

### Public Utilities Commission STATE OF CALIFORNIA

# CITATION FOR VIOLATION OF PUBLIC UTILITIES CODE

To: Diamond Driver Guy LLC File: TCP 46255-A

Attn: Adrian Chipres and Yvette Chipres Date: February 11, 2025

Citation: T.2025-02-004

Case: CSE-213

### **VIOLATIONS**

You are hereby cited with having violated sections of the Public Utilities Code (P.U. Code) and California Public Utilities Commission (CPUC) General Order (G.O.) as described below. These violations occurred during the period from July 1, 2024, through September 23, 2024.

- (1) Operated as a charter-party carrier without valid authority in violation of Pub. Util. Code Section 5371 and CVC 14602.9 [6 counts];
- (2) Advertised as a charter-party carrier without a valid authority in violation of Pub. Util. Code Section 5414.5 [3 counts];
- (3) Failed to enroll six (6) drivers in the Department of Motor Vehicles (DMV) Employer Pull Notice (EPN) Program in violation of Pub. Util. Code Section 5374(a)(1)(D), G.O. 157-E Part 5.02, and the California Vehicle Code (CVC) Section 1808.1 [6 counts];
- (4) Engaged six (6) employee drivers without workers' compensation insurance in violation of Pub. Util. Code Section 5378.1 [6 counts];
- (5) Failed to include pertinent information on a waybill in violation of Pub. Util. Code Section 5381 and General Order 157-E, Part 3.01 [1 count].

### **STATEMENT OF FACTS**

The above violations are documented in the attached Investigation Report, which consists of carrier's records and substantiating documents obtained from other sources.

### **RESPONSE**

TEB used the Penalty Assessment Methodology adopted in Resolution M-4846 and considered mitigating and exacerbating factors in setting the fine.

You are hereby called upon to answer this citation on or before March 3, 2025. By way of such answer, you may either:

- (1) Pay a fine of \$5,000.00 pursuant to P.U. Code Section 5378. (Submit your check or money order payable to California Public Utilities Commission using the attached *Citation Agreement*. Upon payment, the fine will be deposited in the State Treasury to the credit of the General Fund and the Commission staff will deem the matter closed, **or**
- (2) Contact the Supervisor below to make payment arrangements, or
- (3) Contest this Citation by filing an Appeal. See attached document "How to File an Appeal and Instructions for Filing a Notice of Appeal and Certificate of Service for a Citation Appeal."

If you fail to respond by March 3, 2025, you will be in default and will have forfeited your right to appeal the Citation. In addition, your operating authority will be immediately suspended and may be subsequently revoked pursuant to Resolution ALJ-187. The Commission may also act through a civil or criminal proceeding to recover any unpaid fine and ensure compliance with applicable statutes and Commission orders.

Rahmon Momoh

Rahmon Momoh, Program and Project Supervisor Consumer Protection and Enforcement Division Transportation Enforcement Branch Telephone number (415) 816-5754 E-mail address Rahmon.Momoh@cpuc.ca.gov

Attachments

File No.: TCP 46255-A

Citation: T.2025-02-004

Date: February 11, 2025

Case: CSE-213

### CITATION COMPLIANCE AGREEMENT

I (we) hereby agree to comply with this citation dated February 11, 2025, and herewith pay the fine of \$5,000.00.

| Adrian Chipres Yvette Dolores Diamond Driven , CA | •       |
|---|---------|
| (Signature)                                       | (Title) |
| (Date)  |         |

Payment (cashier's check or money order) should be made payable to *California Public Utilities Commission* and sent to:

California Public Utilities Commission Attn: Fiscal Office 505 Van Ness Avenue San Francisco, CA 94102-3298

#### **INVESTIGATION REPORT**

**CARRIER:** Diamond Driver Guy LLC dba Diamond Driver Guy

(California Secretary of State Entity# 202359917720)

Case: CSE-213

**OFFICERS:** Mr. Adrian Chipres, Owner

Mrs. Yvette Dolores Chipres, Owner

**AUTHORITY:** TCP 46255-A (Effective 11/15/2024)

PHONE/EMAIL:

**ADDRESS:** 



**VEHICLES:** 2

**DRIVERS:** 7

PL&PD

INSURANCE:

Policy#

Effective Date: 11/15/2024-11/15/2025

**WORKERS'** 

**COMPENSATION** 

**INSURANCE:** None

**DRUG** 

CONSORTIUM:

**REVENUE:** 2024: \$ (TCP Authority Effective 11/15/2024)

#### INTRODUCTION

On July 29, 2024, I was assigned to investigate the operations and practices of Diamond Driver Guy LLC dba Diamond Driver Guy (Diamond Driver Guy). This assignment came after the Transportation Enforcement Branch received a whistleblower complaint on July 19, 2024, alleging Diamond Driver Guy was operating without a TCP permit by taking reservations through their Instagram and Facebook pages and then sending drivers and Adrian to provide transportation without commercial insurance [Attachment 1].

#### **VIOLATIONS**

The investigation for July 29, 2024, through October 30, 2024, disclosed violations of the following provisions of the Public Utilities (Pub. Util.) Code and a Commission General Order (GO):

 Operated as a charter-party carrier without valid authority in violation of Pub. Util. Code Section 5371 and CVC 14602.9 [31 counts]

On September 23, 2024, driver (CDL: white Toyota Sienna van (License Plate: ) was impounded at Los Angeles International Airport (LAX) by Airport Police. The van was impounded for operating without a TCP permit, a waybill and an LAX Permit. The passenger, (2 adults, 1 six-year-old child) and her family were visiting from Australia and planned to visit Disneyland and Universal Studios. (2 travel agent had booked three trips through Diamond Driver Guy (9/23/24-LAX to Anaheim; 9/28/24-Anaheim to Hollywood; and 10/1/24-Hollywood to LAX). (2 provided the officer with a form showing the trip had been accepted by Diamond Driver Guy. She was to pay \$ directly to the driver (driver tip not included) [Attachment 2].

