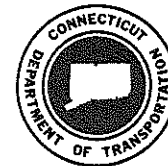


STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 1008-N-74-L

RE: APPLICATION OF Q RUN SERVICE, LLC. TO OPERATE SIX (6)
MOTOR VEHICLES, HAVING A SEATING CAPACITY TEN (10)
ADULTS OR LESS, IN LIVERY SERVICE FOR HANDICAPPED AND
ELDERLY PASSENGERS FROM A HEADQUARTERS IN
STAMFORD.

FINAL DECISION

April 29, 2011

I. INTRODUCTION

A. Application

By application filed on August 24, 2010, with the Department of Transportation (hereinafter "Department"), pursuant to Section 13b-105 of the Connecticut General Statutes, as amended, Q Run Service, LLC. (hereinafter "applicant") located at 7 Piave Street, Unit #19, Stamford, Connecticut seeks authorization to operate six (6) motor vehicles, having a seating capacity of ten (10) adults or less, for the transportation of elderly and handicapped passengers from a headquarters in the town of Stamford.

B. Hearing

Pursuant to Connecticut General Statutes Section 13b-105, as amended, a public hearing on this application was held on April 6, 2011.

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. Notice to the public was given by publication on the Department's website. Pursuant to Connecticut General Statutes Section 13b-17, the commissioner assigned a hearing officer to conduct the hearing on this matter.

C. Appearances

Mr. Seymour Brown appeared on behalf of the applicant. The applicant was represented by Eugene M. Kimmel, Esq. with a mailing address of 9 Morgan Avenue, Norwalk, Connecticut 06851.

D. Findings of Fact

1. The applicant seeks to operate six (6) livery vehicles to transport the elderly and handicapped from a headquarters in Stamford.

2. Individuals at Stamford Hospital have approached the applicant about the idea of transporting elderly and handicapped passengers to and from Stamford Hospital for medical appointments. The applicant plans to solely perform medical transportation.

3. The applicant currently owns three vans, one of which is wheelchair accessible. There are no outstanding loans on these vehicles. The applicant will be operating twenty-four hours a day, seven days a week.

4. The applicant also anticipates receiving work from the Tully Health Center and Tandet Center which are in close proximity to the Stamford Hospital.

5. The applicant owns outright a 2000 Dodge Caravan, 2005 Chrysler Minivan and a 2006 Dodge minivan.

6. The applicant has operated a courier service for the past sixteen years and has some past experience operating a livery company.

7. The applicant has a relationship with Scap Dodge from which the applicant would receive guaranteed financing of any additional vehicles it needs.

8. The applicant has annual expenses of an office lease at \$4,800, insurance premium of \$4,912 per year, fuel of \$16,800, repairs and maintenance of \$42,400 and personal property taxes of \$60.

9. The applicant has total assets and equity of \$102,137, cash of \$25,464, accounts receivable of \$48,729, motor vehicles worth \$35,610 and materials and supplies of \$7,000

10. The estimated revenue for one vehicle is \$332,640.

11. This application was not opposed.

III. DISCUSSION

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 there under, in accordance with Connecticut General Statutes Section 13b-105.

To show financial support, the applicant submitted information that shows that the applicant currently owns a 2000 Dodge Caravan, 2005 Chrysler Minivan and a 2006 Dodge minivan. The applicant has annual expenses of an office lease of \$4,800, insurance premium of \$4,912, fuel of \$16,800, repairs and maintenance of \$42,400 and personal property taxes of \$60.

The applicant has total assets and equity of \$102,137, cash of \$25,464, accounts receivable of \$48,729, motor vehicles worth \$35,610 and materials and supplies of \$7,000. The estimated revenue for one vehicle is \$332,640. Based on the evidence presented, the applicant is financially suitable to use the three vehicles it currently has in livery service or use two of his current vehicles and purchase one used vehicle.

In support of suitability to operate the proposed service, the applicant submitted an updated criminal record check for Mr. Brown which showed no convictions. The applicant has experience in operating a livery service and courier service. The applicant currently performs courier service and mail service under contract with Stamford Hospital. The applicant has shown the necessary suitability to handle the proposed operation to transport the elderly and handicapped.

Lastly, the applicant must prove that the public's convenience and necessity will be improved by the proposed service. Mr. Brown has communicated with several individuals who have told him they would be interested in using his service to transport the elderly and handicapped to and from Stamford Hospital and the near by nursing homes. Mr. Brown currently performs several types of services for the hospital including courier service and mail service and he has experience operating a livery service in the past.

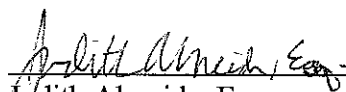
Unfortunately, the applicant failed to produce any independent witnesses from either Stamford Hospital or the other associated nursing homes to corroborate the testimony of the applicant as to the need for this medical transportation. Therefore, based on the lack of evidence to prove a need for this service, this application must be denied.

IV. CONCLUSION

Accordingly, the application in the name of Q Run Service, LLC is hereby denied.

Dated at Newington, Connecticut, this 29th day of April 2011.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



Judith Almeida, Esq.

Staff Attorney III

Administrative Law Unit

Bureau of Finance and Administration