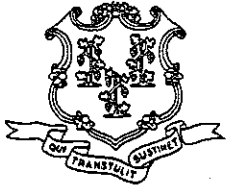


File



STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



2800 BERLIN TURNPIKE, P.O. BOX 317546  
NEWINGTON, CONNECTICUT 06131-7546  
Phone: (860) 594-2875

DOCKET NUMBER 0709-C-142-L  
(Complaint No. LV09-1307-105)

RE: IN THE MATTER OF THE CITATION OF  
WILLIAM LACERDA REZENDE DBA  
REZPONSIBLE LIMOUSINE SERVICE

Final Decision

January 30, 2008

I. INTRODUCTION

A. Background

By citation dated October 3, 2007 issued by the Department of Transportation (hereinafter "department") pursuant to Connecticut General Statutes Section 13b-103, as amended, William Lacerda Rezende dba Rezsponsible Limousine Service (hereinafter "respondent"), holder of Livery Permit Number 3046, 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 3046, for the registration of interstate authority, should not be suspended or revoked or a civil penalty imposed for violation of its permit, issued in accordance with Connecticut General Statutes Section 13b-103, for failure to provide proof of mandatory public service insurance as required by Connecticut General Statutes Section 14-29(a).

B. Hearing

Pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, the public hearing for this citation was held on January 10, 2007.

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 Notice of Hearing, sent by certified mail and signed as to receipt, was received by the department on October 5, 2007.

Wayne Sinclair, staff member of the Regulatory and Compliance Unit of the Department of Transportation, presented the department's evidence. Eugene Morris, public transit inspector was the department's witness.

## II. FINDINGS OF FACT

1. The respondent is holder of Livery Permit Number 3046 for the registration of its authority to operate vehicles in the transportation of passengers in interstate livery service, as issued by the Federal Highway Safety Administration.

2. On September 14, 2007, Eugene Morris, public transit inspector for the Regulatory and Compliance Unit of the department received a copy of a Notice of Plate Cancellation, dated August 28, 2007, from the Department of Motor Vehicles issued to the respondent for marker plate Z8165Z.

3. The Notice of Cancellation was issued because the respondent failed to provide proof of mandatory public service insurance as required by Section 14-29 of the Connecticut General Statutes.

4. On September 17, 2007, Morris checked the Department of Motor Vehicle records which confirmed the cancellation of the marker plate.

5. On September 17, 2007, Morris issued to the respondent a warning letter indicating that an investigation regarding allegations of the respondent's violations of the law was being undertaken and the respondent would be advised upon completion of the investigation.

6. The respondent received the warning letter on September 19, 2007.

7. As of the date of hearing, the department has received no contact from the respondent regarding the pending investigation.

8. A citation notice for hearing was sent by certified mail to the respondent on October 3, 2007, which was received by the respondent and signed for on October 5, 2007.

9. The respondent failed to appear at the hearing.

10. As of January 9, 2008, the respondent has not provided proof of mandatory insurance and its marker plate remains cancelled by the Department of Motor Vehicles, nor has the respondent contacted the department regarding the matter.

III. 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 respondent failed to provide proof of mandatory public service insurance in violation of Connecticut General Statutes Section 14-29(a). The violation of said law constitutes violation of the respondent's permit, issued pursuant to Section 13b-103(a) of the General Statutes.

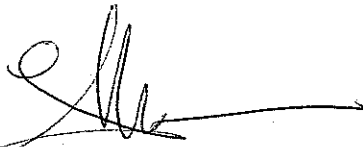
IV. ORDER

Based on the above, Livery Permit Number 3046, standing in the name of William Lacerda Rezende dba Rezsponsible Limousine Service, for the registration of interstate livery service, is hereby revoked.

Said revocation shall become effective fifteen (15) days from the date of the final decision.

Dated at Newington, Connecticut, this 30<sup>th</sup> day of January 2008.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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