



STATE OF CONNECTICUT DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546
Phone: (860) 594-2875

DOCKET NUMBER 0607-C-11-L

RE: IN THE MATTER OF THE CITATION OF ALL STAR
LIMO, LLC.

Final Decision

January 25, 2007

I. INTRODUCTION

A. Notice

By citation dated October 25, 2006, by the Department of Transportation (hereinafter "department"), pursuant to Connecticut General Statutes Section 13b-103, as amended, All Star Limo, LLC (hereinafter "respondent"), holder of Livery Permit Number 2758, 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 2758, for the registration of interstate authority, should not be suspended or revoked or a civil penalty imposed for violation of its permit, issued pursuant to Connecticut General Statutes Section 13b-103, for failure to maintain a vehicle in livery service with a valid registration and failure to provide adequate service for which authority was requested and granted. The citation 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 13b-103 and 4-182 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 and to such other parties as required by 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 General Statutes.

C. Appearances

The respondent failed to appear at this hearing. The respondent's mailing address is 784 Fairview Avenue, Bridgeport, 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 Connecticut Livery Permit No. 2758, for the registration of interstate livery authority, issued by the Federal Motor Carrier Safety Administration.

2. The last date on which the respondent registered a vehicle for service was March 31, 2003.

3. The respondent has not had a vehicle in service since March 31, 2003.

4. The Notice of Citation Hearing for the instant hearing was mailed by certified mail to the respondent on October 25, 2006.

5. After two notices to the respondent, on October 26 and November 1, 2006 by the United States Post Office, the Notice of Citation Hearing for the instant hearing was returned to the department on November 10, 2006 and noted by the Post Office as "Unclaimed."

6. The respondent did not make an appearance at the hearing.

III. ANALYSIS 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 record in this matter shows that the respondent has not registered a vehicle for livery service for which Permit 2758 was issued. The last date a motor vehicle was registered by the respondent was March 31, 2003. The respondent did not appear for the hearing. Moreover, the notice of hearing was returned to the department unclaimed. The evidence supports the conclusion that the respondent is not longer in business.

The respondent is in violation of its permit issued in accordance with Connecticut General Statutes Section 13b102 and 13b-103(a).

IV. ORDER

Based on the above, livery Permit Number 2758, standing in the name of All Star Limousine, LLC, is hereby revoked, said revocation to be effective FIFTEEN (15) days from the date of this Final Decision.

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

Dated at Newington, Connecticut on this the 25th day of January, 2007.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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