

STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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Phone:

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DOCKET NUMBER 1104-C-28-L
(Case No. LV04-0411-11)

RE: IN THE MATTER OF THE CITATION OF DOUBLE A
CHARTER, INC.

Final Decision

June 9, 2011

I. INTRODUCTION

A. General

By citation dated April 19, 2011, by the Department of Transportation (hereinafter "department"), pursuant to Connecticut General Statutes Section 13b-103, as amended, Double A Charters, Inc. (hereinafter "respondent"), holder of Livery Permit Number 411, 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 411, 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 the respondent violated section 13b-103 of the Connecticut General Statutes in that it failed to maintain vehicle insurance since January 19, 2011.

The citation was served upon the respondent at P.O. Box 36, Rocky Hill, Connecticut 06067 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 June 7, 2011.

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

The applicant failed to appear at the hearing after being duly notified by certified mail.

Eugene Morris, Public Transportation Transit Inspector with the Regulatory and Compliance Unit, was the case presenter in this matter.

II. FINDING OF FACTS

1. On April 6, 2011, Eugene Morris was notified by the Department of Motor Vehicles that Double A Charters, Inc. had failed to maintain insurance since November 12, 2010.

2. Upon visiting the respondent's address of record, 677 Cromwell Avenue, Rocky Hill, Mr. Morris confirmed that the respondent had vacated its office which now appeared to be in the possession of Peter Pan Bus.

3. The respondent's motor vehicle registrations were cancelled by the Department of Motor Vehicles on January 29, 2011.

4. The Department of Motor Vehicles cancelled all of the respondent's license plates on April 11, 2011.

5. Both the warning letter and the notice of hearing were sent to the respondent by certified mail but the respondent never claimed either.

6. The respondent did not appear at the hearing.

III. DISCUSSION

The Department of Transportation has jurisdiction over matters pertaining to the operation of motor vehicles in livery service in the State of Connecticut in 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 has ceased operating its business. Its office is now occupied by another bus company and it lost its motor vehicle insurance in addition to having its registrations and plates cancelled. Since the respondent has failed to appear at the hearing, its permit will be revoked.

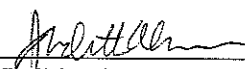
IV. ORDER & CONCLUSION

Based on the above, Livery Permit number 411 in the name of the respondent, Double A Charter, Inc. is hereby revoked within fourteen days from the date of the final decision.

This final decision constitutes notice in accordance with Connecticut General Statutes Section 4-182(c).

Dated at Newington, Connecticut on this the 9th day of June 2011.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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Bureau of Finance and Administration