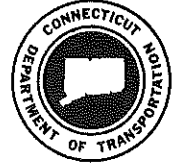




STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 1910-N-113-L

RE: APPLICATION OF LUXURY TRANSPORTATION, LLC TO OPERATE ONE (1) GENERAL LIVERY VEHICLE, WITH A SEATING CAPACITY OF LESS THAN ELEVEN PASSENGERS, FROM A HEADQUARTERS IN NEW HAVEN.

DECISION

JANUARY 13, 2020

I. INTRODUCTION

A. APPLICATION

By application filed on October 9, 2019, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Luxury Transportation, LLC (hereinafter "applicant") with a mailing address of 21 Hilltop Road, New Haven, CT 06515 seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) adults, in general livery service from a headquarters in New Haven.

B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing on this application was held on January 7, 2020.

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

Augusto Drullard appeared pro se on behalf of the applicant. The applicant's address is 21 Hilltop Road, New Haven, CT 06515.

II. FINDINGS OF FACT

1. Augusto Drullard seeks to operate one (1) motor vehicle in general livery service from a headquarters in New Haven. Mr. Drullard will be the primary driver of the vehicle.
2. The applicant will operate a 2015 Chevy Tahoe, which has been already purchased.
3. The applicant's first six months of expenses includes vehicle financing of \$4,811, insurance of \$4,500, maintenance of \$450 and property tax of \$192.
4. The applicant has \$9,900 in a bank account.
5. The applicant's wife, Karen, will also be helping with the business. She is in insurance and real estate. Through her two businesses, she may be able to refer livery work to the applicant.

6. The applicant has been driving UBER for the past three years. He has regular clientele who will use his livery service.

7. The applicant operated two grocery stores that he later sold.

8. This application is not opposed by any livery operator.

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 Mr. Drullard, which disclosed no criminal record. The applicant has a public service license and has driven professionally for several years. In addition, he has operated several businesses so he has business experience. Based on the evidence presented, the applicant is suitable to conduct the proposed business.

As far as the applicant's financial ability is concerned the applicant presented evidence that the first six months of expenses includes: vehicle financing of \$4,811, insurance of \$4,500, maintenance of \$450 and property tax of \$192 for a total expense of \$9,953. The applicant has \$9,990 in a bank account that will cover these expenses so it is financially suitable.

On the issue of public convenience and necessity, the applicant has already been operating several years as an UBER driver so he has a client base. In addition, the applicant's wife is in real estate and insurance and has been able to refer livery business to him. Based on all of the evidence presented, this livery application is hereby granted.

IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application in the name of Luxury Transportation, LLC is hereby granted and Livery

Permit Number 3691 is hereby issued as follows:

LIVERY PERMIT NUMBER 3691

Luxury Transportation, LLC is authorized to operate one (1) motor vehicle in general livery service, with a seating capacity of less than eleven passengers, from a headquarters in New Haven.

RESTRICTIONS:

The applicant must register and insure the one (1) general livery vehicles granted in this decision within ninety (90) days. Failure to do so may result in revocation of this authority.

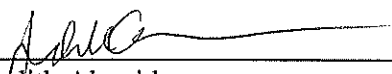
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

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 13th day of January 2020.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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