On October 9, 2024, I sent a Notice to Cease and Desist to Diamond Driver Guy and a request for records to include all waybills from July 1, 2024, to July 31, 2024, with a due date of October 16, 2024 [Attachment 3]. On October 25, 2024 (after the due date), I received Diamond Driver Guy waybills showing that at least 6 drivers drove in

| July 2                 | 024 (  |
|------------------------|--|
|                        | ) [Attachments 2, 4 and Table 1].  |
| •                      | Advertised as a charter-party carrier without a valid authority in violation of Pub. Util. Code Section 5414.5 [3 counts]  |
|                        | On October 9, 2024, I found Diamond Driver Guy advertising without a valid   |
| author                 | rity on their website www.   |
| April                  | 9, 2023) and Instagram (Instagram, Date joined: March 2023) [Attachment 5].  |
| Diamo                  | ond Driver Guy's TCP permit (TCP 46255-A) was not effective/active until   |
| Nover                  | mber 15, 2024.   |
| •                      | Failed to enroll six (7) drivers in the Department of Motor Vehicles (DMV) Employer Pull Notice (EPN) Program in violation of Pub. Util. Code Section 5374(a)(1)(D), G.O. 157-E Part 5.02, and the California Vehicle Code (CVC) Section 1808.1 [7 counts] |
|                        | A search of the DMV EPN System on October 9, 2024, showed that the only  |
| driver                 | enrolled under EPN requestor code was Adrian Chipres, Owner, CDL:  |
|                        | (Enrolled on July 25, 2024) [Attachment 6]. The driver observed at LAX on  |
| Septer                 | mber 23, 2024 ( , CDL: ) operated while not  |
| being                  | enrolled under EPN requestor code [Attachment 2, 6 and Table 1].   |
|                        | On October 25, 2024, I received Diamond Driver Guy waybills showing that at least 6  |
| driver                 | s drove in July 2024 while not being enrolled under EPN requestor code (   |
|                        | ) [Attachments 2,  |
| <b>4</b> , <b>6</b> aı | nd Table 1].   |
| •                      | Engaged six (6) employee drivers without workers' compensation insurance in violation of Pub. Util. Code Section 5378.1 [6 counts]   |
|                        | The driver observed at LAX on September 23, 2024 (   |
|                        | ) operated without workers' compensation coverage [Attachment 2 and  |
| Table                  | 1]. The waybill records received from Diamond Driver Guy show  |
|                        | and also drove on multiple dates in July 2024  |
|                        |  |

without workers' compensation coverage [Attachment 4 and Table 1].

# • Failed to include pertinent information on a waybill in violation of Pub. Util. Code Section 5381 and General Order 157-E, Part 3.01 [1 count]

My review of Diamond Driver Guy's waybills disclosed that it lacked the following information as required by G.O. 157-E, Part 3.01: [Attachment 4]:

- 1. TCP number.
- 2. Vehicle license plate number.
- 3. Driver's name.
- 4. Name and address of the person requesting or arranging the charter.
- 5. Time and date when the charter was arranged.
- 6. Whether the transportation was arranged by telephone, written contract, or electronic communication.

Table 1
Diamond Driver Guy Waybills July 1-July 31, 2024 and 9/23/2024 (LAX Impound)

| Driver &<br>CDL#                  | EPN<br>Enrolled | Dates trips were conducted   | Number of<br>Days | Workers' Compensation Coverage |
|-----------------------------------|-----------------|--|-------------------|--------------------------------|
| Adrian<br>Chipres,<br>Owner, CDL: | Yes             | 7/1/2024, 7/3, 7/4,<br>7/5, 7/6, 7/7, 7/8,<br>7/9, 7/10, 7/11,<br>7/12, 7/13, 7/14,<br>7/15, 7/16, 7/17,<br>7/18, 7/19, 7/20,<br>7/21, 7/22, 7/23,<br>7/24/2024                | 23                | N/A                            |
| CDL:                              | No              | 9/23/2024<br>(Impound at LAX)  | 1                 | No                             |
| , CDL:<br>Not Provided            | No              | 7/2/2024, 7/3, 7/5,<br>7/6, 7/7, 7/8, 7/9,<br>7/10, 7/12, 7/13,<br>7/14, 7/15, 7/16,<br>7/17, 7/20, 7/22,<br>7/25, 7/26, 7/27,<br>7/28, 7/29,<br>7/31/2024                     | 22                | No                             |
| CDL: Not<br>Provided              | No              | 7/1/2024, 7/2, 7/3,<br>7/4, 7/5, 7/6, 7/7,<br>7/9, 7/11, 7/12,<br>7/13, 7/14, 7/16,<br>7/17, 7/18, 7/20,<br>7/22, 7/24, 7/25,<br>7/26, 7/27, 7/28,<br>7/29, 7/30,<br>7/31/2024 | 25                | No                             |
| ,<br>CDL: Not<br>Provided         | No              | 7/1/2024, 7/2, 7/3,<br>7/4, 7/5, 7/6, 7/9,<br>7/10, 7/12, 7/13,<br>7/15, 7/16, 7/17,<br>7/18, 7/20, 7/22,<br>7/23, 7/25, 7/27,<br>7/29, 7/31/2024                              | 21                | No                             |
| , CDL:<br>Not Provided            | No              | 7/1/2024, 7/2, 7/3, 7/4, 7/5, 7/6, 7/7,  | 29                | No                             |

|                        |    | 7/8, 7/9, 7/10,<br>7/11, 7/12, 7/13,<br>7/14, 7/15, 7/16,<br>7/17, 7/18, 7/19,<br>7/20, 7/22, 7/23,<br>7/25, 7/26, 7/27,<br>7/28, 7/29, 7/30,<br>7/31/2024 |     |    |
|------------------------|----|--|-----|----|
| , CDL:<br>Not Provided | No | 7/5/2024   | 1   | No |
| Total                  |    |  | 122 |    |

