

Date November 22, 2010 PUBLIC HEARING ON TAXICAB  
LICENSE APPLICATION OF USORO NKANTA

WHEREAS, Usoro Nkanta, 1348 Pelton Place, filed an application for a license to drive a taxicab in the City of Des Moines and the Department of Traffic and Transportation rejected said application; and

WHEREAS, Mr. Nkanta requested an opportunity to address the City Council on the matter of his application; and

WHEREAS, Mr. Nkanta has been provided with the opportunity to address the City Council on the matter of his application for a license to drive a taxicab; and

WHEREAS, Mr. Nkanta's convictions for the offenses of Operating While Intoxicated Second Offense (3-9-07), and for Public Intoxication (3-28-08) disqualify him under Des Moines Municipal Code §126-218 regarding qualifications for taxicab license issuance; NOW, THEREFORE,

BE IT RESOLVED (Choose one of the two alternatives):

\_\_\_\_\_ Alternative One: That Mr. Usoro Nkanta's application for license to drive a taxicab in the City of Des Moines be and is hereby denied.

MOVED BY \_\_\_\_\_ TO DENY LICENSE.

\_\_\_\_\_ Alternative Two: That Mr. Usoro Nkanta's application for license to drive a taxicab in the City of Des Moines be and is hereby granted.

MOVED BY \_\_\_\_\_ TO GRANT LICENSE.

FORM APPROVED:

K. Massier  
Katharine Massier  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

MOTION CARRIED APPROVED

\_\_\_\_\_  
Mayor

**CERTIFICATE**

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

\_\_\_\_\_  
City Clerk

November 10, 2010



Mr. Usoro Nkanta  
1348 Pelton Place  
Des Moines, IA 50311

Re: Taxicab License Appeal of Application Denial

The purpose of this letter is to acknowledge receipt of timely appeal of the decision to deny issuance of a taxicab license, as presented to you in a November 3, 2010 letter from the City Traffic Engineer.

Accordingly, I have set this matter for hearing on November 22, 2010 at 5:00 p.m. in the City Council Chambers, City Hall, 400 Robert D. Ray Drive. A copy of the portion of the City Code pertaining to the appeal process is enclosed for your information. **Failure to appear at the scheduled hearing will be deemed as a waiver of your rights to a hearing.**

Please call if you have questions or concerns in this regard.

Sincerely,

A handwritten signature in black ink that reads "Diane Rauh". The signature is written in a cursive, flowing style.

Diane Rauh  
City Clerk

DR:kh  
Enc.

cc: J. Brewer – Engineering  
K. Massier-Legal  
M. West – Police  
G. Fox – T & T

Diane Rauh  
City Clerk  
City Hall  
400 Robert D. Ray Drive  
Des Moines, IA 50309

I request a hearing before the City Council to appeal the decision of the City Traffic Engineer to deny my Taxicab License application, as outlined in Section 126-218 of the Municipal Code. I understand I must provide a letter from the Taxicab Company stating that they will allow me to drive for them and will provide dispatch service to me.

FILED

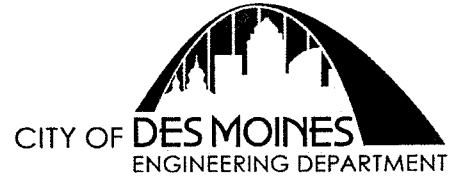
2010 NOV -9 AM 10:28

CITY CLERK  
DES MOINES, IA

Name Uboro Nkanta  
Address 1348 Pelton PL  
Phone 515-770-4935  
Date 11/8/10

Uboro Nkanta  
Signature

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November 3, 2010

Mr. Usoro Nkanta  
1348 Pelton Place  
Des Moines, IA 50311

RE: 2010 Taxi Driver's License

Dear Mr. Nkanta:

Please be advised that based upon a recommendation of the Des Moines Police Department, I have denied your application for a Taxi Driver's License. This denial is based on your driving record, which does not meet the requirements for obtaining a Taxi Driver's License.

