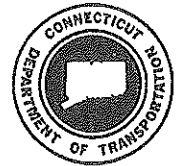




STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 1510-N-133-L

RE: APPLICATION OF MD AKBAR UDDIN D/B/A UNIQUE LIMO TO OPERATE ONE (1) MOTOR VEHICLE, HAVING A SEATING CAPACITY OF LESS THAN ELEVEN (11) ADULTS, IN GENERAL LIVERY SERVICE BETWEEN ALL POINTS IN CONNECTICUT FROM A HEADQUARTERS IN HAMDEN.

FINAL DECISION

December 18, 2015

I. INTRODUCTION

A. Application

By application filed on October 17, 2015 with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, MD Akbar Uddin d/b/a Unique Limo (hereinafter "applicant") of Hamden, Connecticut seeks authorization to operate one (1) motor vehicle, having a seating capacity of less than eleven (11) adults, in general livery service between all points in Connecticut from a headquarters in Hamden.

B. Hearing

Pursuant to Connecticut General Statutes, Section 13b-103(a), as amended, a public hearing on this application was held on December 8, 2015.

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 General Statutes Section 13b-103(a)(1), as amended. Legal notice to the public was given by publication on the department website at www.ct.gov/dot.

A hearing officer was designated by the Commissioner of Transportation to conduct the hearing on this matter, pursuant to Connecticut General Statutes Section 13b-17.

C. Appearances

The applicant appeared through its owner, MD Akbar Uddin and was represented by Michael Stone, Esq., whose address is 129 Church Street, Suite 806, New Haven, Connecticut 06510. The applicant's address is 65 Fairview Avenue, Hamden, Connecticut 06514.

No opposition was presented to the application.

II. FINDINGS OF FACT

1. The applicant owns and operates a taxicab company in Hamden, which has been operating smoothly, with no citations.
2. The applicant's taxicab customers have requested limousine service from

the applicant.

3. Michael Casale is the bell captain at the Omni Hotel in New Haven. He knows the applicant through work, where he uses the applicant to provide transportation for the hotel guests. His repeat hotel guests like the applicant's taxicab service and have asked for limousine service for trips to the airport. He would like to be able to have the applicant provide limousine service to the hotel guests.

4. Mohammed Shahidulla drives a taxicab for the applicant. Shahidulla has received several requests from customers for transportation with a limousine.

5. Max Schmidt uses the applicant's taxicab service and believes the applicant provides good service, is reliable, and takes good care of his customers. Schmidt would use the applicant's limousine service because he likes the service the applicant currently provides.

6. Anyeka Ejikeme lives in Hamden and Towsif Rafi is from East Haven; they would both use the applicant's service for nights on the town and to the casino and Bradley Airport.

7. The applicant purchased a Lincoln Town Car and owns the car outright that will be used in the business. Insurance will cost the applicant an annual premium of \$2,450 which will be paid with a down payment of \$613 and eight monthly payments of \$230. For a six month period, the applicant's expenses are estimated at: rent – \$4,950, utilities – \$1,350, cell phone – \$360, advertising - \$300, and repairs and maintenance - \$2,400.

8. The applicant has available cash in the amount of \$28,000 for the business as of October 2015.

9. The applicant has no criminal conviction history.

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 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 thereunder, in accordance with General Statutes Section 13b-103.

As for the public convenience and necessity element, the applicant has proven through its witnesses that the service will benefit the public in that the service proposed will be more economical and convenient for the public, and more suitable to the applicant's customer needs, and that potential customers have requested the service.

As for the applicant's financial wherewithal, the applicant provided evidence of its cash on hand and its expenses. The applicant will have sufficient funds for startup service.

Lastly, the applicant has no criminal conviction history. He operates a taxicab service and has been successful in such operation. The applicant does not have any pending citation matters against him. He has testified that he is familiar with livery service and will conform to the requirements of the statutes, regulations, and orders of the department concerning same.

IV. CONCLUSION OF LAW

The evidence of records shows that the applicant possesses the financial wherewithal and the suitability to operate the proposed service. The public convenience and necessity will further be improved by the grant of authority, in accordance with Connecticut General Statutes Section 13b-103.

V. ORDER

Based upon the above and pursuant to Connecticut General Statutes Section 13b-103, as amended, the application of MD Akbar Uddin d/b/a Unique Limo is hereby approved and Permit Number 3516 is hereby issued in the name of MD Akbar Uddin d/b/a Unique Limo as follows:

LIVERY PERMIT NO. 3516
FOR THE OPERATION OF LIVERY SERVICE

MD Akbar Uddin d/b/a Unique Limo is hereby permitted and authorized to operate ONE (1) motor vehicle, having a seating capacity of less than eleven (11) adults, in GENERAL LIVERY SERVICE between all points in Connecticut from a headquarters in Hamden, Connecticut.

This Permit may not be sold or transferred until it has been operational, i.e., a vehicle registered with the livery plates thereunder, for not less than twenty-four (24) consecutive months.

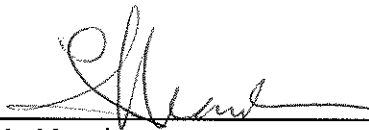
This Permit shall remain in effect until it is amended, suspended or revoked by the Department. Failure of the Permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other State statutes and/or the rules, regulations and orders of the Department shall be considered sufficient cause to amend, suspend or revoke this Permit.

This Permit is transferable only with the approval of the Department and is issued subject to compliance by the holder hereof with all motor vehicle laws of the State of Connecticut, and with such rules, regulations and orders as this Department may from time to time prescribe.

A memorandum of this Permit, bearing the seal of the Department, shall be kept conspicuously posted in the motor vehicles operated under this Permit.

Dated at Newington, Connecticut, this 18th day of December 2015.

CONNECTICUT DEPARTMENT OF TRANSPORTATION



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