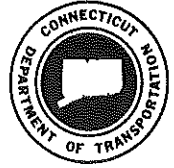


STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 2207-N-76-L

RE: APPLICATION OF R & S LLC TRANSPORTATION SERVICES TO  
OPERATE TWO (2) GENERAL LIVERY VEHICLES, WITH A  
SEATING CAPACITY OF LESS THAN ELEVEN PASSENGERS,  
FROM A HEADQUARTERS IN NORWALK.

DECISION

OCTOBER 4, 2022

## I. INTRODUCTION

### A. APPLICATION

By application filed on July 26, 2022, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, R & S LLC Transportation Services (hereinafter "applicant") with a mailing address of 6 Vail Street, Norwalk, Connecticut 06850 seeks authorization to operate two (2) motor vehicles, having a seating capacity of less than eleven (11) passengers, in general livery service from a headquarters in Norwalk.

### B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing by telephone was held on this application on September 27, 2022.

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

Sherline Themelus appeared pro se on behalf of the applicant. The applicant's mailing address is 6 Vail Street, Norwalk, Connecticut 06850.

## II. FINDINGS OF FACT

1. The applicant seeks to operate two (2) motor vehicles in general livery service from a headquarters in Norwalk.

2. The applicant will operate two wheelchair accessible 2017 Ford Transit Vans. The two (2) vehicles are financed.

3. The applicant's first six months of expenses includes rent of \$10,500, insurance costs of \$20,142, maintenance costs of \$7,200, communication costs of \$2,100, advertising costs of \$4,800, equipment of \$250 and property tax of \$637.

4. The applicant has \$156,072 in a business bank accounts.

5. Ms. Themelus is a nurse that has been involved in homecare and transportation of patients. Her husband, Roody Fils is a software engineer.

6. Both partners will get the endorsement to drive the livery vehicles. Ms. Themelus will do the administrative work while Mr. Fils will handle the day-to-day operations.

7. The applicant will focus on medical transportation for their clients and the public.

8. To get customers the applicants will advertise on google and social media and create flyers and signs.

9. The applicants have clean criminal records.

10. This application was 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 Sherline Themelus and Roody Fils which disclosed no criminal records. The applicant has experience in the home care business and have provided transportation to clients in the past. Based on the evidence presented, the applicant is suitable to conduct the proposed intrastate livery business.

As far as the applicant's financial ability is concerned, the applicant presented evidence that the first six months of expenses includes rent of \$10,500, insurance costs of \$20,142, maintenance costs of \$7,200, communication costs of \$2,100, advertising costs of \$4,800, equipment of \$250 and property tax of \$637 for a total expense of \$45,629. The applicant has \$156,072 in a bank account to cover these startup expenses and is therefore financially suitable.

On the issue of public convenience and necessity, the applicant has a plan to market the company and will also network with their home care clients to provide transportation. Based on the evidence presented, the applicant will receive authorization for intrastate livery transportation.

#### IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application in the name of R & S LLC Transportation Services is hereby granted, and Livery Permit Number 3759 is hereby issued as follows:

#### **LIVERY PERMIT NUMBER 3759**

R & S LLC Transportation Services is authorized to operate two (2) motor vehicles in general livery service, with a seating capacity of less than eleven passengers, from a headquarters in Norwalk.

#### **RESTRICTIONS:**

**The applicant must register and insure the two (2) general livery vehicles granted in this decision within ninety (90) days. Failure to do so may result in revocation of this authority.**

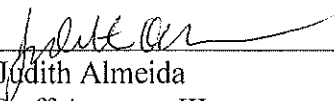
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

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 4th day of October 2022.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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