According to the Des Moines Police Department records, the following activity occurred:

Driving Record:

03/09/2007	OWI Test Refusal	License revoked from 3/20/2007 to 3/19/2009
9/23/2007	Failure to Refile SR22	License suspended from 9/23/2007 to 10/11/2007
4/10/2006	Violation of Probation	License suspended from 4/10/2006 to 10/06/2006

These records do not meet the requirements for good driving record as required by the City of Des Moines Municipal Code. Therefore, your application for a Taxi Driver's License is denied under Municipal Code Section 126-218 (a-1, i, ii,) (b-3). A copy of these code sections are enclosed for your information.

If you desire to appeal this matter, you may request a hearing before the Des Moines City Council by filing a written appeal with the City Clerk within ten (10) days of receiving this letter. If you do appeal this matter, your background information will be provided to the City Council and you must appear at the designated hearing for your appeal to be considered. You must also provide a letter from the Taxi Company that they will allow you to drive for them.

Sincerely,

  
Gary L. Fox  
City Traffic Engineer

GLF/jag  
Enclosure

cc: Jeb Brewer, City Engineer  
Katharine Massier, Legal Dept.  
Michael West, Police Dept.  
Diane Rauh, City Clerk ✓

**City of Des Moines, Iowa  
Des Moines Police Department  
Office of Traffic Unit**

**To:** Gary Fox  
Traffic and Transportation

**Date:** 10/27/10

**From:** Ben Ihde  
Senior Police Officer  
Traffic Unit

**Subject:** Taxicab License  
Uroso Nkanta

From 3/20/2007 to 3/19/2009, Mr. Nkanta's license was revoked for OWI test refusal. From 9/23/2007 to 10/11/2007, Mr. Nkanta's license was suspended for Failure to Refile SR. From 4/10/2006 to 10/06/2006, Mr. Nkanta's license was suspended for Violation of Probation.

The criminal history record shows that on 03/09/2007, Mr. Nkanta was charged with 1<sup>st</sup> Offense Operating While Intoxicated. He received a misdemeanor conviction on 07/16/2007.

The criminal history record shows that on 03/28/2008, Mr. Nkanta was charged with Public Intoxication. He plead guilty, sentenced to one day in jail.

On behalf of the Des Moines Police Department, Traffic section, I recommend that this application be denied under Sec. 126-218 (a-1, i, ii,) (b-3).

Ben Ihde 5018

Ben Ihde

10/15/10



# CITY OF DES MOINES

## APPLICATION FOR LICENSE TO DRIVE A TAXICAB/LIMOUSINE

Name Nkanta Uboro John  
(Last) (First) (Middle)

Address 1348 Pelton Pl  
Des Moines IA 50311 515-274-9326  
(City, State & Zip Code) (Phone Number)

Birth Date: 12-21-71 DL # [REDACTED] SS# [REDACTED] Class: C Exp. Date: 12-21-14

Weight: 190 Height: 5'' Color of Hair: black Color of Eyes: brown

Have you ever been licensed as a City of Des Moines Taxi/Limo Driver? N/A When? \_\_\_\_\_

Years of experience driving an automobile. \_\_\_\_\_ Taxi/Limo: \_\_\_\_\_

Have you ever had your driver's license suspended/revoked? Yes If so, when? 2005 and 2007

Give reason(s) for suspension/revocation. \_\_\_\_\_

List all convictions for traffic violations for which your license was suspended/revoked during the last five (5) years.

List all convictions for criminal offenses other than traffic offenses during the last ten (10) years.

### EMPLOYMENT RECORD:

EMPLOYMENT RECORD:		EDUCATION RECORD:	
From	To	Employer's Name and Address	School
1999	2001	Wal-Mart Distribution, Mt Pleasant IA	Circle Highest Grade Completed
			1 2 3 4
			5 6 7 8
2001	2008	Wal-Mart store, Ankeny IA	High School
			9 10 11 (12)
			College
			1 2 3 4 5 6
			Trade School
			Other
			1 2 3 4

### HEALTH RECORD:

List any physical impairments or disability that would affect your ability to drive. \_\_\_\_\_

List any current medications or medical conditions for the past five (5) years which might affect your ability to drive: \_\_\_\_\_

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City of Des Moines  
Traffic and Transportation

APPLICATION FOR LICENSE TO DRIVE A TAXICAB/LIMOUSINE IN THE CITY OF DES MOINES

Page 2

REFERENCES (persons known by you for at least one year):

