  
15 attorney.

16 SEWLENE: I'm sorry. Sorry. Sorry.

17 JUDGE: Mr. Winter.

18 WINTER: There was another person in the cab who was  
19 male.

20 JUDGE: Okay. Proceed.

21 WINTER: You assumed it was the husband or do you  
22 know?

23 SEWLENE: Yeah, who knows [inaudible]

24 WINTER: I'm sorry.

25 SEWLENE: I'm sorry, what is the question?

1           WINTER:            We have Ms. Miller, the woman in the cab.  
2 She's the one that said, go to the freeway?

3           SEWLENE:           Yes.

4           WINTER:            There's a husband or a male in there?

5           SEWLENE:           Yes.

6           WINTER:            Was it her husband or do you know?

7           SEWLENE:           Husband, I don't know, just I think it's  
8 man.

9           WINTER:            The way they interact you assumed that.

10          SEWLENE:           Yeah, both talked to me, just friendly.

11          WINTER:            Okay. What did the male say or did the  
12 male say anything about which route to take?

13          SEWLENE:           He said the same, freeway.

14          WINTER:            He said the same thing?

15          SEWLENE:           Yeah, 20x he's come to Vegas, both said the  
16 freeway.

17          WINTER:            Explain the 20x, he's been to Vegas. What  
18 do you mean?

19          SEWLENE:           I mean, I know the ways—the way—the local  
20 way, there's freeway, I know he said the freeway faster. Longer.  
21 More pricey. Maybe \$4.00-\$5.00, my customer. I didn't say  
22 nothing.

23          WINTER:            The customer said this.

24          SEWLENE:           Yes sir.

25          WINTER:            But that was the male.

1 SEWLENE: Yes.

2 WINTER: Not the female.

3 SEWLENE: Both. Both is talking the same.

4 WINTER: Okay. And so, you went the way they  
5 directed.

6 SEWLENE: Yes.

7 JUDGE: Mr. Winter?

8 WINTER: Yes.

9 JUDGE: Do you have any kind of statement or are  
10 you going to offer the male half later, do you have any written  
11 statement by him?

12 WINTER: Do I, no.

13 JUDGE: Okay. Proceed.

14 WINTER: So, you take them to the Paris and you  
15 stop.

16 SEWLENE: Yes.

17 WINTER: And you're contacted by Officer Edwards.

18 SEWLENE: Not any contact for me.

19 WINTER: Say again.

20 SEWLENE: What is the question?

21 WINTER: After the ride is over, you're at the  
22 Paris?

23 SEWLENE: Yes.

24 WINTER: And, Officer Edwards contacts you.

25

1           SEWLENE:           No. Did not contact me, nothing. Just—I  
2 opened my door, if it is not—[tape cut] my officer, I open the  
3 door because the passenger side, my side is unlock. The lady  
4 she's coming, the man the other side is open the door. He paid,  
5 I think \$35.00, plus tip, because he's happy. All is just from  
6 starting airport to Paris is friendly, a nice customer. All of  
7 the sudden, this [inaudible] officer, I know I'm looking just  
8 behind me, just follow, just from airport. Maybe 10, 20 taxis  
9 from airport to [inaudible] on freeway. They speak up for me.  
10 I've been before, the same happening. There's a lot of taxis  
11 [inaudible] is speaking up for me. It is the same, just talk to  
12 me like my customer, even if there's not any question. Just open  
13 my—the other—my passenger door, take my TA. That is always  
14 disrespect, two times. That's why I'm [inaudible] the second  
15 time [inaudible]

16           WINTER:           Okay. Did you hear the discussion between  
17 Officer Edwards and the passengers?

18           SEWLENE:           No.

19           WINTER:           Why not?

20           SEWLENE:           Because like, just—he said, just go to  
21 inside.

22           WINTER:           How far away was Officer Edwards and the  
23 passengers, an estimate?

24           SEWLENE:           Maybe, I don't know what you call it.

25           WINTER:           As far away as you are or further?



1 SEWLENE: Yes. Just a little bit further.

2 WINTER: Okay. So, maybe--

3 SEWLENE: Because no luggage, nothing.

4 WINTER: There's no luggage?

5 SEWLENE: No.

6 WINTER: Okay. So, there's a discussion with  
7 Officer Edwards and the two passengers.

8 SEWLENE: Yes.

9 WINTER: And, you could hear them but you didn't  
10 understand what they were saying?

11 SEWLENE: Yeah, I know just--he said, they told him,  
12 the driver, he's longer [inaudible] Please sign here, it's  
13 longer. The man said, no, I know this is my choice. He talked  
14 to more the lady. Finally she signed. I'm asking the lady, is  
15 that fair? I've taken them honestly because I tell them  
16 honestly, I'm really just person, I take them this way--she's not--  
17 she's not nothing, I'm driving the freeway, I'm not driving--  
18 nothing, any reason driving the freeway. So, already just, she  
19 said, fine, keep the tip. She give us \$35.00.

20 JUDGE: Mr. Winter, for the record, can you please  
21 clarify the distance between--the witness had stated--you began to  
22 make a record and then you stopped in the middle of it.

23 WINTER: I was saying about 20 feet or so and I  
24 didn't get an answer. About 20 feet away?

25 SEWLENE: Yeah. Yes sir.

1 WINTER: Okay.

2 SEWLENE: Sorry.

3 WINTER: Okay. And, I was trying to understand your  
4 answer. The—you could hear Officer Edwards discussing with the  
5 passengers?

6 SEWLENE: The first one, yes.

7 WINTER: The first one.

8 SEWLENE: Only the first word, he said, longer. Just  
9 he said, longer. Because just, [inaudible] the door, it is open.  
10 I'm okay, she said, I'm okay. The girl said, I'm okay, no please  
11 just give me a few minutes to talk—[inaudible] customer. So, I  
12 just—he said, go inside. Okay, of course.

13 WINTER: Okay, he said that. That's Officer Edwards  
14 told you to go inside?

15 SEWLENE: Yeah.

16 WINTER: Inside what the cab?

17 SEWLENE: Yeah.

18 WINTER: Okay. And you waited there?

19 SEWLENE: Yeah.

20 WINTER: Did he ever speak to you about the  
21 discussions?

22 SEWLENE: No.

23 WINTER: Did you try to talk to him about the--

24 SEWLENE: Yeah, he ask [inaudible] because he said,  
25 I'm fine. My customer, the other customer that—the man, I'm

1 fine, just [inaudible] I don't have time. He said, please just  
2 three minute, four minute he said. So, after this word, I'm  
3 inside, I don't know what he's talking about. Finally signed it.

4 WINTER: Okay. So, before you get in the cab--

5 SEWLENE: Yeah.

6 WINTER: --you hear Officer Edwards talking to the  
7 male passenger and the male passenger says, I'm fine, it's okay.

8 SEWLENE: Yes.

9 WINTER: Then the female passenger also was talked  
10 to.

11 SEWLENE: Yeah. Yes.

12 WINTER: Did you hear any more discussions?

13 SEWLENE: No.

14 WINTER: Because you were in the cab?

15 SEWLENE: Yeah. He said, just [inaudible] go inside,  
16 okay.

17 WINTER: Okay. What happened next?

18 SEWLENE: Next, I'm pissed off because this already--  
19 just talked to the customer. He's coming, opened my door.

20 [inaudible] my TA, take a picture of the price, all this time,  
21 just disrespecting me. I feel bad. Because two times, it's the  
22 same thing.

23 WINTER: This is the second time, same officer.

24 SEWLENE: The second time, the same officer. The  
25 same pull over from airport, all the way down, just--one before I

1 think a year before, Cosmo. [inaudible] It's the same officer.

2 It look like the same disrespect to me.

3 WINTER: He didn't speak to you at all about what  
4 happened.

5 SEWLENE: Nothing.

6 WINTER: Or, how you got permission.

7 SEWLENE: I know, I just got pulled over, just maybe  
8 speeding. Another thing, if the officers coming, I know  
9 [inaudible] discussion for me. This officer, I don't know why  
10 but is disrespecting me.

