

STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

Phone:

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DOCKET NO. 1901-N-18-L

RE: APPLICATION OF HARBOR LIMO, LLC TO OPERATE THREE (3)
GENERAL LIVERY VEHICLES, WITH A SEATING CAPACITY OF
LESS THAN ELEVEN PASSENGERS, FROM A HEADQUARTERS IN
SIMSBURY.

DECISION

APRIL 16, 2019

I. INTRODUCTION

A. APPLICATION

By application filed on January 31, 2019, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Harbor Limo, LLC (hereinafter "applicant") with a mailing address of 277 Elm Street, Apt G, Windsor Locks, CT 06096 seeks authorization to operate three (3) motor vehicles, having a seating capacity of less than eleven (11) adults, in general livery service from a headquarters in Simsbury.

B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing on this application was held on April 11, 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

Shahzeen Kahn appeared on behalf pro se of the applicant. His mailing address is 277 Elm Street, Apt G, Windsor Locks, Connecticut 06096.

II. FINDINGS OF FACT

1. The applicant seeks to operate three (3) motor vehicles in general livery service from a headquarters in Simsbury.

2. Mr. Kahn, his uncle, his brother and Mr. Hussain will be the drivers of the three (3) livery vehicles.

3. The applicant will operate a 2002 Toyota Camry, a 2010 Toyota Camry and a 2012 Honda Civic in the business. The three vehicles are not financed.

4. The applicant has \$25,483 in a bank account.

5. The applicant's first six months of expenses includes office rent of \$5,100, insurance of \$7,638, maintenance of \$1,500, property tax of \$129, advertising \$300 and

communication of \$600.

6. The applicant provides a good customer service is prompt and reliable as a driver for A & Z Transportation.
7. Several small livery operators will refer intrastate livery business to the applicant.
8. The applicant is also seeking to perform work for Veyo.
9. This application was is 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 Shahzeen Kahn, which shows no criminal record. Mr. Kahn has driven both livery and Uber. Based on the evidence presented the applicant has the necessary suitability to have this application granted.

As far as the applicant's financial ability is concerned the applicant presented evidence that the first six months of expenses includes office rent of \$5,100, insurance of \$7,638, maintenance of \$1,500, property tax of \$129, advertising \$300 and communication of \$600. The applicant has \$25,483 in the bank, which is sufficient to cover these costs. The applicant is financially suitable.

On the issue of public convenience and necessity, the applicant presented several customers who spoke about the good customer service that he provides. He also presented the testimony of several livery operators who will refer their excess intrastate business to him. Based on all of the evidence presented, the applicant has shown public convenience will be improved by a grant of this application.

IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application of Harbor Limo, LLC is hereby granted and Livery Permit Number 3661 is hereby issued as follows:

LIVERY PERMIT NUMBER 3661

Harbor Limo, LLC is hereby permitted to operate three (3) motor vehicles, having a seating capacity of less than eleven passengers, in general livery service from a headquarters in Simsbury.

RESTRICTIONS:

The applicant must register and insure the three (3) vehicles granted in this permit within ninety (90) days. Failure to do so may result in revocation of the authority.

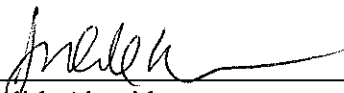
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

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 16th day of April 2019.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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

Docket No. 1901-N-18-L

Page 4 of 5