### **DECLARATION**

I have read the foregoing and know the contents thereof. I declare under penalty of perjury that the foregoing is true and correct, except as to those matters stated on information and belief, and to those matters, I believe to be true.

| Executed on February 11, 2025, in Lo                 | os Angeles, California. |
|--|-------------------------|
| Steve Esquerra<br>Steve Esguerra, TEB Enforcement An | nalyst                  |

### **List of Attachments**

| Attachment 1 | Whistleblower Complaint (7/17/2024)  |
|--------------|--|
| Attachment 2 | LAX Impound and Diamond Driver Guy "waybill" (9/23/2024) and travel arrangements – Australia |
| Attachment 3 | Notice to Cease and Desist and request for records (10/9/2024)                               |
| Attachment 4 | Diamond Driver Guy Waybills (7/1/2024-7/31/2024), sample and Table                           |
| Attachment 5 | Advertisements (Website, Facebook and Instagram)   |
| Attachment 6 | DMV EPN requestor code search (10/9/2024)  |

# **ATTACHMENT 1**





Safety and Enforcement Division

# **Whistleblower Complaints**

**Open Status Management»** 

### **Details of Complaint**

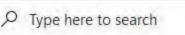
The Whistleblower has requested confidentiality -- do not distribute!!

### The following information about the Complaint was provided: Violations of CA Public Utilities Code Complaint Type: diamonddriverguy.com is a transportation company operating without a TCP permit. Yvette and Adrian are the owners. They take reservations through their instagram and facebook pages @ and Adrian himself provide transportation without commercail vehicles, TCP permit, nor a Commercial insurance policy for their passengers protection. They're pretty much running a ghost Allegations: | fake taxi service, you must contact them trough instagram or facebook to book. They mainly operate around Disneyland dealing with entire families which are exposed to tragedy in case of a major accident because the lack of proper insurance. If you contact local authorities and run a cover operation to book their services, you'll realize that those drivers mentioned don't have any legal vehicles nor operating permits!! Please help protect this Industry!! Witnesses: Evidence: on instagram www. Email: Keep Private: Yes Date Filed: 7/17/2024

The following files were uploaded in conjunction with this complaint. Click the hyperlink to open or save the documents. Replace http://eapps/uploads/ with https://ia.cpuc.ca.gov/whuploads/ to see/ view files

No files were uploaded!







































# **ATTACHMENT 2**



# Re: Trip Request

Yvette Chipres com>

Mon, Sep 23, 2024 at 10:25 AM

Hello, I am confirming 's trip for tomorrow.

Once you have your bags, you will walk out to arrivals level. You will see columns with letters and numbers on them. Whichever one you are near you will call/text your driver and they will drive right up. If you see NO PARKING signs around, your driver will not be able to stop there. Please make sure all your party is with you. Drivers only have a few minutes to get everyone before security comes around to give tickets.

Your driver will be . I will attach his information below.

You have a free 35 minute store stop included with your trip. Anything over that we will be adding a one time \$\bigset\$ charge to your ride (only applies to store stop).

You will pay the driver directly. Your card on file will NOT be charged. If you wish to use the card on file just let your driver know to charge the card (Applicable if you booked on the website).

The forms of payment accepted are as follows:

- -All major credit cards (+3% fee)
- -Cash
- -Zelle
- -Venmo
- -Apple Pay
- -Cashapp

If you have any more questions, I am happy to help. We look forward to meeting you and have a safe flight.





From: Sent: Tuesday, August 27, 2024 5:13:32 AM To: Yvette Chipres < com> Subject: Re: **Trip Request** Hi Yvette. has confirmed they have set up a What's App account that they can be contacted on whilst away - the number is -(the phone number is actually for 's husband If you could please update the phone number on their bookings that would be great. They have 3 bookings - on the 23rd Sept, 28th Sept & 1st Oct Thank You. Kathryn Kidd nnected Travel Operating Hours Monday to Friday 9am - 5pm (Evenings and Weekends by appointment) On Sat, Aug 17, 2024 at 3:08 AM Yvette Chipres .com> wrote: Thank you, . I have added all info I needed. No need to apologize these things happen. Once they have settled on a phone number please let me know and I can update on my end. All our drivers have WhatsApp, so if they can have that setup or however they plan to communicate. I will confirm with you a day before your trip with who and how to meet your driver. Confirmations will be sent between the hours of 10 AM to 6 PM PST. If you have any changes or updates, please feel free to reach out. We look forward to meeting family soon. Yvette Chipres Intake Specialist **Diamond Driver Guy** Email: Website: www From: Sent: Thursday, August 15, 2024 4:29 PM To: Yvette Chipres < Subject: Re: **Trip Request** Hi Yvette, Thank you for your email. Sorry there was some missing information, I thought I had included it all. Unfortunately my bank blocked my card when I made the first booking as they thought it was a possible fraudulent transaction and I am wondering if the flight information was deleted off the form when I put in the new credit card details. Anyway here is the information for all three bookings for (2 adults + 1 child aged 6). I have received the confirmations for the three bookings \*23rd Sept -\*28th Sept \*1st Oct -They will have 3 full size suitcases for their trips

At the moment the phone number on the bookings is mine but I should be able to give you the clients phone number by the end of next week. They are just working out which phone they will be using whilst overseas ( or her husbands). As soon as I have this information I will pass it onto you.