11 WINTER: Okay. So, you took the route the  
12 passengers directed.

13 SEWLENE: Yes.

14 WINTER: And you heard them say that to you?

15 SEWLENE: Yes.

16 WINTER: Okay. The—you mentioned \$35.00, the male  
17 passenger paid you?

18 SEWLENE: Yes.

19 WINTER: Was that in cash?

20 SEWLENE: Yes.

21 WINTER: Was that after Officer Edwards spoke to  
22 them or before?

23 SEWLENE: Before.

24 WINTER: Okay. Did they ever ask for the money  
25 back?

1 SEWLENE: No. He was happy, my customer.

2 WINTER: Okay. Okay, that's all I--

3 SEWLENE: Only push him just sign on that form,  
4 [inaudible].

5 WINTER: Okay.

6 SEWLENE: My reason coming today here, honestly  
7 speaking, I have this job. I'm driving 10 years, cab company.  
8 I'm a [inaudible], I know just myself, I'm a family person. This  
9 officer, I don't know him. He don't know him, I know, just  
10 disrespected me. That's why I'm coming, the reason why today.

11 WINTER: Okay. No more questions.

12 SEWLENE: Thank you.

13 JUDGE: State.

14 STATE: So, Mr. Sewlene?

15 SEWLENE: Yes.

16 STATE: When you picked up these passengers, were  
17 you waiting in the cab line?

18 SEWLENE: Yes.

19 STATE: So, you got to the front of the cab line  
20 and you picked up your passengers, what did they say when they  
21 got in the cab?

22 SEWLENE: She said the freeway.

23 STATE: That's all she said, the freeway?

24 SEWLENE: Please, I'm rushed, she said the freeway.  
25 I'm driving the freeway.

1 STATE: Okay, so they didn't even tell you where  
2 they're going?

3 SEWLENE: Of course, it's Paris.

4 STATE: Okay. I just asked you, what did they tell  
5 you when they got in the cab? You said, the freeway. What was  
6 the conversation when they got in the cab?

7 SEWLENE: Just starting driving. My question, how is  
8 your day? How was your flight? Said, I'm okay, nice flight.  
9 So, where you guys going? The Paris. At that time, I'm driving  
10 look like, go to the—picking up my passenger, just driving  
11 starting. I hear the radio. She hears the radio too. Swenson  
12 and Tropicana there is accident. Oh, the man, he said, accident?  
13 Yes. I said, yes. Okay. Please, go to freeway. I'm rushed.  
14 Okay. I'm driving the freeway. The only just conversation my  
15 customer, the way to the freeway, that's why I'm driving the  
16 freeway.

17 STATE: Okay. Let me ask you--

18 SEWLENE: I tell him, this officer behind me. I tell  
19 my customer. This officer is following me.

20 STATE: Okay. Listen to my question. I'm not  
21 asking you to explain your story every time I ask you a question.

22 SEWLENE: Oh, okay.

23 STATE: Just listen to my questions. When the  
24 passengers got in the car, what did they say?

25 SEWLENE: She said, the freeway.

1           STATE:            She said, the freeway, without even knowing  
2 where you were going?

3           SEWLENE:          I tell you before, starting, my question,  
4 just you know, my job—how was your day, how was your flight? So,  
5 just driving.

6           STATE:            Okay. So, you already engaged the meter  
7 and you were moving before you knew where they were going?

8           SEWLENE:          No.

9           STATE:            Well, you just said that.

10          SEWLENE:          No.

11          STATE:            You just said, you started to drive and  
12 you're having a conversation with them.

13          SEWLENE:          First, just because no luggage. Pick it  
14 up, open the door, it's coming my customer. My question, always  
15 my question, are you guys okay, how was your flight? Again,  
16 just—my meter on, where you guys going? So, just starting my  
17 conversation.

18          STATE:            So, you engage the meter before you know  
19 where they're going?

20          SEWLENE:          Of course.

21          STATE:            Okay. So, then--

22          SEWLENE:          Because picking up, airport.

23          STATE:            Okay, so you're picking them up at the  
24 airport. They get in your car and you have a conversation, turn

25

1 on the meter then you have a conversation where they're going.

2 At some point, did they tell you they were going to the Paris?

3 SEWLENE: Yes.

4 STATE: At what point did they tell you that? Were  
5 you already driving through the tunnel?

6 SEWLENE: No. Starting just the top. Just Terminal  
7 1, just picking up. That's why my meter on, but my question is  
8 really just my question, how was your day, how was your flight?  
9 Where you guys going? Paris. So, I'm driving Paris. Just go to  
10 the airport.

11 STATE: Okay. So, when did you hear this alert  
12 that there was an accident?

13 SEWLENE: Just get off the airport, maybe five feet  
14 driving. It looked like the freeway, the Tropicana way, this is  
15 the tunnel and that stop sign. I mean, the Tropicana and the  
16 tunnel way, that's why I just--the question. She said, the radio  
17 is on, I'm hearing radio, she heard the radio too, the husband  
18 too.

19 STATE: Okay. So, let me ask you, did you bring  
20 anything here today to show there was an accident?

21 SEWLENE: Only just the reason, just radio.

22 STATE: Now, somebody on that radio could just say  
23 there's an accident and not have an accident, couldn't they?

24 SEWLENE: No.

25



1 STATE: That doesn't mean there was an accident,  
2 isn't that correct? You don't know, you never verified there was  
3 an accident, did you?

4 SEWLENE: Of course, yeah. Because all drivers—not  
5 only one driver. All driver, police driver, don't take this way,  
6 Tropicana there is accident. Don't take just Harmon, there is  
7 accident. Just my job. Always just on radio.

8 STATE: So, where was the accident?

9 SEWLENE: Tropicana and Swenson, [inaudible].

10 STATE: So, did you ever verify that?

11 SEWLENE: Yes.

12 STATE: How did you verify it?

13 SEWLENE: On the radio.

14 STATE: Okay. So, you don't know if that person—  
15 what kind of accident it was, how many cars were involved. Was  
16 the road closed?

17 SEWLENE: They said the driver just bumper to bumper,  
18 heavy traffic.

19 STATE: But the road closed, or no?

20 SEWLENE: It's not road closed, no.

21 STATE: Was the road closed?

22 SEWLENE: No.

23 STATE: Okay.

24 SEWLENE: I don't know, just I'm hear [crosstalk]

25

1 STATE: So, anybody on the radio can say that,  
2 correct? I mean, you never verified it, you don't know if it was  
3 true or not.

4 SEWLENE: Of course, it's true. Always just--

5 STATE: How do you know that?

6 SEWLENE: My job. Always just, somebody say radio,  
7 pick it up, because it's information. It's my company. It's  
8 always, look like here, Tropicana or freeway or Las Vegas  
9 Boulevard, heavy traffic. There is accident, the road is closed.

10 STATE: It was from another driver, wasn't it?

11 SEWLENE: Yes.

12 STATE: So, anybody can get on this, oh there's an  
13 accident over here, don't take that way. I mean, anybody can say  
14 that, correct?

15 SEWLENE: Yes.

16 STATE: So, you don't really know what the extent  
17 of the accident was, or if there was even an accident.

18 SEWLENE: I know only just said, I hear radio. Just  
19 honestly.

20 STATE: So, they said there was an accident as you  
21 were exiting the airport?

22 SEWLENE: Yes.

23 STATE: So, you had a conversation with the  
24 passenger and you said, there's an accident, which way you want  
25 me to go?

1           SEWLENE:           The same [inaudible], she said the same, I  
2 know Las Vegas, always accident, always traffic she said.  
3 Please, I'm rushed, go to freeway. The only reason I'm driving  
4 the freeway is my customer, she said.

5           STATE:            Okay. At any time did you tell the  
6 passenger that you were not taking the most direct route?

7           SEWLENE:           Yes.

8           STATE:            At what point did you tell them that?

9           SEWLENE:           Sometimes, like Friday, or just busy day  
10 Las Vegas, I tell them pick it up the customer--

11          STATE:            No, I'm talking about this ride. I'm not  
12 talking about other rides. I'm talking about this particular  
13 ride.

14          SEWLENE:           I didn't say nothing. Only she said, the  
15 freeway, I'm driving the freeway.

16          STATE:            Okay. So, you never advised them the route  
17 you were going to take would be the most--would not be the most  
18 direct route?

19          SEWLENE:           Yes.

20          STATE:            Did you ever advise them the route you were  
21 taking would be a longer route of travel?

22          SEWLENE:           Yes.

23          STATE:            At what point did you tell them?

24          SEWLENE:           Freeway, just longer, more costly.

25          STATE:            When did you tell them?

1 SEWLENE: And is faster. No, I didn't say this  
2 customer. She's—she asked me, she said the freeway, that's why.

3 STATE: So, we were talking about—so, at that  
4 point, you never told them that the route would be longer. You  
5 never told them that the—you were not taking the most direct  
6 route. And, we discussed here something about route options and  
7 you said—you just said that she said, take the freeway and you  
8 went. When? At what point did you discuss options?

