

STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 1904-N-50-L

RE: APPLICATION OF AMERICAN RIDES LIVERY SERVICE, LLC (FORMERLY KNOWN AS AMERICAN CAB, LLC) TO OPERATE FOUR (4) MOTOR VEHICLES IN GENERAL LIVERY SERVICE, WITH A SEATING CAPACITY OF LESS THAN ELEVEN PASSENGERS, FROM A HEADQUARTERS IN STERLING..

DECISION

JULY 29, 2019

## I. INTRODUCTION

### A. APPLICATION

By application filed on April 2, 2019, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, American Cab, LLC (hereinafter "applicant") with a mailing address of 53 Brookstone Drive, Sterling, CT 06337 seeks authorization to operate four (4) motor vehicles, having a seating capacity of less than eleven (11) adults, in general livery service from a headquarters in Sterling.

### B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing on this application was held on July 9, 2019.

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, 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

Gregory Harpin appeared on behalf of the applicant. The applicant's mailing address is 53 Brookstone Drive, Sterling, CT 06337.

### D. APPLICANT'S NAME

The applicant was advised at the hearing that its name choice of American Cab, LLC does not accurately reflect its livery transportation service and it was recommended that it change its name to reflect livery service not taxicab service. After the hearing, the applicant changed its name to American Rides Livery Service, LLC.

## II. FINDINGS OF FACT

1. The applicant seeks to operate four (4) motor vehicle in general livery service from a headquarters in Sterling.

2. Robert Jones, husband of member Pamela Jones, attended the hearing. Mr. Jones will be working in a management capacity for the company.

3. Member Gregory Harpin will be the initial driver. Mr. Harpin has a public service license, is a former Marine and retired DOC employee.

4. Pamela Jones, the other member, is a social worker and was formerly in the military. Ms. Jones will be responsible for the administrative functions in the business.

5. The applicant owns a 2008 Dodge Caravan and will purchase a 2008 Chevy Impala, a 2010 Chevy Impala and a 2010 Dodge Caravan. The three remaining vehicles will cost about \$3,500 each.

6. The applicant has \$24,822 in the business bank account.

7. The applicant's first six months of expenses includes insurance of \$4,998, maintenance of \$1,200, vehicle purchase costs of \$10,500 and property tax of \$313.

8. The applicants will perform medical transportation for veterans and other passengers.

9. Ms. Jones has connections as a State subcontractor and will be able to obtain livery trip referrals.

10. 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.

Regarding the applicant's suitability, the applicant submitted a criminal record check for Gregory Harpin and Pamela Jones which showed no criminal record. Both individuals have had careers that would provide useful experience toward providing medical livery transportation. Based on the evidence presented, the applicant has the necessary suitability to be granted livery authorization.

As far as the applicant's financial ability is concerned the applicant presented evidence that the first six months of expenses includes insurance of \$4,998, maintenance of \$1,200, vehicle purchases of \$10,500 and property tax of \$313 for a total expense of \$17,011. The applicant has \$24,822 in the bank, which is sufficient to cover these initial costs. Therefore, the applicant is financially suitable.

On the issue of public convenience and necessity, Ms. Jones works as a subcontractor for the State in regards to providing supervised visits. This contact will help in receiving transportation referrals. The applicant members also have extensive contacts in the community and will be primarily driving to and from medical appointments. In that regard, the applicant presented three letters from doctors' offices supporting the need for patient livery transportation. Based on the evidence presented the applicant has proven public convenience and necessity

#### IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application of American Rides Livery Service, LLC is hereby granted and Livery Permit Number 3670 is hereby issued as follows:

#### **LIVERY PERMIT NUMBER 3670**

American Rides Livery Service, LLC is hereby permitted to operate four (4) motor vehicles, having a seating capacity of less than eleven passengers, in general livery service from a headquarters in Sterling.

#### **RESTRICTIONS:**

**The applicant must register and insure the four (4) vehicles granted in this permit within ninety (90) days. Failure to do so may result in revocation of the authority.**


The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

This permit shall remain in effect until it is amended, suspended or revoked by the department. 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 the 29th day of July 2019.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

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