



**STATE OF CONNECTICUT**  
**DEPARTMENT OF TRANSPORTATION**



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NEWINGTON, CONNECTICUT 06131-7546

Phone:

(860) 594-2875

DOCKET NO. 0608-NGOV-70-L

RE: APPLICATION OF LT HOLDINGS, LLC TO OPERATE FIVE (5) MOTOR VEHICLES, HAVING A SEATING CAPACITY OF TEN (10) ADULTS OR LESS, FOR THE TRANSPORTATION OF PASSENGERS FOR HIRE BY VIRTUE OF A CONTRACT WITH, OR A LOWER TIER CONTRACT FOR, ANY FEDERAL, STATE OR MUNICIPAL AGENCY BETWEEN ALL POINTS IN CONNECTICUT FROM A HEADQUARTERS IN WESTPORT, CONNECTICUT.

**FINAL DECISION**

January 19, 2007

## I. INTRODUCTION

### A. General

By application filed on August 31, 2006 with the Department of Transportation (hereinafter "Department"), pursuant to Section 13b-103(a) (3) of the Connecticut General Statutes, as amended, LT Holdings, LLC. (hereinafter "Applicant") located at 606 Post Road East, Westport, Connecticut seeks authorization to operate five (5) motor vehicles, having a seating capacity of ten (10) adults or less, in the transportation for passengers for hire by virtue of a contract with, or a lower tier contract for, any federal, state or municipal agency between all points in Connecticut from a headquarters in the town of Westport, Connecticut.

### B. Hearing

Pursuant to Connecticut General Statutes Section 13b-103(a) (3), as amended, a public hearing on this application was held on November 1, 2006.

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(a)(1), as amended. Legal notice to the public was given by publication in the Hour, a newspaper having a circulation in the area of concern.

A hearing officer designated by the Commissioner, pursuant to Connecticut General Statutes Section 13b-17, conducted the hearing on this matter.

### C. Appearances

Michael Lubin and Scott Turkel appeared pro se on behalf of the Applicant. The Applicant's mailing address is 606 Post Road East, Suite 671 Westport, Connecticut 06880.

Sheldon Lubin, Public Utilities Examiner of the Regulatory & Compliance Unit of the Department, was present at the hearing.

No opposition was presented to this application.

## II. FINDINGS OF FACT

1. Mr. Ralph Manzelli, Transportation Manager for Logisticare, submitted a letter to the Department requesting that the Applicant be granted five (5) livery plates to service Logisticare in the Bridgeport, Norwalk, Stamford, and Danbury area.
2. The Applicant submitted a contract with Logisticare dated November 7, 2006.
3. The Applicant will operate vans, some of which will be wheelchair accessible.

4. Ralph Manzelli, Transportation Manager for Logisticare, testified in support of the application for five vehicles.
5. The Applicant has \$238,726 in its bank account.
6. The Applicant will pay \$25,000 annually for insurance costs for the five vehicles.
7. The Applicant will pay annual maintenance costs of \$15,000 per year and \$39,000 for fuel.

### **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(b).

Ralph Manzelli, Transportation Manager for Logisticare, testified in support of the application. According to Mr. Manzelli, the Applicant is needed to provide transportation with five vehicles. The Applicant submitted a signed contract between itself and Logisticare dated November 7, 2006 showing need for the service. The evidence supports a grant of five (5) vehicles to meet the public convenience and necessity in the area of concern.

In support of financial wherewithal, the Applicant provided the requisite balance sheet that reflects the following:

1. The Applicant has \$238,726 in cash in the business checking account.
2. The Applicant plans to purchase three vehicles at a cost of \$37,000 if new and \$15,000 if used.
3. The Applicant has annual maintenance costs of \$15,000 and fuel costs of \$39,000.
4. The Applicant's has insurance costs of \$25,000 for the five vehicles.

Based on the financial evidence, the Applicant possesses the financial wherewithal to provide the proposed service.

In support of suitability to operate the proposed service, the Applicant submitted criminal conviction history forms for the two members of the Applicant. The police reports show no criminal conviction histories. The Applicant is ready willing and able to provide the proposed livery service.

#### **IV. CONCLUSION AND ORDER**

Based upon the above and pursuant to Connecticut General Statutes Section 13b-103(a)(3)(B), as amended, the application of LT Holdings, LLC is hereby granted and Livery Permit Number 3113 is hereby issued as follows:

#### **LIVERY PERMIT NUMBER 3113** **FOR THE OPERATION OF MOTOR VEHICLES IN LIVERY SERVICE**

#### **AUTHORIZATION FOR THE PROVISION OF DURATIONAL TRANSPORTATION OF PASSENGERS FOR HIRE BY VIRTUE OF A CONTRACT WITH, OR A LOWER TIER CONTRACT FOR LOGISTICARE, INC. - Granted January 2, 2007.**

LT Holdings, LLC is hereby permitted and authorized to operate five (5) motor vehicles, having a seating capacity of less than ten (10) adults, for the provision of transportation of passengers for hire by virtue of contracts with Logisticare, Inc. from a headquarters in Westport, Connecticut.

#### **RESTRICTIONS:**

**The vehicles authorized herein shall be registered and in use within 45 days of the date of this final decision.**

The authority granted in this docket, given number 0608-NGOV-70-L, shall be durational in nature and shall exist only for the period of time that the permit holder has current and continuing contracts in effect for the provision of service with Logisticare, Inc.

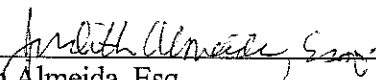
The permit holder shall notify the Department of any termination of its contract with Logisticare, Inc. or the cessation of the active provision of service thereunder. The permit holder shall file with the Department on an annual basis, upon registration or re-registration of the motor vehicles authorized in this decision, a current, executed copy of the extension of said contract.

This permit is not transferable and shall remain in effect until revoked by the Department or until the contract under which this authority is granted has expired. 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.

The terms herein shall constitute notice in accordance with Connecticut General Statutes Section 4-182(c).

Dated at Newington, Connecticut on this 19th day of January 2007.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

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