9 SEWLENE: It looks like at the airport exit. One the  
10 freeway way, one is Tropicana way. That—at that point, as I'm  
11 driving, look like I'm freeway.

12 STATE: What did you say?

13 SEWLENE: She said, go to the freeway, I'm rushed.  
14 I've been 20x Las Vegas, I know the way. What is the shortest  
15 way, what is the longer way. I know the price. She said, okay.  
16 I'm driving the freeway. She said, the freeway, ride that way.  
17 That's my reason I'm driving the freeway.

18 STATE: Now, you said—again, you said that you  
19 discussed some options with the passenger, what were they?

20 SEWLENE: No.

21 STATE: You didn't?

22 WINTER: The officer testified to that.

23 SEWLENE: No.

24 STATE: Did you ever discuss any—on the voluntary  
25 statement it says you discussed--

1 SEWLENE: No.

2 STATE: No options?

3 SEWLENE: No.

4 STATE: So, you never discussed--

5 SEWLENE: Not me, this officer maybe, I don't know.

6 STATE: Okay.

7 SEWLENE: That's why I'm [inaudible] my customer, she  
8 said, freeway, I'm driving the freeway. The only reason.

9 STATE: [pause] Now, you stated you never said  
10 anything to the officer but the officer had to hand you the  
11 ticket in order for you to sign it, didn't he?

12 SEWLENE: Yes.

13 STATE: Did you ever explain to him there was an  
14 accident? Did you ever tell me there was an accident?

15 SEWLENE: Nothing.

16 STATE: Never, right?

17 SEWLENE: Because he disrespect me always.

18 STATE: Did you ever tell the officer that you  
19 heard there was an accident?

20 SEWLENE: Yes.

21 STATE: When did you tell him that?

22 SEWLENE: He comes and gives a ticket.

23 STATE: You just told me you didn't say that, now  
24 you're saying you did?

25

1           WINTER:           The record should reflect that this man-  
2 English is his second language. Can we try to be a little more  
3 delicate with your questions?

4           STATE:           Well, it sounds—Your Honor, it sounds like  
5 he understands me.

6           JUDGE:           So, what is your objection?

7           WINTER:           Well, it's an objection—this is his second  
8 language. He's trying to answer the questions. And, I just want  
9 the record to reflect, English is not his first language and  
10 respectfully you should ask questions with that understanding.

11          JUDGE:           That objection is overruled. I don't  
12 believe that the State is being belligerent towards the witness  
13 in any way. I understand that it is his second language. I  
14 figured that out at the get-go of this trial, at the beginning of  
15 this trial. However, it will be noted—

16          WINTER:           I just want the record to reflect because  
17 that will not probably, there's a record being made, right?

18          JUDGE:           Yes, there is.

19          WINTER:           Okay.

20          JUDGE:           So, that's fine, the record has been made,  
21 however, I'm making my record. So, just so that all the parties  
22 know, in—from the beginning of this trial and the interaction and  
23 how this witness is responding to Counsel, this Court does  
24 acknowledge that English is not the second language, however, I  
25 do not believe that the State, in any way, is being belligerent

1 or disrespectful or convoluted with the questions. I believe the  
2 questioning is proper at this time. Proceed.

3 STATE: So, Mr. Sewlene, the officer at some point,  
4 you had a conversation with the officer. He had to ask you for  
5 your permit, for your driver's license. Didn't he ask you for  
6 that?

7 SEWLENE: No.

8 STATE: He never got your permit or driver's  
9 license?

10 SEWLENE: No. He opened my door, picked up my TA,  
11 take a picture, everything is coming, just silent.

12 STATE: Did he ask you for your driver's license?

13 SEWLENE: No. The same—the same [inaudible] the same  
14 time, last time, Cosmo, looked like opened my door, pick it up.  
15 I think—I feel disrespect me. I'm a driver. The officer, I know  
16 respect him, you stay here. I'm going to stay just inside my  
17 car.

18 STATE: Have you ever been—have you ever been  
19 talked to by the—like the Metro Police or any Highway Patrol?  
20 You've ever been talked to by anybody like that?

21 SEWLENE: Of course, yes.

22 STATE: And they—they conducted investigations,  
23 don't they?

24 SEWLENE: No.

25 STATE: They don't conduct investigations?

1 SEWLENE: No.

2 STATE: Well, when the police talk to you, how-  
3 isn't it their job to investigate and understand what's  
4 happening?

5 SEWLENE: No.

6 STATE: How do they show you disrespect? I don't  
7 understand.

8 SEWLENE: Because, Metro Police Officer, [inaudible]  
9 stop here, yes, I don't know. Just, my answer is no. You tell  
10 them everything. Police, can I just give you ID, insurance,  
11 whatever, all questions. Just I pick it up, I give it. Still,  
12 I'm still in my car.

13 The officer is coming, not look like that. Like,  
14 [inaudible], I don't know, maybe just [inaudible], maybe. Even  
15 if he's not my boss. So, just-my company bosses respect me. I'm  
16 working this manager by my country.

17 STATE: So, let me ask you Sewlene. When the  
18 Officer Edward stopped you, you were already mad, weren't you? I  
19 mean, you're mad he stopped you.

20 SEWLENE: Yeah.

21 STATE: Right?

22 SEWLENE: I feel mad, yeah. Yes.

23 STATE: Okay. So, you're already upset that he's  
24 stopping you.

25 SEWLENE: Yes.



1 STATE: And questioning you about what you're  
2 doing.

3 WINTER: Object to the form of the question. He  
4 didn't question him. [crosstalk] he never asked him a question.

5 JUDGE: Counsel?

6 STATE: I'll rephrase it.

7 WINTER: Fair enough.

8 STATE: So—

9 JUDGE: Sustained.

10 STATE: --when you were stopped by the officer, you  
11 were already upset?

12 SEWLENE: Yes.

13 STATE: Okay. And, you had interaction with the  
14 officer because you signed the citation, didn't you?

15 SEWLENE: Yes.

16 STATE: And, at any time, did you tell the officer  
17 that there was an accident?

18 SEWLENE: No.

19 STATE: Okay. At any time, did you try to explain  
20 to the officer that the passenger told you to take the freeway?

21 SEWLENE: Yes.

22 STATE: What time did you tell him that?

23 SEWLENE: It was pick up—drop off my [inaudible], my  
24 question just look like, almost [inaudible] he talked to me just  
25 my cab, the other side. Just after anything—before signing,

1 just-[inaudible] my hand, just my TA. He's coming the other  
2 door, again, open the door. [inaudible] the TA. So, why you  
3 said, quicker? She said, freeway. Why you said, quicker?  
4 [inaudible] I said, really? Only just discussion, the officer.  
5 Please sign, okay, I'm signing [crosstalk]

6 STATE: Okay. When you received a long route  
7 violation 09/23, somewhere about August of 2015, that's the other  
8 violation you're talking about, correct?

9 SEWLENE: I don't remember.

10 STATE: And, you actually resolved that on  
11 September 23, 2015, do you remember how you resolved it? Did you  
12 pay for it?

13 SEWLENE: Never paid, always just pay my customer.

14 STATE: No, the citation that you're talking about,  
15 the first long route that Officer--

16 SEWLENE: Oh, yeah. Yes.

17 STATE: Did you pay for it?

18 SEWLENE: I paid.

19 STATE: Okay. So, you waived your right to contest  
20 the hearing.

21 SEWLENE: I don't know, look like here. That's why-I  
22 don't have any information.

23 STATE: That was also from the airport to the  
24 strip, correct?

25 SEWLENE: Yeah.

1 STATE: On the freeway?

2 SEWLENE: The same, yeah.

3 STATE: Okay. [pause] That was a year and a half  
4 ago.

5 SEWLENE: I don't remember.

6 STATE: [pause] I think that's all I have.

7 JUDGE: Mr. Winter.

8 WINTER: Nothing further.

9 JUDGE: Mr. Sewlene, you may step down, subject to  
10 recall, thank you sir.

11 SEWLENE: Thank you.

12 JUDGE: Mr. Winter?

13 WINTER: Nothing further, we rest.

14 JUDGE: Okay. Now, before you rest, let me ask you  
15 a question, Mr. Winter.

16 WINTER: Okay.

17 JUDGE: What I have in front of me, aside from the  
18 Officer stating to this Court what the passenger claimed, which  
19 was caught in this voluntary statement. It was signed and dated  
20 by Jacinda Miller. It states completely the opposite of what  
21 your client has testified to. So, what do you have to present to  
22 this Court to show that one, this route was requested and your  
23 witness, your client stated many times he was told to go on the  
24 freeway and that the passenger knew about the accident. And  
25 therefore, she—she said, according to your client, I know Las

1 Vegas, there's always accidents, always traffic, I've been here  
2 20x to Las Vegas, I know the price, take the freeway.

