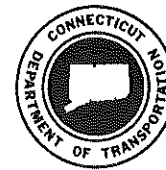


STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NUMBER 2009-N-47-L

RE: APPLICATION OF YOUR WAY TRANSPORTATION, LLC TO OPERATE ONE (1) MOTOR VEHICLE, HAVING A SEATING CAPACITY OF LESS THAN ELEVEN (11) ADULTS, IN GENERAL LIVERY SERVICE BETWEEN ALL POINTS IN CONNECTICUT FROM A HEADQUARTERS IN STAMFORD.

DECISION

NOVEMBER 5, 2020

I. INTRODUCTION

A. General

By application filed on September 17, 2019, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Your Way Transportation, LLC (hereinafter "applicant") with a mailing address of 91 Southwood Drive, Stamford, Connecticut 06902, seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) adults, in general livery service between all points in Connecticut from a headquarters in Stamford.

B. Hearing Held

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public telephone hearing on this application was held on November 3, 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 the Connecticut General Statutes Section 13b-103. 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

Gerard Vilsaint Jr. appeared pro se on behalf of the applicant. The applicant's mailing address is 91 Southwood Drive, Stamford, Connecticut 06902.

II. FINDING OF FACTS

1. The applicant seeks to operate one (1) motor vehicle in intrastate livery service from a headquarters in Stamford.
2. Mr. Vilsaint wants to perform general livery services which would include private pay transportation in addition to working for the transportation broker Veyo.
3. The applicant's assets include cash of \$19,000.
4. The applicant's first six month of costs includes insurance of \$7,098, vehicle maintenance of \$1,480, vehicle financing of \$3,588, property tax of \$314, communication costs of \$420 and advertising costs of \$806.
5. The applicant will operate a 2019 Dodge Caravan which is wheelchair accessible. The applicant has already purchased the vehicle. The applicant will be working with Regulatory to ensure the vehicle meets DOT requirements

6. Mr. Vilsaint will be the sole driver of the vehicle. He has approximately ten years of experience working for his father's livery and taxi company. He also has a public service license.

7. Ms. Amber Copeland, a Provider Operations Coordinator from Veyo, supported the application. Veyo needs wheelchair accessible livery vehicles in Connecticut.

8. The applicant is in the process of contracting with Veyo to provide transportation.

9. The applicant has received interest from Divita Dialysis Center and Saint Camillas nursing home about providing livery transportation services to their clients.

10. No opposition was presented to a grant of this application.

III. DEPARTMENT ANALYSIS

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.

In support of financial wherewithal, the applicant presented evidence of the following: insurance costs of \$7,098, vehicle maintenance costs of \$1,480, vehicle financing costs of \$3,588, property tax of \$314, communication costs of \$420 and advertising costs of \$806 for a total expense of \$13,706. The applicant \$19,000 in its bank account, which is sufficient to cover these initial costs. Based on the evidence presented, the applicant has proven its financial suitability to operate the requested vehicles.

With regard to suitability, the applicant provided the department with the requisite criminal conviction history forms for Mr. Gerard Vilsaint which show no criminal convictions. Mr. Vilsaint has been working on and off over the past ten years in livery and taxicab service for his father. Based on the evidence presented, the applicant is suitable to be granted the livery authority.

The applicant is also required to prove that public convenience and necessity would be improved by a grant of this application. In that regard, the applicant presented evidence that he has received interest from several facilities who want to use his transportation services. In addition, Ms. Copeland from Veyo she supports his application especially since he will be operating a handicapped accessible vehicle.

Based upon the above and pursuant to Connecticut General Statutes Section 13b-103, as amended, the application of Your Way Transportation, LLC. is hereby granted and Livery Permit Number 3700 is hereby issued as follows:

LIVERY PERMIT NO. 3700
FOR THE OPERATION OF LIVERY SERVICE

Your Way Transportation, LLC is hereby permitted and authorized to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) adults, in general livery service from a headquarters in Stamford.

RESTRICTIONS:

The applicant must register the one (1) vehicle granted under this decision within sixty (60) days from the date of this decision.

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 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 the rules, regulations and orders of the department may from time to time prescribe thereunder may result in a citation action against the permit holder.

A memorandum of this permit, bearing the seal of the department, shall be kept conspicuously posted in the motor vehicles operated under this permit.

Dated at Newington, Connecticut on this 5th day of November 2020.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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