- 1. Name Anne Murrms Phone No. 515-271-3982  
Address 3206 University Avenue Des Moines IA 50311-4505
- 2. Name Francis Konne Phone No. 515-778-0488  
Address 1606 6<sup>th</sup> Ave Des Moines IA
- 3. Name Shanna Fountain MS Phone No. 515-248-7234  
Address 1100 7<sup>th</sup> Street Des Moines IA 50314-2597

I hereby agree that if a license to drive a Taxicab/Limousine is issued to me that I will conform with all ordinances, rules and regulations governing Taxicab/Limousines and their drivers of the City of Des Moines.

I hereby swear that I am the individual making the foregoing application for a Taxicab/Limousine License and that the answers to the foregoing questions and other statements contained herein are true to the best of my knowledge and belief.

10/15/10 (Date) Woro Nkenda (Applicant's Signature)

Having been duly designated by the Chief of Police of the City of Des Moines for the purpose, I hereby certify that I have examined the applicant's arrest and traffic records. After careful examination, I hereby recommend that the applicant's request for a license to drive a Taxicab/Limousine be:

APPROVED  REJECTED 10/22/10 (Date) B. Hole 5028 (Authorized Representative, Chief of Police)

Receipt Number: 929990  
 Date: 10/15/10  
 Amount: 40.00  
 Badge Number: \_\_\_\_\_  
 Company: \_\_\_\_\_  
 Owner: \_\_\_\_\_

REJECTED  
 APPROVED

\_\_\_\_\_  
(Date) (City Traffic Engineer)



# Iowa Department of Transportation

Office of Driver Services  
PO Box 9204, Des Moines, IA 50306-9204

(Toll Free) 800-532-1121  
515-244-9124  
FAX: 515-239-1837

## Certified Abstract of Driving Record

<b>Inquiry Date:</b>	10/13/2010	<b>DL/ID #:</b>	[REDACTED]	<b>Customer #:</b>	1746554
<b>Name:</b>	Nkanta, Usoro John	<b>Class:</b>	C	<b>ID Status:</b>	VAL
<b>Address:</b>	1348 Pelton Place	<b>Audit #:</b>	3595162	<b>DL Status:</b>	VAL
<b>City/State:</b>	Des Moines, IA 50311	<b>Issue Date:</b>	08/11/2009	<b>CDL Status:</b>	None
		<b>Expiration Date:</b>	12/21/2014	<b>Restriction Supplement:</b>	None
		<b>Endorsements:</b>	NONE		
<b>Mailing Address:</b>	1348 Pelton Place	<b>Restrictions:</b>	NONE		
		<b>Date of Birth:</b>	12/21/1971		
<b>Mailing City/State:</b>	Des Moines, IA 50311	<b>Sex:</b>	M		

## History Information

### Convictions

Citation Date	Conviction Date	ACD	Explanation	County	JUR
02/28/2005	05/09/2005	A20	Operating While Intoxicated	77	IA
01/17/2006	02/15/2006	S92	Speed	77	IA

### Operating While Intoxicated Test Refusal/Test Failure Violations

Occurrence	ACD	Explanation	JUR
02/28/2005	A98	OWI Test Failure	IA
03/09/2007	A12	OWI Test Refusal	IA

### Accidents - Accident involvement indicated does NOT mean the individual was at fault or given a citation.

Accident Date	Case Number	JUR
06/03/2005	5227054	IA

### Sanctions

Type	Effective	End	ACD	Explanation	Occurrence	JUR	JUR
Revoked	03/11/2005	09/07/2005	A98	OWI Test Failure	IA		IA
Suspended	04/10/2006	10/06/2006	D27	Violation of Probation	IA		IA
Revoked	03/20/2007	03/19/2009	A12	OWI Test Refusal	IA		IA

**Name:** Nkanta, Usoro John **DL/ID:** [REDACTED]

Pursuant to Iowa Code §321.10, I, Kim Snook, Director of Office of Driver Services, Iowa Department of Transportation, do hereby certify that I am the custodian of the records held by the Office of Driver Services, that this is a true and accurate copy of an official record currently in the custody of said office, and that I have been authorized by the Director of the Iowa Department of Transportation to so certify.

