

BEFORE THE STATE OF NEVADA TAXICAB AUTHORITY

IN THE MATTER OF:

WHITTLESEA BLUE CAB AND
HENDERSON TAXI'S REQUEST FOR THE
ISSUANCE OF TEMPORARY
MEDALLIONS IN THE EVENT OF A
LABOR STRIKE IN ORDER TO SERVE
THE INTERESTS, WELFARE,
CONVENIENCE, NECESSITY, AND WELL-
BEING OF CUSTOMERS OF TAXICABS
AND TO PROVIDE CONTINUOUS
UNINTERRUPTED SERVICE TO THE
PUBLIC

ORDER

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

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

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

1. On October 25, 2012, a representative of Whittlesea Blue Cab and Henderson Taxi sent an Email to the Administrator of the Nevada Taxicab Authority stating, "[t]he Taxicab industry in Clark County is facing a possible emergency situation. The Frias Cab Companies and Yellow/Checker/Star have been involved in labor negotiations for some time. Presently there is considerable talk of a labor strike involving both groups. These companies operate 1,313 medallion plates combined. The alleged strike is scheduled to begin November 1. Whittlesea Blue Cab and Henderson Taxi believe that

1 our obligation to provide continuous, uninterrupted service to the riding public require
2 that we ask the Taxicab Authority to hold an emergency meeting to address the
3 possible allocation of temporary unrestricted medallions should there be a labor strike
4 at any or all of these companies. The Nevada Open Meeting Law requires a three day
5 notice posting for open meetings except during an emergency NRS 241.020 (2) and
6 (8). I would ask the Authority cover all bases and post a notice today for a hearing to
7 be held October 30 or 31 at the latest so that if medallions are allocated, the companies
8 who choose to share in the allocation may make arrangement to fill shifts.”
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- 10 2. On October 31, 2012, a public hearing was held regarding the above-entitled matter, in
11 compliance with the provisions of the Nevada Open Meeting Law, the Nevada
12 Administrative Procedure Act, Chapter 706 of the Nevada Revised Statutes (NRS), and
13 the Nevada Administrative Code (NAC), at which time all interested parties appeared
14 and were permitted to be heard.
- 15 3. The present circumstances constitute an emergency, pursuant to NRS 241.020.
- 16 4. The Taxicab Authority is authorized to allocate temporary additional medallions,
17 pursuant to NRS 706.88245, whenever circumstances require a temporary increase in
18 the number of taxicabs allocated, pursuant to NRS 706.8824.
- 19 5. The following filed Petitions to Intervene and all were permitted to intervene and be
20 heard: (1) Nellis Cab Company, (2) Desert Cab Company, (3) ITPE Union, (4) Lucky
21 Cab Company, (5) Deluxe Taxicab Service, (6) Ace Cab, Inc./ Union Cab Co./ A NLV
22 Cab Co./ Vegas-Western Cab, Inc./ Virgin Valley Cab Company, (7) Whittlesea Blue
23 Cab and Henderson Taxi, and (8) A Cab, LLC.
- 24 6. Intervenors were allowed to present argument and evidence regarding the need for
25 temporary additional medallions in the event of driver strike.
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1 7. Based upon the arguments, evidence and recommendations submitted by Intervenors,
2 the Nevada Taxicab Authority Board finds that in the event of a driver strike at the
3 Yellow/Checker/Star family of taxicab companies and/or the Frias family of taxicab
4 companies, additional taxicabs will be needed in order to serve the interests, welfare,
5 convenience, necessity and well-being of the customers of taxicabs.

6 THEREFORE, IT IS HEREBY ORDERED that within 24 hours after receiving
7 notification of a driver strike at either the Yellow/Checker/Star family of taxicab companies or
8 the Frias family of taxicab companies, the Taxicab Authority Board will attempt to convene an
9 emergency meeting to address the need for additional taxicabs, or, in the event that a quorum
10 of the Taxicab Authority Board is unable to convene within 24 hours, the Taxicab Authority
11 Administrator shall issue 30 temporary unrestricted medallions to each certificated taxicab
12 company to address the need for additional taxicabs.
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14 IT IS FURTHER ORDERED that the Taxicab Authority Administrator shall have the
15 authority to reduce the number of temporary medallions issued pursuant to this Order based
16 on his assessment of the degree of service disruption.
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18 IT IS FURTHER ORDERED that any temporary medallions allocated pursuant to this
19 Order will remain in effect until the cessation of all driver strikes at the Yellow/Checker/Star
20 family of taxicab companies and the Frias family of taxicab companies, or, the conclusion of
21 the November monthly meeting of the Taxicab Authority Board, whichever occurs sooner.

22 IT IS FURTHER ORDERED that pursuant to NRS 706.88245(2), any temporary
23 allocation of additional medallions must be apportioned equally among the certificate holders
24 in the area to be affected by the allocation.
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1 IT IS FURTHER ORDERED that any temporary medallions allocated pursuant to this
2 Order are subject to the terms and restrictions set forth in each taxicab company's certificate
3 of public convenience and necessity.

4 Dated this _____ day of November, 2012.

6 BY THE AUTHORITY:

8 _____
9 ILEANA DROBKIN
10 CHAIRWOMAN

11 ATTEST:

12 _____
13 CHARLES D. HARVEY
14 ADMINISTRATOR