



File
STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:
(860) 594-2875

DOCKET NUMBER 0704-C-66-T

RE: IN THE MATTER OF THE CITATION OF NISAR ALI SANDHU D.B.A.
ACTION TAXI

Final Decision

August 31, 2007

I. INTRODUCTION

A. General

By citation dated April 27, 2007, by the Department of Transportation (hereinafter "department"), pursuant to Connecticut General Statutes Section 13b-103, as amended, Nisar Ali Sandhu d.b.a. Action Taxi (hereinafter "respondent"), holder of Certificate Number 1143, was ordered to come before the department to answer the allegations made therein.

Pursuant to said citation, the respondent was directed to appear at the Newington office of the Department of Transportation to show cause why Certificate Number 1143, issued for the operation of taxicab service, should not be suspended or revoked or a civil penalty imposed for violation of its certificate pursuant to Connecticut General Statutes Section 13b-96, et seq.

More specifically, it is alleged that on April 11, 2007, the respondent violated Connecticut General Statutes Section 13b-96 and Section 13b-96-38(a) of the Regulations of Connecticut State Agencies for operating a taxicab without a meter installed.

The citation was served upon the respondent by first class and certified mail and recited the department's reasons for issuing it.

B. Hearing Held

Pursuant to Section 13b-96 of the Connecticut General Statutes, as amended, the public hearing for this citation was held on July 31, 2007.

Notice of the citation and the hearing to be held thereon was given to the respondent and to such other parties as required by Connecticut General Statutes Section 13b-96, as amended.

The hearing on this matter was conducted by a hearing officer designated by the Commissioner of Transportation, pursuant to Section 13b-17 of the Connecticut General Statutes.

C. Appearances

Nisar Ali Sandhu appeared pro se at the hearing. The respondent's mailing address is 11 Alcap Ridge, Cromwell, Connecticut 06416.

Eugene Morris, Transportation Public Transit Inspector with the Regulatory and Compliance Unit, presented evidence on behalf of the department.

II. FINDINGS OF FACT

1. The respondent is the holder of Certificate 1143 in the name of Nisar Ali Sandhu d.b.a. Action Taxi and is authorized to operate four (4) motor vehicles in taxicab service in Bozrah, Franklin, Lisbon, Norwich, Preston and Sprague.
2. On April 11, 2007, the respondent's taxicab, with plate number T4931T, was operating at Bradley International Airport when it was stopped by an investigator with the department. Upon closer examination it was found that the taxicab did not have a meter installed.
3. The driver who operated taxicab T4931T without a meter is no longer working for the respondent.

III. DEPARTMENT ANALYSIS AND CONCLUSIONS OF LAW

The Department of Transportation has jurisdiction over matters pertaining to the operation of motor vehicles in taxicab service in the State of Connecticut accordance with Connecticut General Statutes Section 13b-96, as amended.

Pursuant to Connecticut General Statutes Section 13b-97, the department may amend or for sufficient cause suspend or revoke any such permit. Further, the department may impose a civil penalty on any person who violates any provision of the governing chapter or any regulation adopted under Section 13b-96, as amended, with respect to fares, service, operation or equipment, in an amount not to exceed one hundred dollars per day for each violation.

The evidence shows that the respondent on April 11, 2007 allowed its taxicab, with marker plate T4931T, to be operated at Bradley International Airport without a taxi meter. The driver who operated the taxicab that day, no longer works for the respondent. A short time after the violation, the respondent installed a taxi meter in the vehicle.

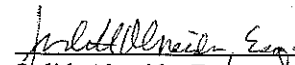
IV. ORDER

Based on the above, the respondent is hereby ordered to pay to the Department of Transportation, a civil penalty in the amount of FIFTY DOLLARS (\$50), by certified check, bank check or money order made payable to the "Treasurer, State of Connecticut," within thirty (30) days from the date of this final decision.

Failure of the respondent to comply with this order shall result in revocation without further proceeding. This final decision constitutes notice in accordance with Connecticut General Statutes Section 4-182(c).

Dated at Newington, Connecticut on this the 31st day of August 2007.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



Judith Almeida, Esq.

Staff Attorney III

Administrative Law Unit

Bureau of Finance and Administration