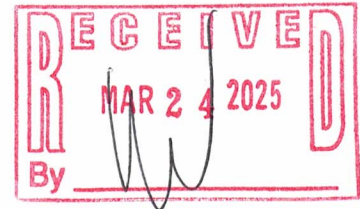


BEFORE THE STATE OF NEVADA TAXICAB AUTHORITY

IN THE MATTER OF THE APPLICATION OF)
DESERT CAB CO. TO ADJUST TAXICAB)
CHARGES TO INCLUDE A PASS-THROUGH)
SOFTWARE LICENSE CHARGE)
_____)



INTERESTED PARTY / PROPOSED INTERVENER IVSC IP LLC'S NOTICE AND PETITION FOR LEAVE TO INTERVENE IN THE AMENDED APPLICATION OF DESERT CAB CO. TO ADJUST TAXICAB CHARGES TO INCLUDE A PASS-THROUGH SOFTWARE LICENSE CHARGE

COMES NOW Interested Party and Proposed Intervener, IVSC IP LLC ("IVSC"), by and through its undersigned counsel, D. Neal Tomlinson, and hereby submits its Notice and Petition for Leave to Intervene ("PLTI"), pursuant to NAC 706.885(1)(d) and NAC 706.894, in the Amended Application of Desert Cab Co. to Adjust Taxicab Charges to Include a Pass-Through Software License Charge.

This PLTI is filed in good faith and is based on the direct and substantial interests of IVSC and the desire to participate in the above-referenced Amended Application as an intervener.

All notices, pleading documents and correspondence pertaining to this proceeding should be directed to the following individual:

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Counsel for IVSC IP LLC

FACTS

During the past six (6) or more years, pursuant to NRS 706.8836 et seq., the Nevada taxicab industry has utilized various software systems, devices and methods to improve taxicab service for the direct benefit of the riding public. The primary provider of many of these systems, devices and methods in Clark County is Kaptyn Nevada, LLC ("Kaptyn"), a company which creates scalable

1 transportation solutions that help solve many of the challenges and complexities of the industry.
2 Kaptyn licenses its systems to current Clark County certificate holders, such as Applicant Desert Cab
3 Co., and also to A-Cab Co., Yellow Cab, Checker Cab Co., Star Cab, New Cab, Deluxe Cab Co.,
4 Henderson Taxi, Whittlesea Blue Cab Co., Lucky Cab Co., Nellis Cab Co. and Western Cab Co.,
5 comprising 100% of the industry.

6 The systems, devices and methods described in five (5) patents issued by the U.S. Patent Office
7 are owned by IVSC, a third-party technology company. There are also five (5) pending related patent
8 applications presently being prosecuted by IVSC. The five (5) issued patents are as follows:

- 9 1. Issued U.S. Patent No. 9,037,852 – System and Method For Independent Control of For-
10 Hire Vehicles (issued May 19, 2015);
- 11 2. Issued U.S. Patent No. 11,200,755 – Systems and Methods for Pairing of For-Hire
12 Vehicle Meters and Medallions (issued December 14, 2021);
- 13 3. Issued U.S. Patent No. 11,615,649 (continuation of Patent No. 11,200,755) – Systems
14 and Methods for Pairing of For-Hire Vehicle Meters and Medallions (issued March 28,
15 2023);
- 16 4. Issued U.S. Patent No. 12,062,069 – Transaction and Communication System and
17 Method for Vendors and Promoters (issued August 13, 2024); and
- 18 5. Issued Patent No, 12,105,864 – Tamper Evident System for Modification and
19 Distribution of Secured Vehicle Operating Parameters (issued October 1, 2024).

20 In the course of licensing negotiations, IVSC has identified these patents to Kaptyn and asserts
21 they are being infringed by its customers, which are certificated taxicab operators in Nevada. Kaptyn,
22 on behalf of its taxicab operator customers, has negotiated and is prepared to enter into a third-party
23 licensing agreement with the patent holder, IVSC, which agreement would license technology which
24 IVSC asserts is infringed by the above-described issued patents. These technology systems touch
25 important aspects of the transportation services currently being provided in Clark County, and the
26 riding public is, and has been, directly benefitting from their use.