Please let me know if there is anything further you require.



Operating Hours Monday to Friday 9am - 5pm (Evenings and Weekends by appointment)

On Thu, Aug 15, 2024 at 5:55 AM Yvette Chipres <yvette@diamonddriverguy.com> wrote:

Hello , thank you for booking with us. My name is Yvette and I will be helping you today.

I am missing in coming flight number and airline. We need this to track for any early or delayed arrivals. I do see the booster seat request, so our driver will have that for the seat request, so our driver will have that for the seat request.

I also need the hotel in Anaheim they will be staying at when we pick them up from LAX. I see we will be taking them to The Garland from Anaheim.

Also, the phone number on file is that your phone number or 's?

If you have any questions, please feel free to ask. I am happy to help.

Yvette Chipres Intake Specialist







**DDG Meet your driver.jpeg** 2814K





### **Diamond Driver Guy**

Business chat

Book

View profile



### **Diamond Driver Guy**

Typically replies within a few hours
2.4K people like this
Transport service

Business chats and your privacy





Liked

Info

View profile

30 JUL 2024 AT 20:10

Hi - I am a travel agent based in Melbourne Australia. I have some clients heading over to Disneyland and Universal in September and wondered if I am able to pay in advance for their transfer or if they will need to pay the er on the day?



Book

View profile

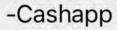
31 JUL 2024 AT 07:42

Hello thank you for reaching out. My name is Yvette and I will be helping you today.

We do hold a credit card on file when making a reservation, but payment is made to the driver after each trip.

The forms of payment accepted are as follows:

- -All major credit cards (+3% fee)
- -Cash
- -Zelle
- -Venmo
- -Apple Pay









## **Diamond Driver Guy**

**Business** chat

**Book** 

View profile



-Cashapp

23 SEP 2024 AT 15:19

Hi - can I please have someone contact me urgently

+

My clients are having major problems with their pick up driver at LAX

Thank you Kathryn

|   | PLOYEE'S REPO  |  | ngeles Department of Airports   | PR#   |  |
|---|--|--|---|---|--|
|   | e Occurred   | Subject:   | No Authority to Operate   | To:   |  |
|   | tember 23, 2024/ 1510  | 5411/55/1 PUC  | - No Authority to Operate   | L.A. City Attorney  |  |
| Date & Tim  | e of Report  | Location of Occurrence   |   |   |  |
| Sep   | tember 23, 2024 / 1756   | 380 World Way Lowe   | er Level B5   |   |  |
|   |  |  |   |   |  |
| Code:   | PR – Person Reporting Name & DOB   | W - Witness  | S - Suspect / Subject Address   | V Victim  |  |
| S   | Name & BOB   |  | Audress   | Phone No.   |  |
| w   |  |  |   |   |  |
| VV  |  |  |   | om  |  |
|   |  | -  |   |   |  |
|   |  |  |   |   |  |
| I ap<br>was<br>inac<br>any  | responded, "your law TCP numbers front or duct a commercial inspect opposite of the driver ( | and showed me the rear nor was there and ion on the vehicle.  and asked what iver Guy LLC. I was contacted the own irport permits. | enger entered the vehicle I asked the reservation form (see attack a airport permit displayed on the company he was working for able to look up the TCP number who stated they were in the further stated that he was company was unable to provide | stated that he process but did not hed). The vehicle did not e windshield. I decided to stated that he he process but did not have ntacted by the owner and |  |
| \$ Bas  | showed a reservation to be paid to the driver Disposition:  ed on my investigation, I        | er.<br>_ <u>.</u>  | Guy LLC for transportation to was providing transportation for  |   |  |
|   | C ride app services or PUC<br>Therefore, I cited<br>5411/5371 PUC -                          | authority.<br>for:<br>No Authority to operat   | te as a passenger carrier for-hi<br>ermit Required. (misdemeanor)   | re. (misdemeanor)   |  |
| I als   | o issued 3.2.1.1 - No autho<br>4.3 - Waybill re  | •  | plation notice for:   |   |  |
| with<br>1460  |  | in any such capacity scheduled to appear a   | because he'd used it to trans v. I placed a 30-day hold on at 8:30 am in Airport Branch   | the vehicle pursuant to   |  |
| I informed the OPG Tow Operator ( the secures an earlier release authorization. |  |  |   |   |  |
| I de  |  |  | s, as set forth in 14602.9(b) CV<br>PS and certified it's mailing with  |   |  |
| Reporting C   | Officer  | Serial No.   | Supervisor Approving  |   |  |
| Reporting C   | Officer  | Serial No  | Reviewed  |   |  |