3 So, right now, I'm looking at a voluntary statement signed  
4 and dated by the passenger Jacinda Miller that states completely  
5 the opposite.

6 WINTER: Actually, I don't think so, but go ahead.

7 JUDGE: So, the question—

8 WINTER: What it says—

9 JUDGE: The question is—I'm not going to argue  
10 about what's in the voluntary statement. My question to you is,  
11 what do you have to present to me today, whether in writing, on  
12 the phone, video, I don't know what you want to present as  
13 evidence, but something to show that Jacinda Miller or even the  
14 male counterpart, chose this freeway.

15 WINTER: Well, the only evidence you have in front  
16 of you is that the passengers directed the route. You cannot  
17 take a longer route than necessarily unless specifically  
18 requested to do so by the passenger. The direct evidence you  
19 have here is the evidence of my client here. He said, they told  
20 me. We heard, well there was an accident. I'll grant you, maybe  
21 there wasn't. He hears about an accident. She says, I've been  
22 here 20x, as you note, take the freeway. Get there the fastest  
23 way. Was there discussions about longer? No, it's not  
24 inconsistent. He says, no I didn't say that. They directed me  
25 to go on the freeway. That's the law.

1 JUDGE: Okay. And, I have a voluntary statement  
2 signed and dated by Jacinda Miller asking her, did you  
3 specifically request a route that was taken to your destination,  
4 the answer is no. So, do you have anything further to offer this  
5 Court?

6 WINTER: Other than the testimony of my client, no.

7 JUDGE: Okay. Do you rest?

8 WINTER: I have rested.

9 JUDGE: Thank you. Rebuttal.

10 STATE: [pause] I'll try to call the passenger.

11 JUDGE: I'll give you five minutes. We'll take a  
12 five-minute recess and we'll come back. Off the record. [break]

13 Recalling the 7:30 Calendar on April 25, 2017. Sewlene,  
14 Permit No. 32158. We're here for Citation No. 57405. Counsel.

15 STATE: I could not get a hold of the passenger and  
16 her voicemail is full so I couldn't leave a message. So, I have  
17 nothing further.

18 JUDGE: Okay. Closing.

19 STATE: Based on NRS 706.8846, Subsection 3, with  
20 respect to a passenger's destination, a driver shall not take a  
21 longer route to the passenger's destination than is necessary  
22 unless specifically requested to do so by the passenger.

23 In this case, the passengers were picked up at Terminal 1.  
24 I don't believe there was anything discussed about a longer  
25 route, not taking the most direct route. There was some

1 testimony about an accident. There was nothing presented in  
2 evidence as to there was an accident and the passenger knew about  
3 it and directed the driver. So, based on the voluntary statement  
4 from Jacinda Miller, when asked, did you specifically request  
5 that route to be taken to your destination, they checked no. Did  
6 the driver inform you that the route taken—being taken was longer  
7 and not the most direct route? They stated no. Did the driver  
8 convey or attempt to convey different route options to their  
9 destination? It states, yes. I asked the driver what those  
10 were, he said he didn't convey any options to the passengers.  
11 Did the taxicab utilize or attempt to utilize the highway? Well,  
12 we know it's yes because the officer followed them from the  
13 airport.

14 Now, this extra information, I think here is pretty  
15 important, that the passenger filled out. It says, driver never  
16 told us the route he took would be longer. I asked to go the  
17 faster route. So, that's—that's pretty significant because at  
18 that point, the driver had never mentioned anything about a  
19 longer route of travel or it was not the most direct route.

20 As far as, I asked to go the fastest route, I'm not clear  
21 if they stated that or they were asked a question and they  
22 replied that way, but the fastest way could mean the most direct  
23 route. It could be a lot of different things. It specifically  
24 says, driver never told us the route he took would be longer.  
25 She signed it. Voluntary statement. The driver said there was

1 no options. And even if there was a slight bumper to bumper  
2 accident, which there's nothing in evidence to say that, the road  
3 was never closed, the road was never closed. There wasn't any  
4 construction. There was nothing prohibiting the driver from  
5 taking the most direct route. If he doesn't take the most direct  
6 route, he has to convey to the passengers that he is not taking  
7 the most direct route and it will be a longer distance. At this  
8 point, there was no conversation. He already actually started to  
9 move when he engaged the meter and then began to conversation  
10 with the passenger, his own testimony.

11 At no time did he ever mention, until today, that there was  
12 an accident. He never mentioned anything to Officer Edwards. He  
13 had several times to interact with him but never said anything  
14 about that. In his conversation, he never said anything at all  
15 to Officer Edwards. I mean, obviously, he had to sign the  
16 ticket. He obviously had some kind of interaction with him but  
17 nobody ever mentioned anything about, you know, why he had to  
18 take that specific route.

19 Based on the statute, I believe there's a [inaudible] type  
20 of incident that was necessary here to avoid taking the most  
21 direct route. It was never conveyed to the passenger based on  
22 their voluntary statement. We ask you to uphold the violation.

23 JUDGE: Mr. Winter.

24 WINTER: Thank you. With respect, this should've  
25 been dismissed and not prosecuted. The law, as I read it, and

1 sometimes I'm not very good at reading, but it's unlawful to take  
2 a longer route to the passenger's destination than is necessary.  
3 Necessary is kind of a weasel word. If there is an accident or  
4 maybe you've got to go around something [tape cut] slightly  
5 longer--unless specifically requested to do so by the passenger.

6 I will grant to you the voluntary statement to the extent  
7 it's voluntary. It is inconsistent. But that's not our burden.  
8 We don't have a burden of proof, do we? The State has the burden  
9 of proof.

10 What evidence do we have? We know there was another  
11 passenger in the car. May have been a husband, it was a male,  
12 who according to the unrefuted testimony was, had paid the  
13 \$35.00, didn't want anything to do with this. Ms. Miller was  
14 probably asked questions about, did he say it was longer? Did he  
15 say it was longer? That isn't a long haul. You don't have to  
16 says it's longer when they direct it. You don't have to do that  
17 at all. If I jump in a cab at the airport, I say, I'm going  
18 home. Take the tunnel. That's it.

19 The only time you have to take a longer route is getting  
20 the permission. If they direct you to the freeway, they direct  
21 you to the freeway. Now, I know there's a real desire over the  
22 TA to write long haul tickets. That's what we've seen coming off  
23 the docket, that's all there is. Long haul. Well, there's other  
24 stuff but the vast majority is long hauling. This is a guy who  
25 picked up a fare. There's an accident, maybe there wasn't an



1 accident, but there's some suggestion maybe it would be slower,  
2 who knows. They say, go to the Paris, take the freeway. I want  
3 to get there. I asked to go the fastest route.

4 This is not a magical game that after they say, take the  
5 freeway, I want to get there the fastest route, he has to say,  
6 whoa, whoa, whoa, wait a minute, you know it's longer, it might  
7 cost some more. Would that be smart? Maybe so, I don't know.  
8 It might have helped if this officer had asked some questions of  
9 the guy he's going to write a ticket to. What did you talk  
10 about? They said you didn't say it was longer. Well, they told  
11 me to go the freeway. There could've been something like that.

12 I think there's an absence of proof. If you read the  
13 statute and you accept the testimony, the only person whose here  
14 who can testify about what the conversation was in the cab, you  
15 have to dismiss this. That's all I'll say.

16 JUDGE: Thank you. Based upon the evidence  
17 presented, I find the following facts:

18 On February 26, 2017 at 2333 hours, Officer Edwards made  
19 contact with the Respondent, Mr. Sewlene, driving Desert Cab No.  
20 4063. The officer testified that he was in a location where he  
21 watched and saw cars heading down from departures, heading into  
22 the tunnel. The officer stated he was about 50-75 feet from the  
23 tunnel and he could see the downhill ramp.

24 So, then he noticed Mr. Sewlene driving Desert Cab No.  
25 4063, coming from the direction down the hill, into the tunnel.

1 The officer stated that he saw Mr. Sewlene's Desert Cab No. 4063  
2 loaded with passengers because the meter was engaged. Therefore,  
3 that told him that it was loaded.

4 The officer followed Mr. Sewlene onto or through the tunnel  
5 on to the 215 westbound to the I-15 northbound, exiting Flamingo,  
6 going eastbound on Flamingo, southbound on Las Vegas Boulevard to  
7 the Paris Hotel and Casino. That's where the stop was made. The  
8 officer then made contact with both the passenger and the driver  
9 at that time.

