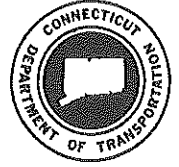




STATE OF CONNECTICUT  
DEPARTMENT OF TRANSPORTATION



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

Phone:

(860) 594-2875

DOCKET NO. 1601-AV-8-L

RE: APPLICATION OF PEOPLES TRANSIT, LLC. TO OPERATE TWO (2) MOTOR VEHICLES, HAVING A SEATING CAPACITY OF LESS THAN ELEVEN (11) ADULTS, FOR THE TRANSPORTATION OF PASSENGERS FOR HIRE BY VIRTUE OF A CONTRACT WITH, OR A LOWER TIER CONTRACT FOR ANY FEDERAL, STATE OR MUNICIPAL AGENCY BETWEEN ALL POINTS IN CONNECTICUT FROM A HEADQUARTERS IN WEST HARTFORD.

FINAL DECISION

JUNE 22, 2016

## I. INTRODUCTION

### A. APPLICATION

By application filed on January 21, 2016, with the Department of Transportation (hereinafter "department"), pursuant to Section 13b-103 of the Connecticut General Statutes, as amended, Peoples Transit, LLC (hereinafter "applicant") located at 42 Jansen Court, West Hartford, Connecticut seeks authorization to operate two (2) motor vehicles, having a seating capacity of less than eleven (11) adults, for the transportation of passengers for hire by virtue of a contract with, or a lower tier contract for, any federal, state or municipal agency between all points in Connecticut from a headquarters in West Hartford.

### B. HEARING

Pursuant to Connecticut General Statutes, Section 13b-103(a) (3), as amended, a public hearing on this application was held on June 16, 2016.

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. Legal notice to the public was given by publication on the department's website.

A hearing officer designated by the Commissioner pursuant to Connecticut General Statutes Section 13b-17 conducted the hearing on this matter.

### C. APPEARANCES

Elnur and Mirza Sadigov appeared pro se on behalf of the applicant. The applicant's address is 42 Jansen Court, West Hartford, Connecticut 06110.

## II. FINDINGS OF FACT

1. The applicant is seeking to provide livery trips for Logisticare with wheelchair vans. The applicant currently operates ten sedan type vehicles for Logisticare.
2. The applicant has submitted an executed contract with Logisticare.
3. Claude Bisson, Transportation Manager for Logisticare, testified in support of the applicant's request to operate two (2) additional wheelchair vehicles to provide transportation to Logisticare in the central part of the state.
4. There was been an increase of 3.5 % in the number of wheelchair requests received by Logisticare from January 2016 to June 2016.

5. Without the ability to locate suitable wheelchair providers Logisticare may have to utilize stretcher transportation which costs \$148 more per trip.

6. The applicant's estimated six months of expenses include \$8,900 for insurance, \$1,000 for repairs, \$400 for property tax and \$31,120 for the purchase two vehicles.

7. The applicant has \$46,808 in the bank.

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

To show financial support, the applicant submitted evidence that the applicant's estimated six months of expenses include \$8,900 for insurance, \$1,000 for repairs, \$400 for property tax and \$31,120 to purchase two vehicles. The applicant has \$46,808 cash in the bank which is enough to cover these expenses. Based on the evidence presented, the applicant is financially viable to operate the proposed livery service.

Regarding the applicant's suitability, the applicant submitted a criminal record check for Mirza Sadigov which showed no convictions. Elner Sadigov had a minor violation in 2014 for disorderly conduct the result of which was a nolle. This incident will not be held against the applicant. The applicant has been in business for several years and has acquired the business acumen to handle the additional vehicles. The applicant has shown the requisite suitability to be granted the additional livery authority.

In addition to presenting a late filed executed contract with Logisticare to provide livery service for the vehicles requested, Mr. Bisson from Logisticare testified in support of the application. Logisticare needs additional wheelchair vans to transport their increasing number of clients in the central part of the state.

Based on the evidence presented, the applicant will be granted the authority to operate the two (2) additional vehicles that Logisticare has requested.

#### IV. ORDER

Based upon the above and pursuant to Connecticut General Statute Section 13b-103, as amended, the application is hereby granted. Accordingly, Livery Permit Number 3261, standing in the name of People's Transit, LLC is hereby reissued as follows:

#### **LIVERY PERMIT NO. 3261**

People's Transit, LLC is hereby permitted and authorized to operate six (6) motor vehicles, each having a passenger seating capacity of less than eleven (11) adults, in general livery service from a headquarters in West Hartford.

#### **DURATIONAL LIVERY SERVICE UNDER CONTRACT WITH LOGISTICARE DOCKET NO. 1601-AV-8-L-GRANTED ON JUNE 22, 2016**

People's Transit, LLC is authorized to operate two (2) motor vehicles, having a seating capacity of less than eleven (11) adults, for the provision of transportation for hire by virtue of a contract with Logisticare from a headquarters in West Hartford.

#### **RESTRICTIONS:**

**The applicant must register and insure all of the motor vehicles granted in this docket within sixty (60) days from the date of this final decision. Any vehicles not registered or insured within the sixty (60) day period will be revoked automatically.**

The authority for the two (2) vehicles granted in Docket No. 1601-AV-8-L, shall be durational in nature and shall exist only for the period of time that the permit holder has a current and continuing contract in effect for the provision of livery service with Logisticare.

The permit holder shall notify the department of any termination of its contract with Logisticare or the cessation of the active provision of service thereunder. The permit holder shall file with the department on an annual basis, upon registration or re-registration of the motor vehicles authorized in this decision, a current, executed copy of the extension of said contract. Failure to file an extension of the contract, or a new executed contract shall void the authority for the vehicles authorized pursuant to this contract.

This permit is not transferable and shall remain in effect until revoked by the department or until the contract under which this authority is granted has expired. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and

other State statutes and/or rules, regulations and orders of the department shall be considered sufficient cause to amend, suspend or revoke said permit.

A memorandum of this permit, bearing the seal of the department, shall be conspicuously posted in each motor vehicle operated under this permit.

**DURATIONAL LIVERY SERVICE  
UNDER CONTRACT WITH LOGISTICARE  
DOCKET NO. 1301-NGOV-171-L-GRANTED ON JANUARY 7, 2014**

People's Transit, LLC is authorized to operate four (4) motor vehicles, having a seating capacity of less than eleven (11) adults, for the provision of transportation for hire by virtue of a contract with Logisticare from a headquarters in West Hartford.

**RESTRICTIONS:**

The authority for the four (4) vehicles granted in Docket No. 1301-NGOV-171-L, shall be durational in nature and shall exist only for the period of time that the permit holder has a current and continuing contract in effect for the provision of service with Logisticare.


The permit holder shall notify the department of any termination of its contract with Logisticare or the cessation of the active provision of service thereunder. The permit holder shall file with the department on an annual basis, upon registration or re-registration of the motor vehicles authorized in this decision, a current, executed copy of the extension of said contract. Failure to file an extension of the contract, or a new executed contract shall void the authority for the vehicles authorized pursuant to this contract.

This permit is not transferable and shall remain in effect until revoked by the department or until the contract under which this authority is granted has expired. Failure of the permit holder to maintain proper insurance and/or comply with all pertinent motor vehicle laws and other State statutes and/or rules, regulations and orders of the department shall be considered sufficient cause to amend, suspend or revoke said permit.

A memorandum of this permit, bearing the seal of the department, shall be conspicuously posted in each motor vehicle operated under this permit.

Dated at Newington, Connecticut June 22, 2016.

CONNECTICUT DEPARTMENT OF TRANSPORTATION

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