#### **CONTINUATION SHEET**

Los Angeles Airport Police Page No. Subject Report No. 5411/5371 PUC - No Authority to Operate 2/2 y department issued body worn camera and is LOS ANGELES AIRPORT POLICE DIVISION CITY OF LOS ANGELES **NOTICE TO APPEAR** ☐ TRAFFIC MISDEMEANOR □ NONTRAFFIC 1 AM Day of Week 3.10 S**@**)TW⊤FS 's Responsibility Commercial Age
☐ Yes ► No 3 8 L1 Tuvenile CA School Grade Height BLK 5-7 180 O COMMERCIAL VEHICLE
(Veh. Code § 15210b) Veh. Llc. No. or VIN CA Body Style ☐ HAZARDOUS MATERIAL STEANA (Veh. Code § 353) 13708A WHT UNFILE Registered Owner or Lessee Same as Driver Address Same as Driver Correctable Violation (Veh. Code § 40610) Yes No Code and Section Booking Request Misdemeanor or Description Infraction (Circle) SYII/5371 PUC-NO AUTHORFTY TO OPERATE 171.02/6/AMC - PERMIT REO'D No Terassal Ve Continuation Area of Occ PAC Form Issued 380 Notes Way 40 BT loations not committed in my presence, declared on information and belief I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct. □ вк 🗆 к9 MTR DCE Name of Arresting Officer, If different from Citing Officer O APPEAR AT THE TIME AND PLACE X Signature ON THIS DATE; 10 /17 FOLLOW THE INSTRUCTION ON THE REVERSE, WHAT TO DO: CLERK'S OFFICE OF THE SUPERIOR COURT OR BELOW DIVISION. (An \* Indicates Night Court Available.) PHONE, NO: FOR ADULT LOCATIONS (EXCEPT AIRPORT COURT) IS (213) 742-6648
Alrport, 11201 South La Clenega Böulevard, Los Angeles, 90045 (Dept. (213) 742-6648
Alrport, 11201 South La Clenega Böulevard, Los Angeles, 90045 (Dept. (213) 742-6648
North Valley - San Fernando 91340
West-Valley Ticket Office, 9425 Penifield Avenue, Chatsworth, 91311
Van Nuys, 14400 Erwin Street Mail, 2<sup>rd</sup> Floor, Van Nuys, 91401 \*
Beverly Hills, 9355 Buthon Way Beyerly Hills, 90210
Metropolitian, 1945 South Hill Street, Los Angeles, 90007 \*
Long Beach, 415 Ocean Blvd. Long Beach, 90802 WHERE: ☐ To Be Notified JUVENILE: TO BE NOTIFIED BY THE PROBATION DEPARTMENT Read reverse side of this citation for additional information on contacting the Probation Department TO BE COMPLETED ON ALL JUVENILE VIOLATORS Juy's Cell Phone or Parent Cell No. □Juvenile Advised of 625 WIC Home Phone or Parent Cell No.

LAXPD FORM 04.50.00

NOTICE TO APPEAR FORM APPROVED: BY THE JUDICIAL COURT OF CALIFORNIA REV. (09-20-05) (Veh. Code § 40500(b), 40513(b), 40522, 40600; Pen. § 853.9)

COURT COPY (Green)

amond Driver Guy has accepted your appointment



# Your appointment has been accepted.

Monday, September 23, 2024

LAX to Anaheim Passenger: (2 adults, 1 child)

Diamond Driver Guy

Pick Up: Arrival Flight - FJ810 12:55pm

Drop Off: Hyalt House Anaheim Resort / Convention Centre

Cost: \$100 JSD - pay direct to driver (driver tip not included)

### **Our Cancellation Policy**

We ask that you please reschedule or cancel at least 1 day before the beginning of your appointment or you may be charged a cancellation fee of \$125. Cancellations made 24 hours before the scheduled pick-up time will not be charged. Cancellations

made within 12 hours of the scheduled pick-up time will be subject to a cancellation fee. The fee amount is 50% percent of the total fare; if a passenger falls to show up for the pick-up without any prior notice; the full fare will be charged.

https://www.

com/

# **ATTACHMENT 3**

From: <u>Esguerra</u>, Steve

To:

Subject: Cease and Desist, Diamond Driver Guy LLC dba Diamond Driver Guy, Unlicensed/TCP 46255-Inactive

Date: Wednesday, October 9, 2024 4:59:00 PM
Attachments: C&D, Diamond Driver Guy LLC, CSE-213.pdf

Good afternoon, Mr. Adrian Chipres,

Attached is a Notice to Cease and Desist letter. Do not operate or advertise until you have an active/valid TCP permit.

As discussed, please send me copies of the below records:

- Records showing the Impound at LAX from 2-3 weeks ago and notice of hearing
- 2. Declaration Page showing proof of automobile liability insurance, all drivers and all vehicles covered, etc.
- 3. List showing all drivers and their driver's license numbers (to include and
- 4. All waybills for all trips made from July 1 to July 31, 2024

Please provide these records by close of business on Wednesday 10/16/24.

#### Respectfully,

Steve Esguerra
Enforcement Analyst
Consumer Protection & Enforcement Division
Transportation Enforcement Branch
California Public Utilities Commission
(213) 620-2492 Phone
SE1@cpuc.ca.gov

CONFIDENTIALITY NOTICE: This communication with its contents may contain confidential and/or legally privileged information. It is solely for the use of the intended recipient(s). Unauthorized interception, review, use or disclosure is prohibited and may violate applicable laws including the Electronic Communications Privacy Act. If you are not the intended recipient, please contact the sender and destroy all copies of the communication.

#### PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE

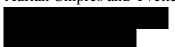
SAN FRANCISCO, CA 94102-3298

October 9, 2024



TCP: Unlicensed Case No.: CSE-213

Diamond Driver Guy LLC dba Diamond Driver Guy Adrian Chipres and Yvette Chipres



#### NOTICE TO CEASE AND DESIST

Dear Adrian Chipres and Yvette Chipres:

The California Public Utilities Commission (CPUC) has become aware that you are operating without valid authority.

Public Utilities (Pub. Util.) Code Sections 1031 and 5371 state that it is unlawful for a Passenger Stage Corporation or a Charter-Party Carrier to conduct any operations without valid authority. Pub. Util. Code Sections 1034.5 and 5414.5 state that it is unlawful to publish or advertise without holding a valid operating authority. Advertisements include, but are not limited to, advertising in local directories or Yellow Pages, business cards, internet websites, and any other form of advertisements.

Your company must immediately cease and desist from all unlawful operations including advertising.

Pub. Util. Code Section 5411 states in part that any TCP carrier which operates without valid authority is guilty of a misdemeanor and is punishable by a fine not less than \$1,000.

