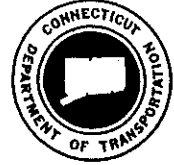


STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 2402-N-16-L

RE: APPLICATION OF JAMES PRESCOTT DBA SYSTEMA TRANS TO  
OPERATE ONE (1) GENERAL LIVERY MOTOR VEHICLE, WITH A  
SEATING CAPACITY OF LESS THAN ELEVEN PASSENGERS,  
FROM A HEADQUARTERS IN NORTH HAVEN

DECISION

APRIL 9, 2024

## I. INTRODUCTION

### A. APPLICATION

By application filed on February 21, 2024, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, James Prescott dba Systema Trans (hereinafter "applicant") with a mailing address of 42 Tennyson Avenue, North Haven, Connecticut 06473 seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) passengers, in general livery service from a headquarters in North Haven.

### B. HEARING

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing by telephone was held on this application on April 2, 2024.

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

James Prescott appeared pro se on behalf of the applicant. The applicant's mailing address is 42 Tennyson Avenue, North Haven, Connecticut 06473.

## II. FINDINGS OF FACT

1. The applicant seeks to operate one (1) motor vehicle in general livery service from a headquarters in North Haven.
2. The applicant proposes to operate a 2024 Toyota Sienna van which is financed. The vehicle is wheelchair accessible.
3. The applicant is in the process of applying for a livery endorsement. Mr. Prescott has past administrative experience working for a livery company.
4. Mr. Prescott is currently working as a safety consultant.

5. The first six months of expenses includes insurance costs of \$9,766, property tax of \$833, maintenance costs of \$350, vehicle financing of \$7,503 and communication costs of \$600.
6. The applicant has \$23,881 in a bank account to pay the start-up expenses.
7. The applicant plans to provide trips for medical appointments and other general livery trips.
8. The applicant will advertise the business through social media, the creation of a webpage and business cards.
9. Mr. Prescott has a clean criminal history.
10. The applicant will operate the proposed business from his home with the assistance of his wife, Blake.

### 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 James Prescott which disclosed no criminal record. Mr. Prescott has worked in a livery business previously and his wife will help him as well. 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 first six months of expenses includes insurance costs of \$9,766, property tax of \$833, maintenance costs of \$350, vehicle financing of \$7,503 and communication costs of \$600 for a total of \$19,052. The applicant has

\$23,881 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 past livery experience. He will be developing a customer base by advertising the business and possibly contracting with various entities. Based on the evidence presented, the applicant will receive authorization for one (1) general livery vehicle.

#### IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application in the name of James Prescott dba Systema Trans is hereby granted, and Livery Permit Number 3821 is hereby issued as follows:

#### **LIVERY PERMIT NUMBER 3821**

James Prescott dba Systema Trans is authorized to operate one (1) motor vehicle in general livery service, with a seating capacity of less than eleven passengers, from a headquarters in North Haven.

#### **RESTRICTIONS:**

**The applicant must register and insure the one (1) motor vehicle granted in this decision within ninety (90) days. Failure to do so may result in revocation of the general livery authority.**

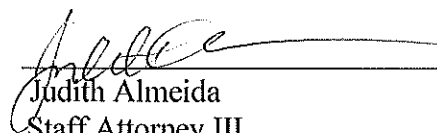
The authority granted under this permit may not be sold or transferred until it has been operational, i.e. a vehicle registered with livery plates thereunder for not less than twenty-four (24) months.

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.

Dated at Newington, Connecticut on the 9th day of April 2024.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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