10 Under NRS 706.8846, it states, a driver shall not, under  
11 Subsection 3, take a longer route to the passenger's destination.  
12 There are two exceptions to that, I will get to them shortly.

13 In this situation, from T1 to the Paris Hotel, the most  
14 direct route was 3.5 miles, about 13 minutes. From T1, exiting  
15 T1 northbound on Swenson, westbound on Harmon, northbound on Las  
16 Vegas Boulevard to the Paris Hotel and Casino. The actual route  
17 that was taken was longer than the most direct route. Here it  
18 was approximately 7.5 miles, 12 minutes. From T1 to the Paris,  
19 it was through the tunnel, 215 westbound, I-15 northbound,  
20 exiting Flamingo, going eastbound on Flamingo, southbound on Las  
21 Vegas Boulevard to the Paris Hotel and Casino.

22 This Court also notes that under State's Exhibit A, there  
23 was a picture of the meter and it showed the distance of 7.6  
24 miles. 7.6 miles is longer than the most direct which would've  
25 been 3.5 miles.

1           So, there's two exceptions that would allow a driver to  
2 take a longer route to a passenger's destination. One being  
3 necessity and then another one being a specific request to do so  
4 by the passenger. Here under necessity, the officer stated there  
5 was no road closure, there was no detour. There was nothing that  
6 forced Mr. Sewlene to go onto the freeway.

7           The officer was questioned about when did he take that  
8 route, because he actually drove that route and the officer  
9 stated it was about 10:45 to 11:00. He also had driven Swenson  
10 and Paradise and the officer stated there was no accident there.

11           What this Court heard from Mr. Sewlene was that he heard  
12 something on the radio saying, hey there's an accident and the  
13 accident is located on Swenson and Tropicana and therefore,  
14 there's heavy bumper to bumper traffic. There was heavy traffic.

15           This Court was looking for something more. This Court  
16 didn't see that there was an accident, that it closed the  
17 roadways. Instead, when asked of Mr. Sewlene, did he know that  
18 there was an actual accident, did he witness it? Meaning, did he  
19 see the road closures, did he go and witness it and he stated, no  
20 he did not, he heard it on the radio.

21           Therefore, I do not believe that necessity applies. When  
22 it comes down to a specific request to do so by the passenger, I  
23 heard testimony from Mr. Sewlene and he said that there as a man  
24 and a woman in his cab. He believed they might be husband and  
25 wife. That what they ended up doing was, they got in and he

1 engaged the meter. He asked, how's your day, how's your flight,  
2 where are you going and the passenger stated, Paris.

3 That's when supposedly the passenger had heard of the  
4 accident off of Swenson and Tropicana and that's when the  
5 passenger said, I know Las Vegas, there's always an accident,  
6 always traffic, I've been here 20x to Las Vegas. I know the  
7 price, take the freeway.

8 This Court was looking for something to show that this  
9 route was requested by the passenger. I didn't see any kind of  
10 evidence that it was shown, that the passenger chose this route.  
11 Instead, what I have in front of me is a voluntary statement,  
12 signed and dated by Jacinda Miller. Which shows completely the  
13 opposite. It was dated February 26, 2017. When asked, did you  
14 specifically request the route that was taken to your  
15 destination? The answer was no. Did the driver inform you that  
16 the route being taken was longer than the most direct route? The  
17 answer is no. Did the driver convey or attempt to convey  
18 different route options to your destination, the answer was yes.  
19 Did the driver use or attempt to use the highway? The answer is  
20 yes. Is there anything else you wish to add? The answer was  
21 yes, driver never told us that the route he took would be longer  
22 and I asked to get—I asked to get the fastest route.

23 Now, when it came down to, I asked to get the fastest  
24 route, there's no indication that the freeway was chosen by the  
25

1 passenger. Instead, when asked specifically, did you request the  
2 route that was taken to your destination, the answer was no.

3 Therefore, I do not believe that the second exception,  
4 which was specific request by a passenger has been satisfied. I  
5 do believe the State has met its burden under NRS 706.8846.  
6 State, what is the fine?

7 STATE: \$100.00.

8 JUDGE: Okay. Mr. Sewlene, that will be \$100.00.

9 You may go across the way, pay it, second floor. Thank you. Off  
10 the record.

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**CERTIFICATE OF TRANSCRIPT**

I, Jaime Caris, as the Official Transcriber, hereby certify that the attached proceedings before the Judge,

In the matter of:

Nevada Taxicab  
Authority,


vs.

TRIAL: 170226-043

Wondwosen Sewlene

were held as herein appears and that this is the original transcript thereof and that the statements that appear in this transcript were transcribed by me to the best of my ability.

I further certify that this transcript is a true, complete and accurate record of the proceeding that took place in this matter on April 25, 2017.



---

May 18, 2017



**Nevada Taxicab Authority**  
**State of Nevada - Business and Industry**

2090 E. Flamingo Road Suite 200  
Las Vegas Nevada 89119  
Telephone (702) 668-4029 • Fax (702) 668-4001  
<http://taxi.nv.gov>

**NOTICE OF HEARING**

DATE OF FILING 05-12-17 DATE OF HEARING BY HEARING OFFICER:  
NAME Sewlene Wondwosen 04-26-17  
PERMIT # 032158 DATE OF HEARING WITH THE T.A. BOARD MEMBERS:  
PHONE # 7.20.17  
ADDRESS \_\_\_\_\_ ZIP CODE \_\_\_\_\_

**IF YOU HAVE A CHANGE IN ADDRESS, NOTIFY THE NEVADA  
TAXICAB AUTHORITY OFFICE IMMEDIATELY**

NAME OF ATTORNEY Bob Winner  
ADDRESS OF ATTORNEY \_\_\_\_\_  
ATTORNEY PHONE # \_\_\_\_\_, do hereby request an appeal of the:

- Administrative Hearing Decision
- Denial of Application for Driver Permit
- Other

**OFFICE USE ONLY**

You will need to notify the Administrative Investigator if you wish to go forward with your appeal.

FINAL DECISION \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

BOARD DECISION \_\_\_\_\_ DATE OF DECISION \_\_\_\_\_ UPHeld \_\_\_\_\_ DENIED \_\_\_\_\_ MODIFIED \_\_\_\_\_



**Nevada Taxicab Authority**  
**State of Nevada - Business and Industry**

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<http://taxi.nv.gov>

**APPEAL TO TAXICAB AUTHORITY BOARD**  
**APPELLANT'S CONTACT INFORMATION**  
(Form 1)

Name: Wendy Susan Sewlone

Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

Attorney Name (if applicable): Robert Winner

Attorney Address: 4675 Wynn Rd.  
Las Vegas NV 89103

Attorney Telephone Number: 702.789-5060

Attorney Email Address: raw@winnerlawlltd.com

**\*\*NOTE\*\***

***It remains the Appellant's responsibility to update his or her information with the Taxicab Authority. Failure to provide updates may delay the appeal process.***





**Nevada Taxicab Authority**  
**State of Nevada - Business and Industry**

2090 E. Flamingo Road Suite 200  
Las Vegas Nevada 89119  
Telephone (702) 668-4029 • Fax (702) 668-4001  
<http://taxi.nv.gov>

**RESPONDENT'S APPEAL TO THE TAXICAB AUTHORITY BOARD**  
**PURSUANT TO NAC 706.975**  
**(Form 2)**

I, Wondwosen Sewlene, permit number, 032158, do hereby appeal the final decision made by the Hearing Officer pursuant to NRS 706.8822 in the following case:

Citation No.: 8-00057405

Event No.: 170226-043

List Statutory Violations: NRS 706.8846(3)

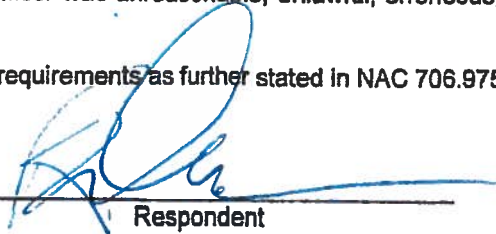
Fine(s) imposed/Decision(s) Made: \$100 trial/guilty

My reason for my appeal is as follows:  
Decision arbitrary/capricious, against  
the great weight of evidence

I understand filing an appeal means submitting **both the appeal paperwork and a non-refundable certified transcript fee of \$2.50 per audio minute**. Both the paperwork and fee must be submitted to the Taxicab Authority Office within 30 calendar days following the Hearing Officer's decision. The Taxicab Authority Office is located at 2090 East Flamingo Road, Suite 200, Las Vegas, Nevada 89119, and open Monday through Friday during regular business hours. Failure to timely submit my appeal paperwork along with transcript fee may result in the Board denying my appeal.

