

STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone:

DOCKET NUMBER 2308-C-113-L

RE: IN THE MATTER OF THE CITATION OF LORD'S WAY  
LIMOUSINE SERVICES LLC DBA AVON LIMOUSINE  
WORLDWIDE

DECISION

SEPTEMBER 19, 2023

## I. INTRODUCTION

### A. General

By citation dated August 29, 2023, by the Department of Transportation (hereinafter “department”), pursuant to Connecticut General Statutes Section 13b-102, 13b-103 and 4-182 as amended, Lord’s Way Limousine Services LLC dba Avon Limousine Worldwide. (hereinafter “respondent”), holder of Livery Permit Number 3172, was ordered to come before the department to answer the allegations made therein.

Pursuant to said citation, the respondent was directed to appear by telephone to show cause why Livery Permit Number 3172, issued for intrastate livery service should not be suspended or revoked or a civil penalty imposed for violation of its permit pursuant to Connecticut General Statutes Section 13b-103, et seq.

More specifically, it is alleged that, Lord’s Way Limousine Services LLC dba Avon Limousine Worldwide is unsuitable to continue in operation as a result various allegations outlined in the citation notice of hearing. The citation was served upon the respondent by certified mail and recited the department’s reasons for issuing it.

### B. Hearing Held

Pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, the public hearing for this citation was held on September 14, 2023. 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-103, 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

Johel Cherival appeared pro se on behalf of the respondent in this matter. His mailing address is P.O Box 484, Norwalk, CT 06852.

Felipe Briseno, Staff Attorney 3 with the Regulatory and Compliance Unit, presented evidence in this matter.

Chris Russell, License and Application Analyst with the Regulatory and Compliance Unit, presented evidence in this matter.

## II. FINDINGS OF FACT

1. The respondent is the holder of Livery Permit Number 3172 in the name of Lord’s Way Limousine Services LLC dba Avon Limousine Worldwide which operates five (5) livery vehicles in general livery service from a headquarters in Stratford.

2. On July 12, 2023, Ms. Lisa Rivers filed a complaint with the Regulatory & Compliance Unit. In her complaint Ms. Rivers states that she had hired Lindsey Limousine for a pickup on July 10, 2023, but Lord’s Way Limousine Services LLC dba Avon Limousine appeared instead to transport her from Bradley Airport to her home in Berlin.

3. There were several issues with the vehicle used for the transport including that did not have livery plates, lacked a front license plate, the driver had no identification, and the check engine light was on.

4. On July 13, 2023, the DOT inspectors went to the respondent's business to assess the situation and were told the business was no longer operating from the headquarters location in Stratford but had moved to Bridgeport.

5. On July 19, 2023, the Regulatory & Compliance Unit sent a 15-day warning letter to the respondent asking for an explanation about the complaint.

6. The vehicle sent to pick up Ms. Rivers was Mr. Cherival's personal car which was not insured as a commercial livery vehicle.

7. Respondent claims that his driver made a mistake and took his personal vehicle.

8. The respondent has filed a Transfer of Headquarters application to move his headquarters from Stratford to Bridgeport.

9. The respondent has not been billing deadhead miles on his livery trips.

10. The Regulatory & Compliance Unit is proposing a civil penalty of \$1,200 which consists of \$1,000 for use of a non-livery vehicle and \$200 for changing headquarters without approval.

11. The Regulatory and Compliance Unit is requesting that the respondent either return its two unused livery plates or register a vehicle under one of the plates and return the other.

12. The respondent has been in business for over ten (10) years without incident.

### III. DEPARTMENT ANALYSIS

The Department of Transportation has jurisdiction over motor vehicles in intrastate livery service in the State of Connecticut accordance with Connecticut General Statutes Section 13b-102, as amended. Pursuant to Connecticut General Statutes Section 13b-103, the department may amend or for sufficient cause suspend or revoke any such livery 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-103, as amended, with respect to fares, service, operation or equipment, in an amount not to exceed one thousand (\$1,000) dollars per day for each violation.

The evidence shows that the respondent used a passenger vehicle in livery service. Respondent also moved its headquarters from Stratford to Bridgeport without approval. The respondent claims his driver took the wrong vehicle by mistake while he was out of town. Since Mr. Cherival is the owner of the business, he is responsible for the business regardless of what transpired.

As a result of respondent's actions, the respondent will be assessed a \$1,200 civil penalty, \$1,000 for the illegal use of the vehicle and \$200 for moving the headquarters without approval. In addition, respondent will reimburse the complainant, Ms. Rivers, \$220.43 for the illegal trip from the airport to her home. Respondent will also return license plates L00073L and L00955L or register a vehicle under one its plates and return the other.

IV. ORDER

Based on the above, Livery Permit Number 3172, standing in the name of Lord's Way Limousine Services LLC dba Avon Limousine Worldwide is ordered to complete the following by October 19, 2023:

1. The respondent shall pay to the department, Regulatory & Compliance Unit, a \$1,200 civil penalty by certified check, bank check or money order made payable to the Treasurer, State of Connecticut.

2. The respondent shall reimburse Ms. Rivers \$220.43 for the illegal livery trip and shall submit a copy of the check to the hearing officer.

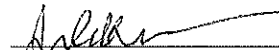
3. The respondent must either register a vehicle under or return livery plates L00073L and L00955L. Respondent must also provide to the Regulatory & Compliance Unit copies of the receipts when the plates are returned.

Failure to of the respondent to comply with this order will result in the reopening of this citation matter with the possibility of further civil penalties, suspension, or revocation of respondent's Livery Permit Number 3172.

This decision constitutes notice in accordance with Connecticut General Statutes Section 4-182(c).

Dated at Newington, Connecticut on this 19<sup>th</sup> day of September 2023.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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