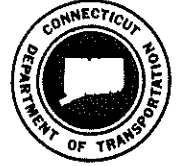




STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 1907-N-90-L

RE: APPLICATION OF HARBOR VIEW LIMOUSINE, LLC TO OPERATE FOUR (4) MOTOR VEHICLES, HAVING A SEATING CAPACITY OF LESS THAN ELEVEN (11) PASSENGERS, FOR THE TRANSPORTATION OF PASSENGERS IN GENERAL LIVERY SERVICE BETWEEN ALL POINTS IN CONNECTICUT FROM A HEADQUARTERS IN STAMFORD.

DECISION

NOVEMBER 13, 2019

I. INTRODUCTION

A. APPLICATION

By application filed on July 29, 2019, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Harbor View Limousine, LLC (hereinafter "applicant") with a mailing address of 115 Jefferson Street, Stamford, Connecticut 06902 seeks authorization to operate four (4) motor vehicles, having a passenger seating capacity of less than eleven (11) adults, for the transportation of passengers in general livery service from a headquarters in Stamford.

B. HEARING

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

Jorge Camacho appeared pro se on behalf of the applicant. The applicant was represented by Attorney Kasey Gill Luce of Kennedy Doyle, LLC with a mailing address is 8 Glastonbury Avenue, Rocky Hill, Connecticut 06067.

Mark Davis, Provider Operations Coordinator, appeared on behalf of Veyo in support of the application.

II. FINDINGS OF FACT

1. The applicant seeks to operate four (4) additional motor vehicles in general livery service from a headquarters in Stamford.
2. The applicant currently operates an auto sales and rental company in Stamford.
3. The applicant will operate a 2017 Ford Focus and a 2017 Hyundai Elantra. The two other vehicles will be purchased such as a 2016 Toyota Corolla and a 2016 Nissan Altima. The cost of these vehicles will be approximately \$25,000.

4. The applicant has \$111,214 in a bank account.
5. The first six months of the applicant's expenses includes vehicle costs of \$25,000, insurance of \$55,932, property tax of \$509, communication costs of \$600 and maintenance of \$3,500.
6. The applicant members, Jorge and Ana Camacho, do not have a criminal record.
7. The applicants want to work exclusively for Veyo and will not perform general livery service.
8. Veyo needs additional vendors in Fairfield County for regular and after-hours trips. Mark Davis estimates the applicant may receive two to three trips per hour, per vehicle in the Fairfield area.
9. This application 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.

To show financial support the applicant presented evidence that the first six months of expenses includes vehicle costs of \$25,000, insurance of \$55,932, property tax of \$509, communication costs of \$600 and maintenance of \$3,500 for a total expense of \$85,541. The applicant has \$111,214 in a bank account, which is sufficient to cover these initial costs and is therefore financially suitable.

Regarding the applicant's suitability, a criminal record check was performed for both Ana and Jorge Camacho, the two members, which showed no criminal record. The applicant has successfully operated a business in car sales and rentals. This business would be an expansion into

transportation. Based on the evidence submitted, the applicant has proven the necessary suitability to be granted a livery permit.

On the issue of public convenience and necessity, the applicant presented Mark Davis from Veyo who will contract with the applicant once the permit is granted. Veyo estimates its referral to the applicant of two to three trips per vehicle, per hour in the Fairfield County area. Veyo also has the need for after-hours trips which it has difficulty filling. However, since the applicant only intends to perform work for Veyo and not perform general livery work the application will only be granted for governmental livery.

IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application of Harbor View Limousine, LLC is hereby granted and Livery Permit Number 3681 standing in the name of Harbor View Limousine, LLC is hereby approved in part and is issued as follows:

LIVERY PERMIT NO. 3681

DURATIONAL LIVERY SERVICE UNDER CONTRACT WITH VEYO DOCKET NO. 1907-N-90-L-GRANTED ON NOVEMBER 12, 2019

Harbor View Limousine, LLC is authorized to operate four (4) motor vehicles, having a seating capacity of less than eleven (11) passengers, for the provision of transportation for hire by virtue of a contract with Veyo from a headquarters in Stamford.

RESTRICTIONS:

The four (4) vehicles granted in this decision must be registered within ninety (90) days from the date of this decision. Failure to do so will result in revocation of this authority.

The authority for the four (4) vehicles granted in Docket No. 1907-N-90-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 Veyo.

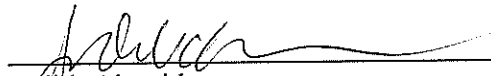
The permit holder shall notify the department of any termination of its contract with Veyo or the cessation of the active provision of service thereunder. The permit holder shall file with the department on an annual basis, upon registration or re-registration of the motor vehicles authorized in this 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 November 13, 2019.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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