I further understand that this appeal may be denied if I fail to provide sufficient reason(s) to support how the final decision made by the Hearing Officer was unreasonable, unlawful, erroneous, or not in conformity with the law.

Lastly, it is my responsibility to comply with all requirements as further stated in NAC 706.975.

  
Respondent



**Nevada Taxicab Authority  
State of Nevada - Business and Industry**

2090 E. Flamingo Road Suite 200  
Las Vegas Nevada 89119  
Telephone (702) 668-4029 • Fax (702) 668-4001  
<http://taxi.nv.gov>

**APPEAL TO TAXICAB AUTHORITY  
BOARD - WAIVER  
(Form 3)**

I, Wondwosen Sewlene having been heard before the Taxicab Authority Hearing Officer on 4/25/17, hereby authorize the State of Nevada Taxicab Authority Board Members to hear testimony regarding my criminal history including but not limited to, F.B.I. Records, Nevada Criminal History Records and Las Vegas Metro SCOPE in order to facilitate my appeal to the Board.

[Signature]  
Respondent

\_\_\_\_\_  
NV Driver's License No.

5/12/17  
Date

Barbara A. Yuleb  
Taxicab Authority Witness Signature

5-12-17  
Date

8-00057405



In the Justice Municipal Court of Court Case # <b>7/A</b>	<b>State of Nevada</b> Taxicab Authority Revision Date: March 2015	Citation Number: Accident Number: Event Number: <b>170226-040</b>
<input type="checkbox"/> Juvenile	Traffic/Misdemeanor/Citation Complaint	
<input type="checkbox"/> Traffic <input checked="" type="checkbox"/> Non-Traffic <input type="checkbox"/> Parking	<input type="checkbox"/> Accident <input type="checkbox"/> Warning Meter # _____	<input type="checkbox"/> School Zone <input type="checkbox"/> Construction Zone <input type="checkbox"/> Urban
	<input type="checkbox"/> Hazmat <input type="checkbox"/> S.T.E.P. <input type="checkbox"/> Rural	<input type="checkbox"/> Aircraft <input type="checkbox"/> Radar <input type="checkbox"/> Explain:
Travel Direction: North: <input checked="" type="checkbox"/> South: <input type="checkbox"/> East: <input type="checkbox"/> West: <input type="checkbox"/> Beat/Area: _____ Mile Marker: _____		
At Location: <b>TERMINAL 1 - PORTS</b>		
Weather Conditions: <b>FRR</b> Road Conditions: <b>DRY</b> Traffic: <b>MOD</b>		
Violation Date: <b>02/26/17</b> Day Code: <b>SUN</b>		Violation Time: <b>2333</b>
Issue Date: <b>02/26/17</b>		Issue Time: <b>2345</b>
Defendant Type: Driver: <input checked="" type="checkbox"/> Passenger: <input type="checkbox"/> Pedestrian: <input type="checkbox"/> Other: <input type="checkbox"/>		
Explain Other: _____ Had Been Drinking: Yes: <input type="checkbox"/> No: <input checked="" type="checkbox"/> Unk: <input type="checkbox"/> Test Type: PBT: <input type="checkbox"/> Blood: <input type="checkbox"/> Breath: <input type="checkbox"/> UA: <input type="checkbox"/> Drugs Suspected: _____ Results: _____ %		
THE UNDERSIGNED CERTIFIES AND SAYS THAT IN THE STATE OF NEVADA, CITY/COUNTY		
Name (Last, First, Middle): <b>SEWELINE, WONDWOS EN B</b>		SSN: _____ TA: <b>032158</b>

Vehicle has current proof of insurance? <input type="checkbox"/> Yes <input type="checkbox"/> No		Expiration Date of Insurance Card: _____	
DID OPERATE THE FOLLOWING VEHICLE/ MOTOR VEHICLE AT THE ABOVE LISTED LOCATION			
Commercial Vehicle: <input type="checkbox"/>	US DOT #: _____	VIN# <b>NPE2YAF76H340463</b>	
Vehicle License: <b>330-340</b>	Lic # <b>7017796</b>	Model Year: <b>2017</b>	Type: <b>MULTI</b>
Registered Owner: <input type="checkbox"/> Same <b>DESERT (4063)</b>	Address: <b>41675 WYNN</b>		
DID THEN AND THERE COMMIT THE FOLLOWING OFFENSE(S)			
1. Violation: <b>706-8846(3)NOC</b>	<input type="checkbox"/> NRS	<input type="checkbox"/> CFR	<input type="checkbox"/> County Code <input type="checkbox"/> Municipal Code
Description: <b>LONGER ROUTE THAN NECESSARY - DRIVER TOOK THE FREEWAY W/O CONSENT. \$26.27 on the meter</b>	Posted Speed: _____	Actual Speed: _____	Cited Speed: _____
To Wit: _____	_____		
NO BAIL: <input type="checkbox"/>	Bail Amount: _____	Admin Assessment: _____	Facility Assessment: _____
Total: _____			
2. Violation: _____	<input type="checkbox"/> NRS	<input type="checkbox"/> CFR	<input type="checkbox"/> County Code <input type="checkbox"/> Municipal Code
Description: _____	_____		
To Wit: _____	_____		
NO BAIL: <input type="checkbox"/>	Bail Amount: _____	Admin Assessment: _____	Facility Assessment: _____
Total: _____			
Las Vegas Justice Court 200 Lewis 2nd Floor Las Vegas, Nv. 89101 702-671-3116 [ ]	Las Vegas Municipal Court 200 Lewis 2nd Floor Las Vegas, Nv. 89101 702-229-6509 [ ]	North Las Vegas Municipal Court 2332 NLV Blvd. North Las Vegas, Nv. 89030 702-633-1130 [ ]	Henderson Municipal Court 243 S. Water St. Henderson, Nv. 89015 702-565-2075 [ ]
Taxicab Authority Administrative Hearing 2080 E. Flamingo Rd. #114 Las Vegas, Nv. 89119 702-668-4000 [ ]			
I certify (or Declare) that I have reasonable grounds/probable cause to believe and do believe that above named person committed the above infraction(s) and/or offense(s) contrary to law.			
Officer/Complainant PRINTED Name: <b>Stafford Edwards</b>	Office/Complainant's Signature: <i>Stafford Edwards</i>	I.D.# <b>565</b>	
Court: <b>7/A</b>	Phone: <b>8-4005</b>		
Address: <b>2080 E FLAMINGO suite 114, LV, NV 89119</b>			
You are hereby ordered to appear on to answer the above charge(s) Date: <b>MARCH 14, 2017</b> Time: <b>3:00 am</b>			
Without admitting having committed each of the above offense(s), I hereby promise to respond as directed on this notice and waive my right to be taken immediately before a magistrate (NRS 484.799 and NRS 484.803)			
Defendants Signature: <b>X</b>	<input type="checkbox"/> Interpreter Needed Language: _____	<input checked="" type="checkbox"/> Court Mandatory	Total Bail: \$ _____
Failure to comply with this complaint or future dates relating to this complaint will constitute a separate offense.			

**DISCOVER RECEIVED**  
 BY: *[Signature]*  
 DATE: **14/3/17**

STATE'S EX. A

# STATE OF NEVADA TAXICAB AUTHORITY ADMINISTRATIVE CITATION REPORT



## GENERAL INFORMATION

Event #  Type of Report

Specific Crime (separate by semi-colons)

# of Arrestees  Other Agency Name & Case #

Citation #  Connecting Reports?

