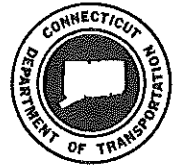




STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



2800 BERLIN TURNPIKE, P.O. BOX 317546
NEWINGTON, CONNECTICUT 06131-7546

Phone:

(860) 594-2875

DOCKET NO. 1703-N-19-L

RE: APPLICATION OF WE DRIVE CAR SERVICE, LLC TO OPERATE FOUR (4) MOTOR VEHICLES, HAVING A SEATING CAPACITY OF LESS THAN ELEVEN (11) ADULTS, IN GENERAL LIVERY SERVICE BETWEEN ALL POINTS IN CONNECTICUT FROM A HEADQUARTERS IN WOODBRIDGE.

DECISION

JUNE 7, 2017

I. INTRODUCTION

A. APPLICATION

By application filed on March 7, 2017, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, We Drive Car Service, LLC (hereinafter "applicant") with a mailing address of 30 Hazel Terrace, Suite 22, Woodbridge, Connecticut 06525 seeks authorization to operate four (4) motor vehicles, having a passenger seating capacity of less than eleven (11) adults, in general livery service between all points in Connecticut from a headquarters in Woodbridge.

B. HEARING

Pursuant to Connecticut General Statutes, Section 13b-103(a) (3), as amended, a public hearing on this application was held on June 1 and June 6, 2017.

Notice of the application and of the hearing to be held thereon was given to the applicant and to such other parties as required pursuant to Connecticut General Statutes Section 13b-103(a)(1), as amended. Legal notice to the public was given by publication on the department's website.

A hearing officer designated by the Commissioner pursuant to Connecticut General Statutes Section 13b-17 conducted the hearing on this matter.

C. APPEARANCES

Jonita Vaughn appeared pro se on behalf of the applicant. The applicant's mailing address is 30 Hazel Terrace, Suite 22, Woodbridge, Connecticut 06525.

Claude Bisson, Transportation Manager for Logisticare Solutions, LLC appeared as a witness. His mailing address is 127 Washington Avenue, 5th Floor, North Haven, CT 06473.

D. APPLICATION AMENDMENT

The applicant filed a general livery application in error. The application was amended on the record to a governmental livery application.

II. FINDINGS OF FACT

1. The applicant seeks to operate two (2) wheelchair accessible motor vehicles and two (2) sedans under contract with Logisticare.
2. The applicant currently performs school transportation.
3. Ms. Vaughn and her mother will be operating the office. Ms. Vaughn has a

sufficient amount of drivers to drive the four vehicles requested.

4. All four of the vehicles to be used for Logisticare are owned outright by the applicant.

5. Claude Bisson, Transportation Manager from Logisticare, supports the application for four vehicles. Logisticare needs additional vendors willing to provide wheelchair accessible transportation.

6. The applicant's first six months of expenses includes insurance of \$11,539, maintenance of \$300, property tax of \$605, advertising of \$400, communication costs of \$200 and office expenses of \$3,390 for a total expense of \$16,434.

7. The applicant has \$31,492 in a Wells Fargo account.

8. This application was not opposed.

III. DISCUSSION

The department has jurisdiction over each person, association, limited liability company or corporation owning or operating a motor vehicle in livery service, pursuant to Connecticut General Statutes Section 13b-102, as amended.

In determining whether a livery permit should be granted, the department shall take into consideration the present or future public convenience and necessity. The applicant must prove that the public's convenience and necessity will be improved by the proposed service. Additionally, the applicant must show the suitability of the applicant or the suitability of the management if the applicant is a limited liability company or corporation, the financial responsibility of the applicant, the ability of the applicant efficiently and properly to perform the service for which authority is requested and the fitness, willingness and ability of the applicant to conform to the provisions of the statutes and the requirements and regulations of the department thereunder, in accordance with Connecticut General Statutes Section 13b-103.

To show financial support, the applicant has presented evidence that the first six months of expenses includes insurance of \$11,539, maintenance of \$300, property tax of \$605, advertising of \$400, communication costs of \$200 and office expenses of \$3,390 for a total expense of \$16,434. The applicant has \$31,492 in a Wells Fargo account which is more than sufficient to cover these costs. Based on the evidence presented, the applicant is financially viable to operate the proposed livery service since its assets far outweigh the costs.

Regarding the applicant's suitability, Ms. Vaughn submitted a criminal record check which disclosed no convictions. She is in the business of transporting school children and is familiar with the rules and regulations regarding livery service. Based on the evidence presented, applicant is suitable to perform the proposed livery service.

On the issue of public convenience and necessity, Mr. Bisson testified that Logisticare supports the application and will contract with the applicant. Based on all of the evidence presented, the applicant will be granted a governmental livery permit.

IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application is hereby granted. Accordingly, Livery Permit Number 3589, standing in the name of We Drive Car Service, LLC is hereby issued as follows:

LIVERY PERMIT NO. 3589

DURATIONAL LIVERY SERVICE UNDER CONTRACT WITH LOGISTICARE DOCKET NO. 1703-N-19-L-GRANTED ON JUNE 7, 2017

We Drive Car Service, LLC is authorized to operate **TWO (2) wheelchair accessible motor vehicles and two (2) sedans**, each having a seating capacity of less than eleven (11) adults, for the provision of transportation for hire by virtue of a contract with Logisticare from a headquarters in Woodbridge.

RESTRICTIONS:

The applicant must register and insure all four (4) motor vehicles granted in this docket within sixty (60) days from the date of this decision. Any vehicles not registered or insured within the sixty (60) day period will be revoked automatically.

The authority for the four (4) vehicles granted in Docket No. 1703-N-19-L shall be durational in nature and shall exist only for the period of time that the permit holder has a current and continuing contract in effect for the provision of service with Logisticare.

The permit holder shall notify the department of any termination of its contract with Logisticare or the cessation of the active provision of service thereunder. The permit holder shall file with the department on an annual basis, upon registration or re-registration of the motor vehicles authorized in this decision, a current, executed copy of the extension of said contract. Failure to file an extension of the contract, or a new executed contract shall void the authority for the vehicles authorized pursuant to this contract.

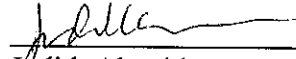
This permit is not transferable and shall remain in effect until revoked by the department or until the contract under which this authority is granted has expired. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other State statutes and/or rules, regulations and orders of the department shall be considered sufficient cause to amend, suspend or revoke said permit.

A memorandum of this permit, bearing the seal of the department, shall be

conspicuously posted in each motor vehicle operated under this permit.

Dated at Newington, Connecticut on June 7, 2017.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



Judith Almeida
Staff Attorney III
Administrative Law Unit
Bureau of Finance and Administration