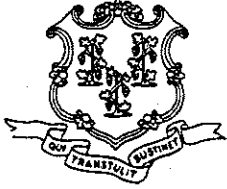


File

STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NUMBER 0610-C-53-L

RE: IN THE MATTER OF THE CITATION OF MILLENIUM LIMOUSINE
SERVICE, LLC DBA MILLENIUM LIMOUSINE SERVICE

Final Decision

May 30, 2007

I. INTRODUCTION

A. General

By citation dated March 22, 2007, by the Department of Transportation (hereinafter "department"), pursuant to Connecticut General Statutes Section 13b-103, as amended, Millennium Limousine Service, LLC d.b.a Millennium Limousine Service (hereinafter "respondent"), holder of Livery Permit Number 2827, was ordered to come before the department to answer the 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 Livery Permit Number 2827, issued for the operation of livery service, should not be suspended or revoked or a civil penalty imposed for violation of its livery permit pursuant to Connecticut General Statutes Section 13b-102, et seq.

More specifically, it is alleged that on or about March 25, 2006, the respondent violated Connecticut General Statutes Sections 13b-103 and 14-27(d) by allowing a motor vehicle in livery service, identified by marker plate number Z8209Z, to be operated in intrastate livery service without an intrastate livery marker plate.

The citation was served upon the respondent by first class and certified mail and recited the department's reasons for issuing it.

B. Hearing Held

Pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, the public hearing for this citation was held on May 8, 2007.

Notice of the citation and the hearing to be held thereon was given to the respondent and to such other parties as required by Connecticut 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 Connecticut General Statutes.

C. Appearances

Edilson Forero appeared pro se on behalf of the respondent. The respondent's mailing address is P.O. Box 191, New Canaan, Connecticut 06870.

Robert Colucci, Supervising Special Investigator with the Regulatory and Compliance Unit, presented evidence on behalf of the department.

II. FINDINGS OF FACT

1. The respondent is the holder of Livery Permit Number 2827 in the name of Millennium Limousine Service, LLC d.b.a Millennium Limousine Service and is authorized to operate motor vehicles in interstate livery service from a headquarters in New Canaan.
2. On March 25, 2007, the respondent allowed a motor vehicle, with marker plate number Z8209Z, to operate in intrastate livery service without the proper authority.
3. Mr. Forero testified that he had to send a livery vehicle to Bradley International Airport because his client's flight was re-routed and he could not get another carrier to perform the intrastate livery service.
4. The respondent submitted a letter from Tauck World Discovery stating that their employee was to be pick up at an out of state airport but was subsequently rerouted to Bradley International Airport.

III. DEPARTMENT 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 evidence shows that the respondent on March 25, 2006, allowed the operation of a motor vehicle, with marker plate number Z8209Z, in intrastate livery service when it did not have an intrastate livery permit and without intrastate livery plates in violation of Connecticut General Statutes Section 13b-103(a) and 14-27(d).

Mr. Forero provided proof that the intrastate livery trip he performed was the result of a rerouted airline flight. The trip originally was supposed to be an interstate livery trip but because of bad weather, the plane was sent to Bradley International Airport instead. Since there were mitigating circumstances in why the respondent performed the intrastate livery trip, it will be assessed a lower fine.

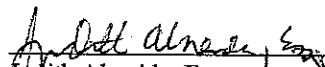
IV. ORDER

Based on the above, the respondent is hereby ordered to pay to the Department of Transportation, a civil penalty in the amount of TWO HUNDRED FIFTY DOLLARS (\$250), by certified check, bank check or money order made payable to the "Treasurer, State of Connecticut," within thirty (30) days from the date of this final decision.

Failure of the respondent to comply with this order shall result in revocation without further proceeding. This final decision constitutes notice in accordance with Connecticut General Statutes Section 4-182(c).

Dated at Newington, Connecticut on this the 30th day of May 2007.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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