This letter places your company on notice that continued violations of the law without the required operating authority may result in enforcement actions, including criminal prosecutions. There will be no further warnings.

For information on obtaining a permit or certificate, go to: http://www.cpuc.ca.gov/transportationlicensing/.

### Page 2

Please contact me within five days of receiving this notice at the telephone number and email address listed below.

Sincerely,

### Steve Esquerra

Steve Esguerra, Enforcement Analyst California Public Utilities Commission Consumer Protection and Enforcement Division Transportation Enforcement Branch

Email: <u>SE1@cpuc.ca.gov</u> Telephone: (213) 620-2492

cc:

# **ATTACHMENT 4**

| Table 1         |                |   |                 |              |  |  |  |
|-----------------|----------------|---|-----------------|--------------|--|--|--|
| Diamono         | d Driver Guy W | aybills July 1-July 31                  | 1, 2024 (and 9/ | 23/2024)     |  |  |  |
| Driver & CDL#   | EPN            | EPN Dates trips were Number of Workers' |                 |              |  |  |  |
|                 | Enrolled       | conducted                               | Days            | Compensation |  |  |  |
|                 | )              |   |                 | Coverage     |  |  |  |
| Adrian Chipres, | Yes            | 7/1/2024, 7/3, 7/4,                     | 23              | N/A          |  |  |  |
| Owner, CDL:     |                | 7/5, 7/6, 7/7, 7/8,                     |                 |              |  |  |  |
|                 |                | 7/9, 7/10, 7/11,                        |                 |              |  |  |  |
|                 |                | 7/12, 7/13, 7/14,                       |                 |              |  |  |  |
|                 |                | 7/15, 7/16, 7/17,                       |                 |              |  |  |  |
|                 |                | 7/18, 7/19, 7/20,                       |                 |              |  |  |  |
|                 |                | 7/21, 7/22, 7/23,                       |                 |              |  |  |  |
|                 |                | 7/24/2024                               |                 |              |  |  |  |
|                 | No             | 9/23/2024                               | 1               | No           |  |  |  |
| ,               |                | (Impound at LAX)                        |                 |              |  |  |  |
| CDL:            |                |   |                 |              |  |  |  |
|                 | No             | 7/2/2024, 7/3, 7/5,                     | 22              | No           |  |  |  |
|                 |                | 7/6, 7/7, 7/8, 7/9,                     |                 |              |  |  |  |
|                 |                | 7/10, 7/12, 7/13,                       |                 |              |  |  |  |
| , CDL:          |                | 7/14, 7/15, 7/16,                       |                 |              |  |  |  |
| Not Provided    |                | 7/17, 7/20, 7/22,                       |                 |              |  |  |  |
|                 |                | 7/25, 7/26, 7/27,                       |                 |              |  |  |  |
|                 |                | 7/28, 7/29,                             |                 |              |  |  |  |
|                 |                | 7/31/2024                               |                 |              |  |  |  |
| CDL:            | No             | No waybills                             | N/A             | No           |  |  |  |
| Not Provided    |                | provided                                |                 |              |  |  |  |
| ,               | No             | 7/1/2024, 7/2, 7/3,                     | 25              | No           |  |  |  |
| CDL: Not        |                | 7/4, 7/5, 7/6, 7/7,                     |                 |              |  |  |  |
| Provided        |                | 7/9, 7/11, 7/12,                        |                 |              |  |  |  |
|                 |                | 7/13, 7/14, 7/16,                       |                 |              |  |  |  |
|                 |                | 7/17, 7/18, 7/20,                       |                 |              |  |  |  |
|                 |                | ., 1, , , , , , , , , , , , , , , , , , |                 |              |  |  |  |

Page 1 of 3

|              | 1  |                       | 1  | T  |
|--------------|----|-----------------------|----|----|
|              |    | 7/22, 7/24, 7/25,     |    |    |
|              |    | 7/26, 7/27, 7/28,     |    |    |
|              |    | 7/29, 7/30,           |    |    |
|              |    | 7/31/2024             |    |    |
| ,            | No | 7/1/2024, 7/2, 7/3,   | 21 | No |
| CDL: Not     |    | 7/4, 7/5, 7/6, 7/9,   |    |    |
| Provided     |    | 7/10, 7/12, 7/13,     |    |    |
|              |    | 7/15, 7/16, 7/17,     |    |    |
|              |    | 7/18, 7/20, 7/22,     |    |    |
|              |    | 7/23, 7/25, 7/27,     |    |    |
|              |    | 7/29, 7/31/2024       |    |    |
| , CDL:       | No | 7/1/2024, 7/2, 7/3,   | 29 | No |
| Not Provided |    | 7/4, 7/5, 7/6, 7/7,   |    |    |
|              |    | 7/8, 7/9, 7/10, 7/11, |    |    |
|              |    | 7/12, 7/13, 7/14,     |    |    |
|              |    | 7/15, 7/16, 7/17,     |    |    |
|              |    | 7/18, 7/19, 7/20,     |    |    |
|              |    | 7/22, 7/23, 7/25,     |    |    |
|              |    | 7/26, 7/27, 7/28,     |    |    |
|              |    | 7/29, 7/30,           |    |    |
|              |    | 7/31/2024             |    |    |
|              | No | 7/1/2024, 7/2, 7/3,   | 28 | No |
| ,            |    | 7/4, 7/5, 7/6, 7/7,   |    |    |
| CDL: Not     |    | 7/8, 7/9, 7/10, 7/11, |    |    |
| Provided     |    | 7/13, 7/14, 7/15,     |    |    |
|              |    | 7/16, 7/17, 7/18,     |    |    |
|              |    | 7/19, 7/20, 7/21,     |    |    |
|              |    | 7/22, 7/23, 7/24,     |    |    |
|              |    | 7/25, 7/27, 7/29,     |    |    |
|              |    | 7/30, 7/31/2024       |    |    |
|              |    |                       |    |    |

