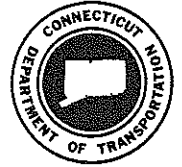


STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NUMBER 1205-C-77-L

RE: IN THE MATTER OF THE CITATION OF EAST COAST LIMOUSINE,  
LLC.

Final Decision

September 19, 2012

## I. INTRODUCTION

### A. General

By citation dated August 2, 2012, by the Department of Transportation (hereinafter "department"), pursuant to Connecticut General Statutes Section 13b-103, as amended, East Coast Limousine, LLC. (hereinafter "respondent"), holder of Certificate Number 2886, 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 Certificate Number 2886, issued for the operation of livery service, should not be suspended or revoked or a civil penalty imposed for violation of its certificate pursuant to Connecticut General Statutes Section 13b-103, et seq.

More specifically, it is alleged that the respondent violated the following Regulations of Connecticut State Agencies:

#### 1. 14-273 Overcrowding

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 September 13, 2012.

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

Shawnda Barbosa appeared pro se on behalf of the respondent. The respondent's mailing address is 60 South Street, Apt. #1, Waterbury, CT 06706.

Eugene Morris, Transportation Public Transit Inspector with the Regulatory and Compliance Unit, presented evidence on behalf of the department.

## II. FINDINGS OF FACT

1. The respondent is the holder of Certificate 2886 in the name of East Coast Limousine.
2. On May 11, 2012, the respondent received a ticket for transporting nine passengers in a motor vehicle registered for eight.
3. Mrs. Barbosa admits to having the vehicle overcrowded but claims she was deceived by the customer as to how many people were going to be in the car.
4. The respondent has not been the subject of any other citation actions in the past.

### III. DEPARTMENT ANALYSIS

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-103, 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-103, 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 agrees that they committed the violation as described in the hearing notice but says she had little choice but to take the extra passenger. The respondent has not had a citation hearing despite its many years in the livery business.

Based on the respondent's past clean record and the lack of severity of the violations, the respondent will be assessed a minimal civil penalty for the violations.

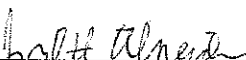
### IV. ORDER

Based on the above, the respondent is hereby ordered to pay to the Department of Transportation, a civil penalty in the amount of ONE HUNDRED DOLLARS (\$100), by certified check, bank check or money order made payable to the "Treasurer, State of Connecticut," within fourteen (14) 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 19<sup>th</sup> day of September 2012.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

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