Physical Address of Incident, City, State, Zip

Occurred on date  Time

Report taken date  Time

Reporting Officer Name and P #

Reporting Officer Signature *Stafford Edwards # 565*

Date of signature

Supervisor Approving Report Signature *[Signature] Case #452*

Date of signature **RECEIVED**  
**FEB 28 2017**  
BY: *[Signature]*  
Not Applicable

- |                                | Yes                              | No                    | Not Applicable        |
|--------------------------------|----------------------------------|-----------------------|-----------------------|
| Prosecution?                   | <input checked="" type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Can suspect be named?          | <input checked="" type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Can suspect be located?        | <input checked="" type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Can suspect be described?      | <input checked="" type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Can suspect be identified?     | <input checked="" type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Does victim wish to prosecute? | <input checked="" type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Long Hauling?                  | <input checked="" type="radio"/> | <input type="radio"/> | <input type="radio"/> |

# PERSONS

EVENT #  # (LIST VICTIMS 1st)

Involvement  Veh #  TA Permit Number

Statement Obtained:  Yes  No Can I.D. Suspect  Yes  No Cab Driver  Yes  No

Name (Last/First/Middle)

Date of Birth  Social Security Number

Race (NCIC Coding)  Sex  Ethnicity

Height (i.e., 5'11")  Weight (i.e., 180)  Hair

Eyes  OLN # & State

Home Address

Business Address

Residence Phone  Work Phone  E-Mail

# SUSPECT INFORMATION

SCOPE ID #  TA Permit #

# (SUSPECT)  Cab Driver  Yes  No Statement Obtained:  Yes  No

Cab Company  Cab #

Name (Last/First/Middle)

Age or Date of Birth  Social Security Number

Race (NCIC Coding)  Sex  Ethnicity

Height (i.e., 5'11")  Weight (i.e., 180)  Hair

Eyes  OLN # & State

Home Address

Business Address

Residence Phone  Business Phone

Last Seen Wearing

Armed? If Yes, make, model & weapon type

# VEHICLE

Event #	170226-043				
# Vehicle	1	Suspect or Victim	Suspect		
Cab Company	Desert Cab	Cab #	4063		
Vehicle Year	2016	Make (VMA)	Hyundai	Model (VMO)	Sonata
License # (LIC)	33G 340	State (LIS)	NV	Lic. Type (LIT)	sunset
Lic. Year (LIY)	2017	VIN	5NPE24AF76H340463		
Color 1 (top)	Multi	Color 2 (bottom)	Multi	Color 3 (middle)	
Description	4-door	Cab Wrap Description			
Owner	<input checked="" type="radio"/> Registered <input type="radio"/> Legal				
Owner's Name or Firm	Desert				
Address - #, Street, Apt., City, State, ZIP	Desert - 4675 Wynn Road, Las Vegas, NV 89103				
Date of Birth		Social Security #			
Residence Phone		Business Phone	702-386-6133		
Towed or Released:		Tow Company			
Released to (name, ID, phone #) and other notes					

Event #

170226-043

Narrative

On February 26, 2017 at approximately 2333 hours, I was positioned at McCarran International Airport Terminal 1 (5757 Wayne Newton Drive, Las Vegas, NV 89119), in my unmarked patrol vehicle, when I observed and followed, with a clear and unobstructed view, Desert Cab # 4063, loaded with passengers, enter the Airport Connector, then I -215 W, then 1-15 N, to eastbound Flamingo, to southbound Las Vegas Blvd, to The Paris Hotel and Casino (3655 S Las Vegas Blvd, Las Vegas, NV 89109).

Upon observing this, I performed a traffic stop on said cab at said location, and observed \$26.27 on the meter. I made contact with the driver who I identified as Sewlene, Wondwosen B through his Nevada Driver's License and Taxicab Authority Permit # 032158. I spoke with the passenger who informed me that said driver did not inform her, that the route taken on the freeway was longer. Said passenger filled out a Voluntary Statement, and I cited the driver.

Sewlene was cited for,  
(1) NRS 706.8846(3)- Longer route than necessary.

Investigator S. Edwards # 565

*Staffed Edwards # 565*



NEVADA TAXICAB AUTHORITY  
COMPLIANCE ENFORCEMENT DIVISION

VOLUNTARY STATEMENT

EVENT NUMBER 170226-043 DATE OF EVENT 02/26/17  
SUBJECT TAXICAB COMPANY/NUMBER DESERT 4063  
DATE/TIME OF TAXICAB RIDE 02/26/17 / 2335  
RIDE ORIGIN TERMINAL  
RIDE DESTINATION PARIS  
FARE AMOUNT (if applicable) \$26.27

NAME OF VICTIM (last, first) Jacinda Miller  
TELEPHONE # (REQUIRED) \_\_\_\_\_  
CITY/STATE Lincoln, Nebraska

VICTIM QUESTIONS (please check appropriate response)

- Did you specifically request the route that was taken to get to your destination? YES \_\_\_ NO
- Did the driver inform you the route being taken was longer than the most direct route? YES \_\_\_ NO
- Did the driver convey or attempt to convey different route options to your destination? YES  NO \_\_\_
- Did the taxicab driver utilize or attempt to utilize the highway? YES  NO \_\_\_

Is there anything else that you wish to add? YES  NO \_\_\_ (if yes, please explain)

Driver never told us the route he took would be longer. I asked to go the fastest route.

Jacinda Miller  
SIGNATURE OF VICTIM DATE 02-26-17

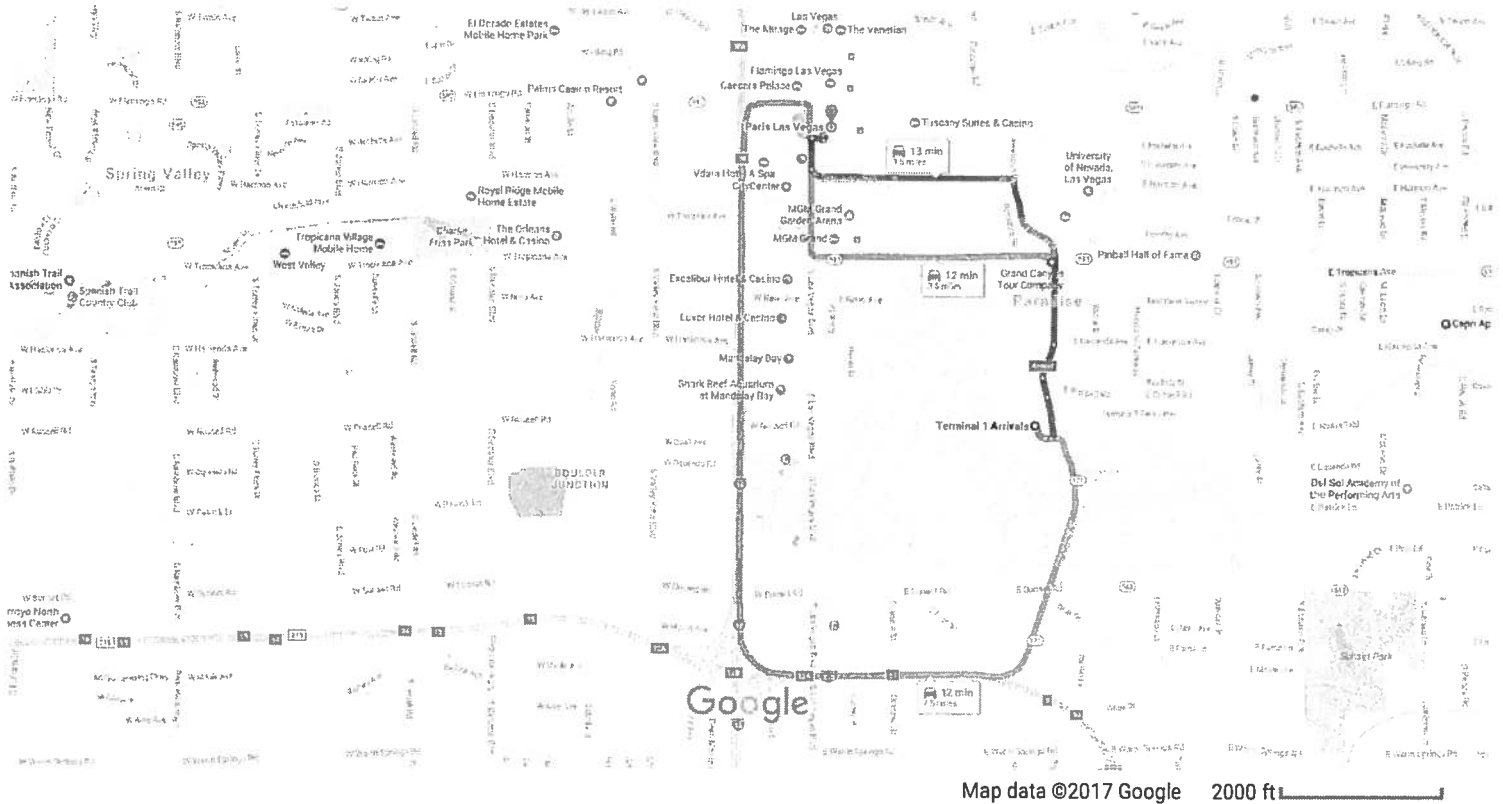
Stuart Edmund #565  
SIGNATURE OF WITNESS/OFFICER DATE 02/26/17