| ,          | No | 7/6/2024, 7/15,      | 5  |    |
|------------|----|----------------------|----|----|
| TCP B,     |    | 7/17, 7/19,          |    |    |
| CDL: Not   |    | 7/23/2024            |    |    |
| Provided   |    |                      |    |    |
|            | No | 7/4/2024             | 1  | No |
|            |    |                      |    |    |
| ,          |    |                      |    |    |
| CDL: Not   |    |                      |    |    |
| Provided   |    |                      |    |    |
|            | No | 7/2/2024, 7/3, 7/5,  | 21 | No |
| ,          |    | 7/6, 7/7, 7/8, 7/10, |    |    |
| CDL: Not   |    | 7/11, 7/13, 7/16,    |    |    |
| Provided   |    | 7/19, 7/21, 7/23,    |    |    |
|            |    | 7/24, 7/25, 7/26,    |    |    |
|            |    | 7/27, 7/28, 7/29,    |    |    |
|            |    | 7/30, 7/31/2024      |    |    |
|            | No | 7/6/2024, 7/20,      | 3  | No |
|            |    | 7/26/2024            |    |    |
|            |    |                      |    |    |
| ,          |    |                      |    |    |
| CDL: Not   |    |                      |    |    |
| Provided   |    |                      |    |    |
| , CDL: Not | No | 7/5/2024             | 1  | No |
| Provided   |    |                      |    |    |
|            | No | 7/15/2024,           | 2  | No |
|            |    | 7/23/2024            |    |    |
| ,          |    |                      |    |    |
| TCP -B     |    |                      |    |    |
| CDL: Not   |    |                      |    |    |
| Provided   |    |                      |    |    |



**Driver Information**:

## DIAMOND DRIVER GUY

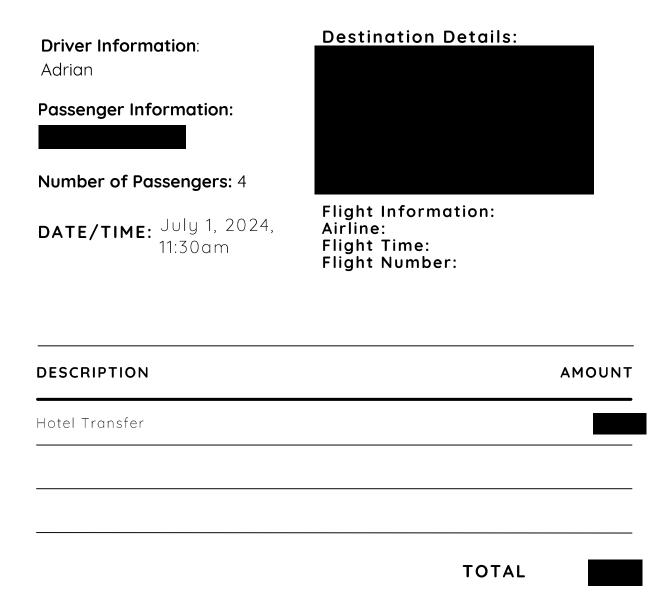
**Destination Details:** 





| Driver Information:              | Destination Details:  |        |
|----------------------------------|---|--------|
| Passenger Information:           |   |        |
| Number of Passengers: 4          |   |        |
| DATE/TIME: July 1, 2024, 10:00am | Flight Information:<br>Airline:<br>Flight Time:<br>Flight Number: |        |
|                                  |   |        |
| DESCRIPTION                      |   | AMOUNT |
| Hotel Transfer                   |   |        |
|                                  |   |        |
|                                  | TOTAL   |        |







TOTAL













| Driver Information:                     | <b>Destination Details:</b> Pick Up:                     |        |
|---|--|--------|
| Passenger Information:                  | [<br>1<br>/  |        |
| Number of Passengers: 5                 |  |        |
| <b>DATE/TIME:</b> July 2, 2024, 11:40am | Flight Information: Airline: Flight Time: Flight Number: | 1      |
| DESCRIPTION                             |  | AMOUNT |
| ick Up Luxury SUV                       |  |        |
|   |  |        |
|   | TOTAL  |        |









# **ATTACHMENT 5**





# Ready to Explore?

Book now and let the journey begin!

Discover seamless transfers from all SoCal airports, magical theme park transfers, and customizable private tours of select Southern California locations!

**Book Now** 

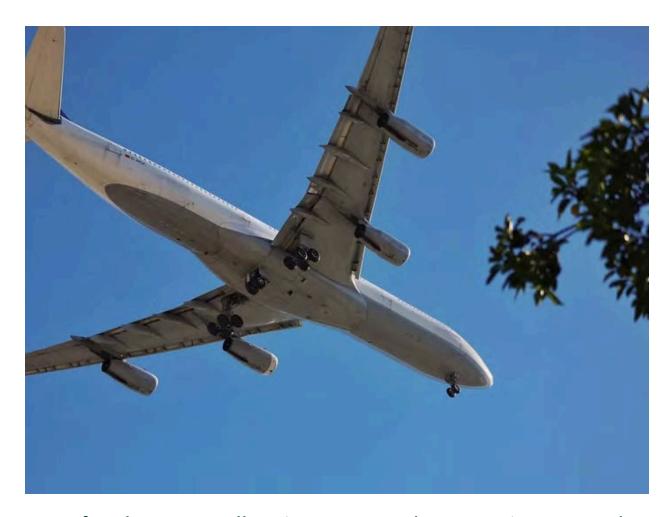
# **Sightseeing Tours**



Maximize your vacation with our half or full day tours, designed to create unforgettable memories

**Book Now** 

## **Airport Transfers**



Transfers between all major Los Angeles area airports and area destinations

**Book Now** 

# **Additional Services**

## **Testimonials**

Don't believe us? Here's what our customers have to say.

