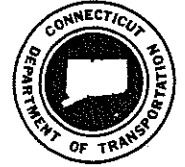


STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone: (860) 594-2875

REVOCATION HEARING  
DOCKET NUMBER 0508-C-19-L

IN THE MATTER OF THE REVOCATION OF PERMIT  
NUMBER 2904 STANDING IN THE NAME OF  
DREAMWEAVERS LIMOUSINE, LLC.

Final Decision

January 16, 2007

## I. INTRODUCTION

### A. Background

By citation dated October 25, 2006, issued by the Department of Transportation (hereinafter "department"), pursuant to Connecticut General Statutes Section 13b-103(c), as amended, Dreamweavers Limousine, LLC (hereinafter "respondent"), holder of Livery Permit Number 2904, was ordered to come before the department to answer allegations made therein.

Pursuant to said citation, the respondent was directed to appear at the Newington office of the Department of Transportation to show cause why Permit Number 2904, for the registration of interstate authority, should not be revoked for failure of the respondent to comply with an order of the Department of Transportation.

More specifically, the respondent was the subject of a citation matter, Docket Number 0508-C-19-L Final Decision dated October 21, 2005, wherein the respondent was found to be in violation of its permit and was ordered to pay a civil penalty in the amount of \$2500 within 30 days from the date of the final decision.

Based on the failure to remit said civil penalty, a revocation notice was served upon the respondent by first class and certified mail, and recited the department's reasons for issuing same.

### B. Hearing

Pursuant to Section 4-182(c) of the Connecticut General Statutes, as amended, a public hearing for this citation was held on November 16, 2006.

Notice of the citation and of the hearing to be held thereon was given to the respondent as required by General Statutes Section 4-182(c), 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 General Statutes.

### C. Appearances

The respondent failed to appear at this hearing. The respondent's last known address of record is 572 Saybrook Road, Middletown, Connecticut.

Robert Colucci, special investigator with the Regulatory and Compliance Unit of the Department of Transportation presented the department's evidence.

## II. FINDINGS OF FACT

1. The respondent is holder of Livery Permit Number 2904 for the registration of interstate livery authority.

2. On September 14, 2005 a citation was filed against the respondent for violation of its permit.

3. An administrative hearing was held on the September 14, 2005 citation matter and a final decision was rendered by a duly appointed hearing officer.

4. The respondent was assessed a civil penalty and an order was issued for payment of the civil penalty within 30 days of the date of the Final Decision, which was rendered on October 21, 2005.

5. The respondent received the final decision on October 22, 2005.

6. The respondent failed to remit the civil penalty to the department.

7. The respondent has failed, to date of the instant hearing, to submit the civil penalty assessed against it.

8. The respondent was served notice of the revocation hearing by certified mail on October 25, 2006.

9. The respondent failed to claim the certified notice of hearing, which was returned to the department, unopened and unsigned.

## III. DISCUSSION AND CONCLUSIONS OF LAW

The Department of Transportation has jurisdiction over matters pertaining to the operation of motor vehicles in 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 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-102 through 13b-109, as amended, with respect to fares, service, operation or equipment, in an amount not to exceed one thousand dollars per day for each violation.

The evidence in this matter shows that the respondent is holder of Permit Number 2904 for the registration of interstate livery authority. The respondent was the subject of a citation hearing in October 2005. The matter was adjudicated and the respondent was assessed a civil penalty in the amount of \$2500. The respondent failed to follow the order of the department in submitting the civil penalty within the timeframe afforded. Moreover, as of the date of hearing, the respondent has not submitted the civil penalty, nor has the respondent bothered to appear for hearing.

Connecticut General Statutes Section 13b-103(c) provides in pertinent part ".....The department may amend or, for sufficient cause shown, may suspend or revoke any such permit...." Furthermore, Connecticut General Statutes Section 4-182(c) provides

"(c) No revocation, suspension, annulment or withdrawal of any license is lawful unless, prior to the institution of agency proceedings, the agency gave notice by mail to the licensee of facts or conduct which warrant the intended action, and the licensee was given an opportunity to show compliance with all lawful requirements for the retention of the license....."

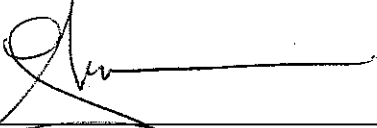
The respondent in this matter was issued notice of the instant hearing and an opportunity to be heard. The respondent failed to appear at the hearing. The evidence supports a conclusion that the respondent is either willfully in violation of the department's order or that the respondent is no longer in business.

IV. ORDER

Based on the evidence of record, Livery Permit Number 2904, standing in the name of Dreamweaver Limousine, LLC for the registration of interstate authority issued in accordance with MC-430174, is hereby revoked, effective FIFTEEN (15) days from the date of this final decision.

Dated at Newington, Connecticut on this the 16<sup>th</sup> day of January 2007.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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Laila A. Mandour  
Staff Attorney III  
Administrative Law Unit  
Bureau of Finance and Administration