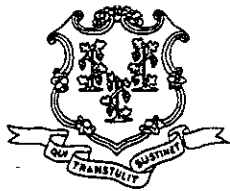


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STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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NEWINGTON, CONNECTICUT 06131-7546

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DOCKET NUMBER 0705-C-52-L
(Case No. LV01-1306-02)

RE: IN THE MATTER OF THE CITATION OF REGAL
STAGEWAYS, INC.

Final Decision

September 18, 2007

I. INTRODUCTION

A. General

By citation dated May 14, 2007, by the Department of Transportation (hereinafter "Department"), pursuant to Connecticut General Statutes Section 13b-103, as amended, Regal Stageways, Inc (hereinafter "respondent"), holder of Livery Permit Number 2499, 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 2499, 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 January 11, 2006, a driver for the respondent operated a motor vehicle bearing Connecticut interstate livery marker plate number Z5687Z in intrastate livery service without an intrastate livery permit in violation of Connecticut General Statute Section 13b-103(a) and without intrastate livery marker plates in violation of Connecticut General Statutes Section 4-27(d).

In addition, on or about May 17, 2007, a driver for the respondent operated a motor vehicle bearing Connecticut intrastate livery marker plate L6626L in intrastate livery service while the vehicle was unregistered in violation of Connecticut General Statutes Section 13b-103(a) and Section 14-12(a).

The citation was served upon the respondent at both 95 Wooster Court, Bristol and 331 Main Street, Bristol, Connecticut 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 August 30, 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

No one appeared on behalf of the respondent, Regal Stageways, Inc. The respondent's mailing address is 95 Wooster Court, Bristol, Connecticut 06010 for the Newington headquarters and 331 Main Street, Bristol for the Hartford headquarters.

Robert Colucci, Supervising Special Investigator, with the Regulatory and Compliance Unit, was a witness in this matter.

Wayne Sinclair, a member of staff, presented evidence on behalf of the department.

II. FINDINGS OF FACT

1. The respondent is the holder of Livery Permit Number 2499 in the name of Regal Stageways, Inc. and has been authorized to operate in intrastate and interstate livery service from a headquarters in Hartford and Newington.
2. On January 11, 2006, a driver for the respondent operated a motor vehicle bearing Connecticut interstate livery marker plate number Z5687Z in intrastate livery service without an intrastate livery permit in violation of Connecticut General Statute Section 13b-103(a) and without intrastate livery marker plates in violation of Connecticut General Statutes Section 4-27(d).
3. On May 23, 2006, a driver for the respondent operated a motor vehicle bearing Connecticut interstate livery marker plate number L6626L in interstate livery service and the vehicle was unregistered in violation of Connecticut General Statute Section 13b-103(a) and 14-12(a).
4. A Notice of Hearing was sent to the respondent at 95 Wooster Court, Bristol, Connecticut and 331 Main Street, Bristol, Connecticut. The Notice of Hearing was not claimed by the respondent at either address.
5. The respondent failed to appear at the citation hearing on August 30, 2007.

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 of record shows that on January 11, 2006, the respondent allowed the operation of motor vehicle bearing Connecticut interstate livery marker plate number Z5687Z in intrastate livery service without an intrastate livery permit or the proper marker plates. In addition, on May 23, 2006, a driver for the respondent operated a motor vehicle bearing Connecticut interstate livery marker plate number L6626L in interstate livery service and the vehicle was unregistered in violation of Connecticut General Statute Section 13b-103(a) and 14-12(a).

The Department's records show that the respondent was listed as having a mailing address at both 95 Wooster Court and 331 Main Street in Bristol. A Notice of Hearing was sent to both addresses and the respondent failed to claim it. Since the respondent failed to appear at the hearing, respondent's livery permit will be revoked.


IV. ORDER

Based on the above, Livery Permit Number 2499, standing in the name of Regal Stageways, Inc. is hereby revoked. The revocation shall become 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 18th day of September 2007.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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