In witness whereof, I have caused my signature and the seal of the Department to be set upon this document, at Ankeny, Iowa this date:





State of Iowa  
 Division of Criminal Investigation  
 215 E 7<sup>th</sup> St  
 Des Moines IA 50319  
 Ph. 515-725-6066 Fax 515-725-6080



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Iowa Criminal History Record Check  
 Walk-In Request

Your name	Ugoro Nkanta
Address	1348 Pelton Pl
City/State/Zip	Des Moines IA 50311
Phone#	515-274-9326

Fill in all shaded areas.

Requesting an Iowa criminal history record check on:

<b>Last Name</b> <i>Apellido</i> (mandatory)	<b>First Name</b> <i>Primer Nombre</i> (mandatory)	<b>Middle Name</b> <i>Segundo Nombre</i> (recommended)
Nkanta	Ugoro	John
<b>Date of Birth</b> <i>Fecha Nacimiento</i> (mandatory)	<b>Gender</b> <i>Genero</i> (mandatory)	<b>Social Security Number</b> (recommended)
12-21-71	<input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	[REDACTED]
<b>Waiver Signature</b> <i>Firma</i> (If the request is on yourself, please sign. If the request is on someone else, write N/A.)		
Ugoro Nkanta		

**Results**

As of 10-15-10, a name and date of birth check revealed:

No record found

Record attached, DCI # 747868

DCI initials JO

DCI USE ONLY

SEARCHED INDEXED  
 SERIALIZED FILED  
 OCT 15 2010  
 FBI - DES MOINES

**Receipt**

Number of requests 1 x \$10.00 per last name = Total amount \$ 15.00

Method of payment:  cash  money order  check # \_\_\_\_\_  MasterCard or Visa

Cardholder's name \_\_\_\_\_ Last 4 digits of MC or Visa \_\_\_\_\_

DCI initials JK

Credit Card Number # \_\_\_\_\_ Exp. Date \_\_\_\_\_

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IOWA CRIMINAL HISTORY  
MISDEMEANOR CONVICTIONS ONLY

DCI 00747868  
PAGE 1 OF 2  
DATE PRINTED-  
2010/10/15

DCI:00747868

NAME: NKANTA, UDOH JOHN  
NKANTA, USORO  
NKANTA, USORO JOHN

DOB SEX RAC HGT WGT EYE HAIR SKN POB  
19711221 M B 511 190 BRO BLK FAR YY

ADDITIONAL IDENTIFIERS PHOTO AVAILABLE: Y  
CCH RECORD \*\*\*

01 ARRESTED 20050228  
AGENCY: IA0770300 DES MOINES PD  
CHARGE NO- 01 IA STATUTE IA321J-2  
OWI 1ST OFFENSE  
TRK#: 702110601

COURT DISPOSITION

AGENCY: IA077015J POLK CO DIST COURT  
COUNT NO- 01 IA STATUTE IA321J.2(A)  
OPER VEH WH INT (OWI) / 1ST OFF  
COURT CASE ID: 05771 OWOM059019  
CHARGE CLASS: MISDEMEANOR CONVICTION  
TRK#: 702110601  
DRUNK DRIVING SCHOOL  
SUBSTANCE ABUSE EVALUATION

SENTENCE		DISP EFF DAT
TIME SERVED	2D	20050509
	2 DAY OWI 1ST PRGM	
SUSPENDED JAIL	363D	20050509
JAIL	1Y	20050509
FINE	\$1000	20050509
PROBATION	1Y	20050509
	INFORMAL-\$250 ADMINISTRATIVE FEE	

02 ARRESTED 20070309  
AGENCY: IA0770000 POLK CO SO  
CHARGE NO- 01 IA STATUTE IA321J.2(B)  
OPER VEH WH INT (OWI) / 2ND OFF  
TRK#: 7B001IN01

COURT DISPOSITION

AGENCY: IA077015J POLK CO DIST COURT  
COUNT NO- 01 IA STATUTE IA321J.2(B)  
OPER VEH WH INT (OWI) / 2ND OFF  
COURT CASE ID: 05771 OWOM062779  
CHARGE CLASS: MISDEMEANOR CONVICTION  
TRK#: 7B001IN01  
SUBSTANCE ABUSE EVALUATION

