



DOCKET NO. 2506-N-61-L

RE: APPLICATION OF NABAYA XPRESSWAY L.L.C. TO OPERATE ONE (1) MOTOR VEHICLE IN GENERAL LIVERY SERVICE, WITH A SEATING CAPACITY OF LESS THAN ELEVEN PASSENGERS, FROM A HEADQUARTERS IN NEW HAVEN.

DECISION

August 29, 2025

2800 Berlin Turnpike  
P.O. Box 317546  
Newington, CT 06131-7546  
860-594-2000

CT.GOV/DOT

## **I. INTRODUCTION**

### **A. APPLICATION**

By application filed on June 3, 2025, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Nabaya Xpressway L.L.C. (hereinafter "applicant") with a mailing address of 333 Munson Street, New Haven, Connecticut 06511 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 New Haven.

### **B. HEARING**

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public hearing was held on this application on August 5, 2025.

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**

Nabaya Kaba appeared pro se on behalf of the applicant. The applicant's mailing address is 333 Munson Street, New Haven, Connecticut 06511.

## **II. FINDINGS OF FACT**

1. The applicant seeks to operate one (1) motor vehicle in general livery service from a headquarters in New Haven.
2. The applicant will operate a 2016 Nissan NV200 which is paid for.
3. The vehicle will be wheelchair accessible. The applicant regularly takes courses on how to secure wheelchairs in the vehicle.
4. The applicant will be operating the livery business from his home office using his home internet and personal cell phone.
5. The applicant previously worked as a driver for M7 and His Limo as an independent contractor. Mr. Kaba also has experience as a driver in New York City.

6. The applicant has an F endorsement and will be the only livery driver.
7. The first six months of the applicant's expenses includes insurance costs of \$11,375.00, property tax of \$64.00, and maintenance and repair costs of \$200.00 for a total of \$11,639.00.
8. The applicant has an account balance of \$13,767.38.
9. The applicant expressed seeing a need for wheelchair accessible transportation.
10. MTM and other local livery businesses have told the applicant that they will refer business to him once his permit is approved.
11. The applicant has a clean criminal history.
12. 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 which disclosed no criminal records. He has driven for different livery businesses 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 first six months of the applicant's expenses includes insurance costs of \$11,375.00, property tax of \$64.00, and maintenance and repair costs of \$200.00 for a total of \$11,639.00. The applicant has \$13,767.38 in a bank account to cover these startup expenses and is therefore financially suitable to conduct the proposed livery service.

On the issue of public convenience and necessity, the applicant testified to seeing the lack of wheelchair accessible transportation in the New Haven area. Mr. Kaba will grow his customer base through contracts and referrals with MTM and other local livery businesses. The application was not opposed and based on the evidence presented, the applicant's service would improve public convenience and necessity. 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 Nabaya Xpressway L.L.C. is hereby granted, and Livery Permit Number 3863 is hereby issued as follows:

#### **LIVERY PERMIT NUMBER 3863**

Nabaya Xpressway L.L.C. is authorized to operate one (1) motor vehicle in general livery service, with a seating capacity of eleven (11) passengers or less, from a headquarters in New 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 twenty-ninth day of August 2025.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

*Sharon A. Peters*

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Sharon A. Peters  
Staff Attorney II  
Office of Legal Affairs

**CERTIFICATION**  
**DOCKET NO. 2506-N-61-L**

I hereby certify that true and correct copies of the decision dated August 29, 2025, in the above-entitled matter were forwarded on August 29, 2025.

**Copies of the above-noted decision were forwarded as follows:**

**Applicant:**

Nabaya Xpressway L.L.C.  
333 Munson Street  
New Haven, CT 06511

**Certified Mail:**

**Applicant's Counsel:**

NA

**Intervenors:**

NA

**Others:**

Regulatory & Compliance

**Certified By:**

*Sharon A Peters*  
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Sharon A Peters  
Staff Attorney II  
Office of Legal Affairs