

STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

Phone:

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DOCKET NUMBER 2010-AV-58-L

RE: APPLICATION OF GUSTAVO LEGUIZA DBA ROYAL CLUB
TRANSPORTATION TO OPERATE ONE (1) ADDITIONAL 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.

CORRECTED DECISION

JANUARY 12, 2021

I. INTRODUCTION

A. General

By application filed on October 29, 2020, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Gustavo Leguiza dba Royal Club Transportation (hereinafter "applicant") with a mailing address of 243 Tresser Boulevard, Stamford, Connecticut 06901, seeks authorization to operate one (1) additional 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 the town of Stamford.

B. Hearing Held

Pursuant to Connecticut General Statutes Section 13b-103, as amended, a public telephone hearing on this application was held on January 5, 2021.

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

Gustavo Leguiza appeared pro se on behalf of the applicant. The applicant's mailing address is 243 Tresser Boulevard, Stamford, Connecticut 06901.

II. FINDING OF FACTS

1. The applicant seeks to operate one (1) additional motor vehicle in intrastate livery service from a headquarters in Stamford.
2. The applicant received intrastate authority to operate two (2) motor vehicles in livery service in August 2020.
3. The applicant's assets include cash of \$51,649.
4. The applicant's first six month of costs includes insurance of \$9,172, office rent of \$6,000, vehicle maintenance of \$3,600, property tax of \$562 and vehicle financing of \$5,257.
5. The additional vehicle the applicant will operate is a 2018 Cadillac Escalade which is financed.
6. Mr. Leguiza acts as a driver and has several other drivers.

7. The applicant maintains a contract with the Stamford Marriott wherein he transports guests for the hotel. The Marriott has a new contract with Jet Blue to house their pilots from New York which the applicant will be transporting to and from the hotel.

8. The applicant also has a contract with a Stamford apartment building to transport tenants to and from the Stamford train station.

9. The applicant has interstate livery authority under interstate certificate MC-1091220.

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 \$9,172, office rent of \$6,000, vehicle maintenance of \$3,600, property tax of \$562 and vehicle financing of \$5,257 for a total expense of \$24,591. The applicant has cash of \$51,649 in its bank account, which is sufficient to cover these 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 form for Gustavo Leguiza which shows no criminal convictions. The applicant has been operating a successful growing livery business since August of 2020. Based on all the evidence presented, the applicant is suitable to be granted the additional 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 several livery contracts with hotels and apartment buildings to provide transport. The applicant is the preferred livery vendor for the Stamford Marriott which has received a new contract with Jet Blue to transport pilots and other airline staff to and from the hotel. The additional livery vehicle the applicant seeks will be used in this capacity.

Based upon the above and pursuant to Connecticut General Statutes Section 13b-103, as

amended, the application of Gustavo Leguiza dba Royal Club Transportation is hereby granted and Livery Permit Number 3696 is hereby reissued as follows:

LIVERY PERMIT NO. 3696
FOR THE OPERATION OF LIVERY SERVICE

Gustavo Leguiza dba Royal Club Transportation is hereby permitted and authorized to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) passengers, in general livery service from a headquarters in Stamford.

Gustavo Leguiza dba Royal Club Transportation is hereby permitted and authorized to operate two (2) motor vehicles, having a seating capacity of fourteen (14) passengers or less, in general livery service from a headquarters in Stamford.

Gustavo Leguiza dba Royal Club Transportation is also hereby permitted and authorized to operate motor vehicles for the transportation of passengers in special and charter operations in interstate commerce under such authorization as issued by the Federal Motor Carrier Safety Administration in the issuance of Certificate Number MC-1091220-C.

RESTRICTIONS:

The applicant must register the one (1) additional 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.

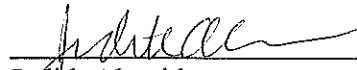
This permit shall remain in effect until revoked by the department. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other state statutes and/or the rules, regulations and orders of the department may from time to time prescribe thereunder 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 12th day of January 2021.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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