27 **LEGAL AUTHORITY**

28 The Nevada Taxicab Authority (“Authority”) has complete authority to regulate the taxicab
industry in Clark County. *See Lamb v. Mirin*, 90 Nev. 329, 526 P.2d 80 (1974). And the Nevada
Legislature (“Legislature”) created the Authority in NRS Chapter 706, which governs the operation
and regulation of motor carriers in the state. NRS 706.011 *et seq.*

1 Within Chapter 706, the Legislature articulated a “Declaration of Purpose” which, in part,
2 gives the Authority the general authority and duty to fully regulate taxicabs in Clark County in a
3 manner that promotes “. . . safe, adequate, economical and efficient service and to foster sound
4 economic conditions in motor transportation.” NRS 706.151(1)(c). As part of its specific authority,
5 the Authority is charged with determining the rates, charges or fares for taxicab service:

6 1. The Taxicab Authority shall conduct hearings and make final decisions in the
7 following matters:

8 (a) Applications to adjust, alter or change the rates, charges or fares for
9 taxicab service . . .

10 NRS 706.8819(1)(a) (emphasis added).

11 The Amended Application is further governed by NAC 706.909, applications for change of
12 rates or rules, which generally provides that such applications by any taxicab company to increase
13 any rate, fare or charge or rule or regulation resulting in any increase must submit certain data to the
14 Authority.

15 With respect to IVSC’s PLTI, NAC 706.885 provides that parties to proceedings before the
16 Authority may be classified as an intervener if permitted to intervene pursuant to NAC 706.894.
17 Under NAC 706.894(1), parties who are directly and substantially affected by the proceeding shall
18 serve notice on the Authority of their intention to intervene by submitting a clear and concise
19 statement, in writing, of the interest of the interested party / proposed intervener which outlines the
20 matters and things relied upon by the party as the basis for their request, together with a statement as
21 to the nature of evidence the applicant will present and the position the applicant will take. If the
22 Notice/PLTI shows direct and substantial interest in the subject matter of the proceeding or any part
23 thereof and does not unduly broaden the issues, the Authority may grant leave to intervene. *See* NAC
24 706.894(3).

25 DISCUSSION

26 The subject matter of the Amended Application, incorporated herein by reference within this
27 PLTI, which sets forth IVSC’s interest in this matter as the owner and holder of numerous technology
28 patents relating to the services currently being provided by Kaptyn to Applicant Desert Cab Co. and

1 the other certificated taxicab operators, clearly shows IVSC is directly and substantially affected by
2 this proceeding.

3 Further, Kaptyn has negotiated a proposed conditional license agreement between taxicab
4 operators and IVSC for the per trip patent royalty identified in the Amended Application which, if
5 approved by the Authority, would fully and finally resolve all potential patent royalty liability for all
6 the regulated taxicab operators. This would resolve liability under *all* the above listed patents, and the
7 related still-pending patent applications owned and held by IVSC. This includes resolution, without
8 any liability for further payment, of all past infringement. Therefore, based on the above, IVSC would
9 be a necessary party to the proposed negotiated conditional license agreement.

10 Finally, IVSC supports the Amended Application and, if approved, would agree to the
11 proposed negotiated conditional license agreement (attached to the Amended Application) and, as an
12 intervener, would present evidence to directly support not only the proposed negotiated conditional
13 license agreement, but also the Amended Application to include the information contained in NAC
14 706.909. These issues are squarely included in the Amended Application and therefore IVSC's
15 participation as an intervener would not broaden the issues in any way. IVSC also has extensive
16 historical knowledge of the transportation technology utilized by Nevada taxicab industry and is
17 positioned to provide the Authority with useful information relating to the substance of the Amended
18 Application.

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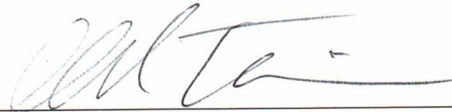
1 **CONCLUSION**

2 WHEREFORE, Interested Party / Proposed Intervener IVSC hereby requests:

- 3 1. That, pursuant to NAC 706.885 and NAC 706.894, this PLTI be granted to allow IVSC to
4 fully participate in this Amended Application as an Intervener; and
5 2. For any other such relief that may be just and proper under the circumstances presented.

6 DATED this 24th day of March, 2025.

7 IVSC IP LLC

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9 _____
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