"We really enjoyed it. Recommendations were great. Tour was above expectations. Thank you."

Brenda V

"Very patient and accommodating. Very affordable service. Very pleasant to work with, great sense of humour. And we loved the snacks. Thank you!"

Cynthia Swan

"We booked with Diamond Driver Guy for our round trip family vacation to Disneyland! The entire process, from booking, communicating the details, having car seats for our young children, to pick up/drop off was amazing! Adrian supplied endless snacks for our little ones and was very personable! He felt like an extension to our family! I highly recommend booking with Diamond Driver Guy for your next family vacation!"

**Kyle Dearing** 

"Everything was amazing! Would highly recommend to anyone needing a ride. Friendly, courteous and a safe, fun ride to Disneyland and back to LAX"

Rachelle Isaak

# Ride along with us

## @diamonddriverg uy









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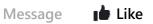






# **Diamond Driver Guy**

2.9K likes • 3.4K followers



Q Search

#### Intro

Your smooth ride awaits! Personalized private driver service with 30+ years of driving experience.



**Diamond Driver Guy** 





















- diamonddriverguy
- diamonddriverguy.com
- 98% recommend (60 Reviews)

**Photos** See all photos





































Give!



11

One of the entities for departure at LAX. You can count on us to have you there on time. Disclaimer traffic was light today. Not always this easy bree... See more

Aoki · The Power of Now



Diamond Driver Guy · Follow Reels · Sep 7 ·





















Give!

19

Let us help you cross off some of those bucket lists sights. See the town at your own pace and leisure. Walk around take pictures without the pressure... See more



## **Diamond Driver Guy**

September 5 · 🔇

Top 5 trips for Diamond Driver Guy: #4 Anaheim to Universal #2 SNA to Anaheim ... See more **#5 Private Tours** #3 LGB to Anaheim













**Follow** 

Message

#### **Diamond Driver Guy**

**a** diamonddriverguy

🚗 Personal Driver in So Cal 📅

Fun, Reliable, and Safe Driver 🖒 Know My Way Around All of So Cal

Send a DM.











DDG Feat... DDG POLI... DDG Team

Adrian

Highlights

294 1,320 2,221 following posts followers

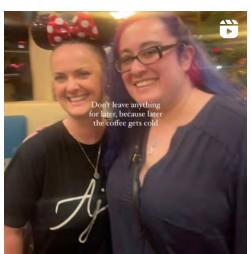














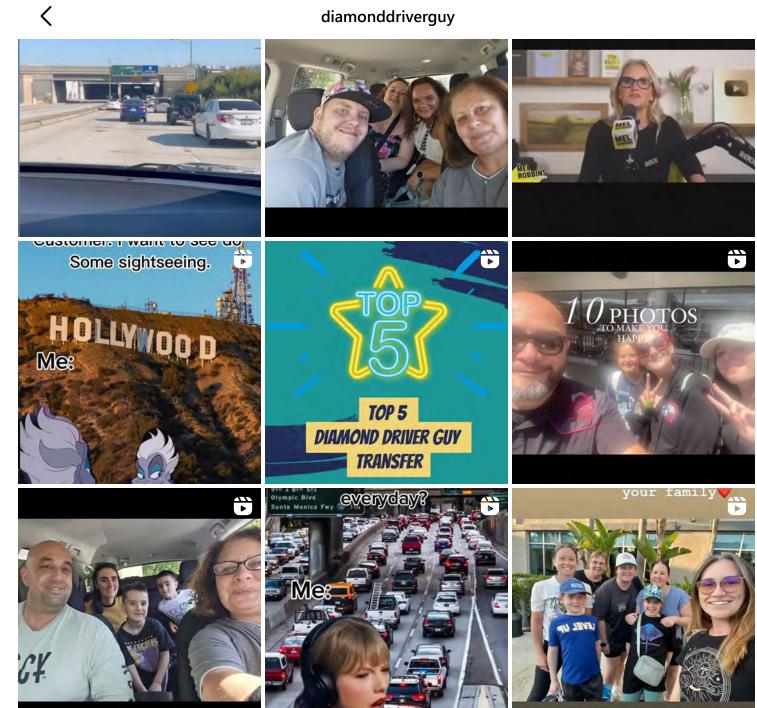














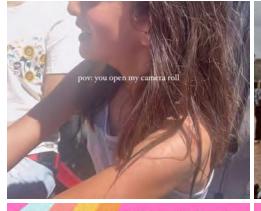










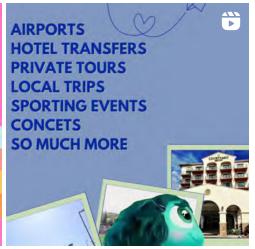


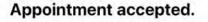












YOUR EMAIL
CONFIRMING YOUR
TRIP WITH
DIAMOND DRIVER GUY





















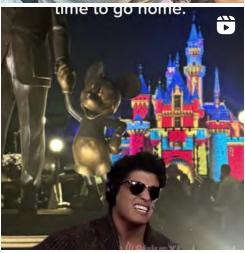


































































# **ATTACHMENT 6**

#### **Driver List**

| Driver Name    | DL Number | Requester Code | Add Date   | Delete Date | Status   |
|----------------|-----------|----------------|------------|-------------|----------|
| CHIPRES ADRIAN |           |                | 07/25/2024 |             | Enrolled |