SENTENCE		DISP EFF DAT
TIME SERVED	1D	20070716

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	CREDIT 4 DAYS TIME SERVED	
	UPON COMPLETION OWI PROGRAM	
FINE	\$1875	20070716
	+ SURCHARGE BY 06/30/08	
SUSPENDED PRISON	358D	20070716
PROBATION	2Y	20070716
	FORMAL	
PRISON	2Y	20070716

03 ARRESTED 20080328

AGENCY: IA0770300 DES MOINES PD  
 CHARGE NO- 01 IA STATUTE IA123.46  
 CONSUMPTION / INTOXICATION - 1978  
 TRK#: 7B0064C01

COURT DISPOSITION

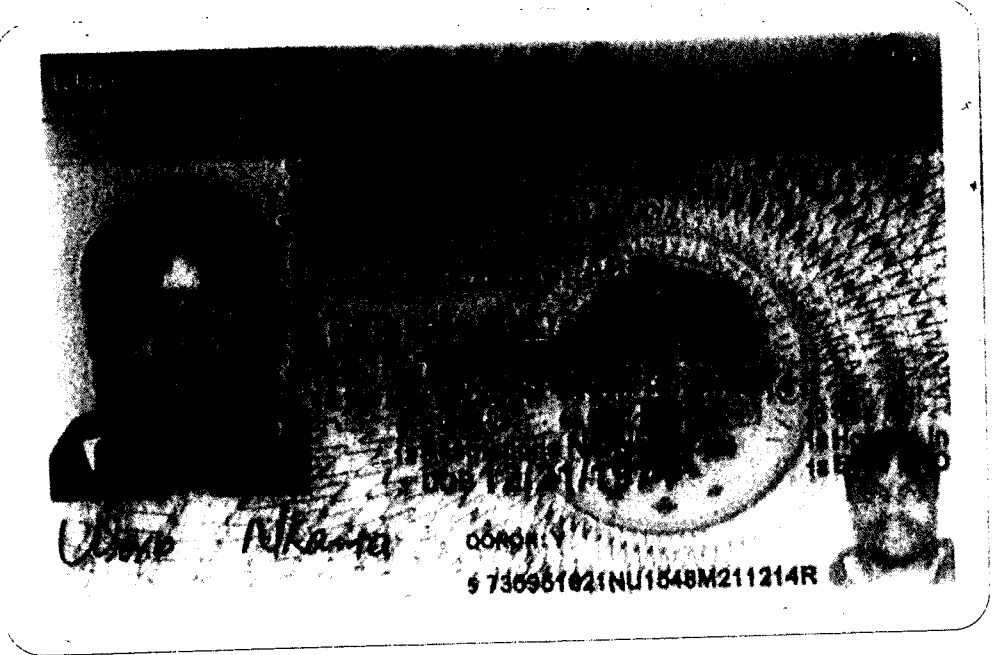
AGENCY: IA077015J POLK CO DIST COURT  
 COUNT NO- 01 IA STATUTE IA123.46  
 CONSUMPTION / INTOXICATION - 1978  
 COURT CASE ID: 05771 SMAC296684  
 CHARGE CLASS: MISDEMEANOR CONVICTION  
 TRK#: 7B0064C01

SENTENCE		DISP EFF DAT
TIME SERVED	1D	20080328
JAIL	1D	20080328

AN ARREST WITHOUT DISPOSITION IS NOT AN INDICATION OF GUILT. THIS RECORD MAINTAINED BY THE IOWA DIVISION OF CRIMINAL INVESTIGATION, BUREAU OF IDENTIFICATION IS A PUBLIC RECORD BUT CAN ONLY BE RELEASED TO NON-LAW ENFORCEMENT AGENCIES BY THE DCI.

IN THE ABSENCE OF FINGERPRINTS FOR POSITIVE IDENTIFICATION THIS RECORD IS BASED ON INFORMATION FURNISHED. WE CANNOT CONFIRM OR DENY THAT THE RECORD COVERS THE SUBJECT OF YOUR INQUIRY.  
 DIVISION OF CRIMINAL INVESTIGATION

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