Terminal 1 Arrivals, Las Vegas, NV 89119 to Paris Las Vegas Drive 3.5 miles, 13 min

MOST DIRECT ROUTE



### Terminal 1 Arrivals

Las Vegas, NV 89119

Get on Swenson St/Wayne Newton Blvd from Terminal 1 Arrivals, Wayne Newton Blvd and Exit Airport

- ↑ 1. Head southeast on Terminal 1 Arrivals toward Terminal 1 Short Term Parking 2 min (0.7 mi)
- ↶ 2. Use the left lane to turn slightly left to stay on Terminal 1 Arrivals 0.1 mi
- ↶ 3. Turn left to merge onto Wayne Newton Blvd 190 ft
- ↷ 4. Use the right 2 lanes to turn slightly right to stay on Wayne Newton Blvd 0.3 mi
- ↶ 5. Use the right 2 lanes to take the ramp to Swenson St/Tropicana Ave 0.1 mi
- ↶ 6. Use the right 2 lanes to take the ramp to Swenson St/Tropicana Ave 0.2 mi

Follow Swenson St and E Harmon Ave to Paris Dr

- ↶ 6. Merge onto Swenson St/Wayne Newton Blvd 12 min (2.6 mi)
- ⓘ Continue to follow Swenson St 1.1 mi

↩ 7. Use the left 3 lanes to turn left onto E Harmon Ave

1.3 mi

➡ 8. Turn right onto S Las Vegas Blvd

0.2 mi

**Drive to Paris Dr**

➡ 9. Turn right onto Paris Dr

1 min (0.1 mi)

↩ 10. Keep left to stay on Paris Dr

410 ft

236 ft

**Paris Las Vegas**

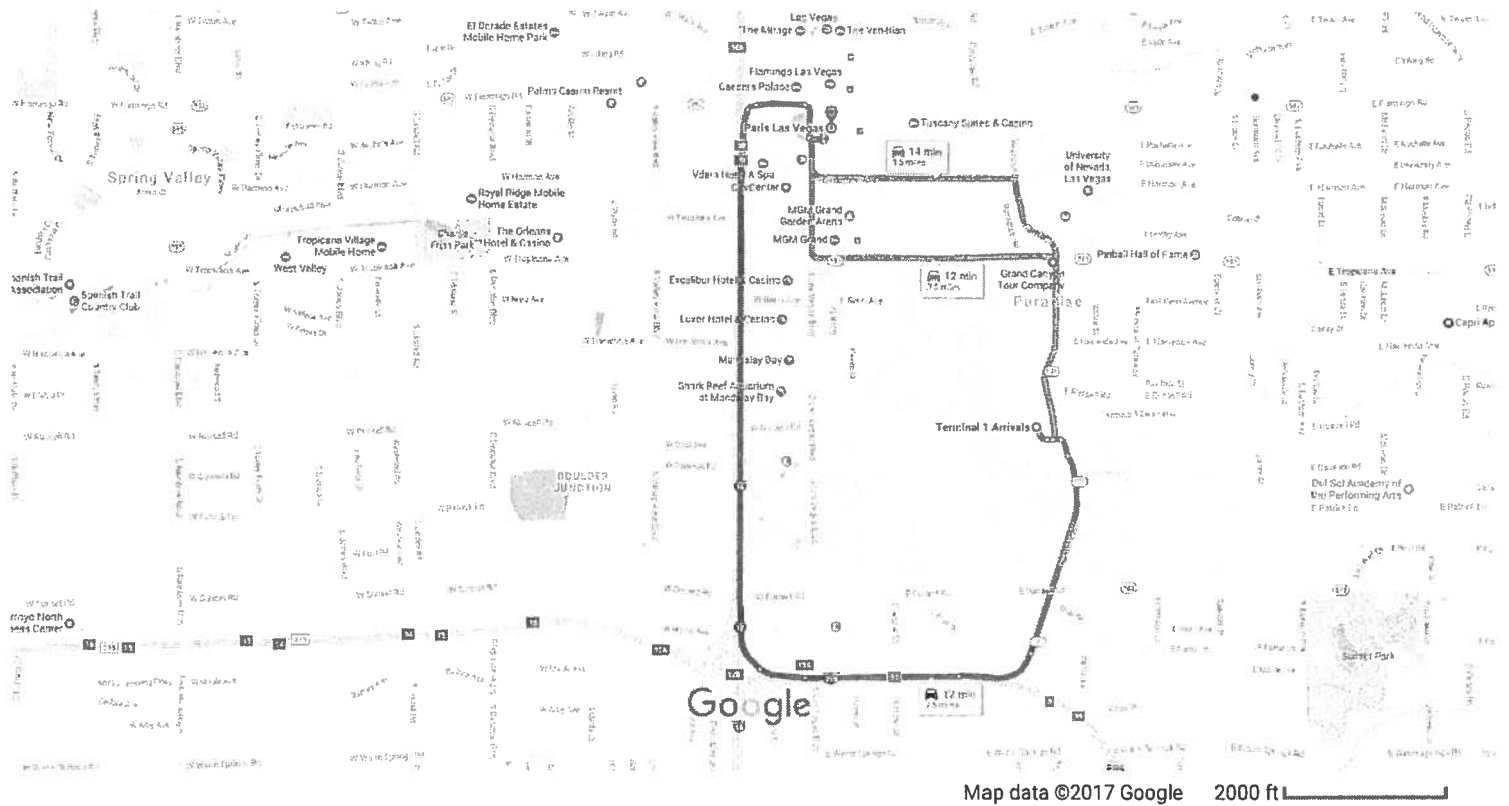
3655 S Las Vegas Blvd, Las Vegas, NV 89109

These directions are for planning purposes only. You may find that construction projects, traffic, weather, or other events may cause conditions to differ from the map results, and you should plan your route accordingly. You must obey all signs or notices regarding your route.



# Terminal 1 Arrivals, Las Vegas, NV 89119 to Paris Las Vegas Drive 7.5 miles, 12 min

ROUTE DRIVER TOOK



## Terminal 1 Arrivals

Las Vegas, NV 89119

Get on I-215 from NV-171

- ↑ 1. Head southeast on Terminal 1 Arrivals toward Terminal 1 Short Term Parking 4 min (2.1 mi)
- ↘ 2. Use the right lane to turn slightly left to stay on Terminal 1 Arrivals 0.1 mi
- ↑ 3. Continue onto Flight Path Ave 190 ft
- ↗ 4. Use the 2nd from the right lane to turn slightly right toward NV-171/Paradise Rd 262 ft
- ↗ 5. Use the left 2 lanes to take the ramp onto NV-171/Paradise Rd 0.1 mi
- ⓘ Continue to follow NV-171 1.3 mi
- ↘ 6. Keep right at the fork, follow signs for I-215 W/Las Vegas and merge onto I-215 0.5 mi

Continue on I-215. Take I-15 N to Dunes Rd/W Flamingo Rd in Paradise. Take exit 38 from I-15 N

5 min (4.8 mi)

- 7. Merge onto I-215 1.0 mi
- 8. Use the right lane to take exit 12A for I-15 N toward Las Vegas 0.3 mi
- 9. Keep right at the fork and merge onto I-15 N 3.2 mi
- 10. Take exit 38 for Flamingo Road 0.3 mi
- 11. Keep right at the fork, follow signs for East Flamingo Road/E Flamingo Rd E and merge onto Dunes Rd/W Flamingo Rd 348 ft

Continue on Dunes Rd/W Flamingo Rd. Take S Las Vegas Blvd to Paris Dr

- 12. Merge onto Dunes Rd/W Flamingo Rd 4 min (0.7 mi)
- 13. Use the right 2 lanes to turn right onto S Las Vegas Blvd 0.3 mi
- 14. Use the left 3 lanes to turn left onto Paris Dr 0.2 mi
- 15. Keep left to stay on Paris Dr 0.1 mi
- 236 ft

## Paris Las Vegas

3655 S Las Vegas Blvd, Las Vegas, NV 89109

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# Trip 950 Details

Driver: Wondwosen Sewlene  
Driver No.: 32158  
Shift Date: Feb 26

Start: 2/26/17 11:19 PM  
End: 2/26/17 11:33 PM  
Duration: 0h 14m

Fare \$26.27    Extras \$2.00    Voucher \$0.00    Subtotal \$28.27    Tax \$0.85    Tip \$0.00    Total \$29.12  
Paid Distance: 7.6 ml

Pickup / Drop Off   
Passengers: 1  
Wait Time: 00:03:34



Vacant

Fare \$

11:34 P

Time

Tariff

Back

Print Receipt

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