

1 **BEFORE THE STATE OF NEVADA TAXICAB AUTHORITY**

2
3 IN THE MATTER OF:)
4 **THE IMPLEMENTATION OF**)
5 **A TEMPORARY FUEL SUCHARGE**)

6 At a general session of the State of Nevada Taxicab Authority
7 held at the Taxicab Authority
8 1785 East Sahara Avenue #200
9 Las Vegas, Nevada 89104

10 **ORDER**

11 PRESENT: Ileana Drobkin, Chairman
12 Joshua Miller, Member
13 John G. Marushok, Member
14 Joseph P. Hardy, Jr., Member
15 Dennis Nolan, Member
16 Scott Davis, Deputy Attorney General

17 IT APPEARING THAT on the 5th day of April, 2011, a public hearing was held in the
18 above-entitled matter, in compliance with the provisions of the Nevada Open Meeting Law, the
19 Nevada Administrative Procedure Act, and Chapter 706 of the Nevada Revised Statutes
(NRS) and the Nevada Administrative Code (NAC), at which time all interested parties
appeared and were heard.

20 IT FURTHER APPEARING that the following parties moved to intervene: NELLIS CAB
21 COMPANY, DESERT CAB COMPANY, WESTERN CAB COMPANY, WHITTLESEA
22 BLUE/HENDERSON TAXI, YELLOW/CHECKER/STAR CAB COMPANIES, FRIAS HOLDING
23 COMPANY, A CAB, LLC, UNITED STEELWORKERS UNION, ITPE UNION, AND LUCKY
24 CAB COMPANY. Each of the moving parties was permitted to intervene.

25 IT FURTHER APPEARING that the Authority received proof regarding the circumstances
26 affecting the interests of the taxicab industry, drivers and customers in Clark County, and that

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

3 **FINDINGS OF FACT**

4 1. The Board recognizes the need for a fuel surcharge due to the recent increasing cost
5 of gasoline.

6 2. The Taxicab Authority Staff, appearing through Kelly Kuzik, recommended a twenty-
7 five cent (25¢) temporary fuel surcharge be placed on the initial drop to increase the amount
8 of the initial drop from a base of \$3.30 to \$3.55. Staff testified that it would be able to begin
9 the process of calibrating taximeters to the temporary surcharge on April 26, 2011.

10 3. Interveners supported a temporary fuel surcharge, but recommended that the
11 surcharge be placed on the metered mile rather than the initial drop.

12 4. After discussion, Member Miller made a motion that the Board approve a twenty-cent
13 (20¢) temporary fuel surcharge on the metered mile, to cover costs of fuel up to and including
14 \$4.45 per gallon. This motion also specified a base of \$3.25 for calculation only, and grants to
15 the Administrator the authority to remove the surcharge if the cost of fuel falls below \$3.25 per
16 gallon for a period of 30 consecutive days. This Motion was seconded by Member Nolan.

17 5. The Motion passed unanimously.

18 6. For purposes of this order, the cost of fuel shall be based upon the figures provided by
19 the United States Department of Energy, Energy Information Administration survey on Weekly
20 Retail Gasoline and Diesel Prices, Regular Grade – West Coast.

21 7. If any of the foregoing findings of fact is more properly deemed a conclusion of law, it
22 may be so construed.

23 **CONCLUSIONS OF LAW**

24 1. This matter was held in accordance with applicable Nevada Revised Statutes.

25 2. The Taxicab Authority has the authority to review and alter the rates, charges or fares
26 pursuant to NRS 706.8819(1)(a).

27 3. The area to be affected by the Order is Clark County.
28

1 4. The interests, welfare, convenience, necessity and well being of the customers of
2 taxicabs are better served by this Order.

3 5. If any of the foregoing conclusions is more appropriately construed a finding of fact, it
4 may be so construed.

5 **ORDER**

6 **IT IS HEREBY ORDERED** that the rates, charges and fares be increased as follows:

7 That a twenty cent (20¢) temporary fuel surcharge shall be added to the metered mile
8 for Clark County taxicabs. The temporary fuel surcharge may be reviewed if the cost of
9 regular unleaded fuel rises above \$4.45 per gallon. If the average price of regular unleaded
10 fuel drops below \$3.25 per gallon for thirty (30) consecutive days, the Taxicab Authority
11 Administrator is authorized to remove the surcharge.

12 **IT IS FURTHER ORDERED** that his Order will become effective beginning on April 26,
13 2011.

14 DATED this ____ day of April, 2011.

15 State of Nevada Taxicab Authority by:

16
17
18 _____
Ileana Drobkin, Chairman

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20
21 ATTEST:

Jan Rosenberg, Acting Administrator
Nevada Taxicab Authority